

Tuesday, 30 November 2021

Te Hui o Te Kaunihera ā-Rohe o Heretaunga

Hastings District Council

Council Meeting

Kaupapataka

Agenda

Te Rā Hui:
Meeting date: **Tuesday, 30 November 2021**

Te Wā:
Time: **2.00pm**

Te Wāhi:
Venue: **Council Chamber
Ground Floor
Civic Administration Building
Lyndon Road East
Hastings**

Te Hoapā:
Contact: **Democracy and Governance Services
P: 06 871 5000 | E: democracy@hdc.govt.nz**

Te Āpiha Matua:
Responsible
Officer: **Chief Executive - Nigel Bickle**

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HASTINGS DISTRICT COUNCIL
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TE KAUNIHERA Ā-ROHE O HERETAUNGA

Tuesday, 30 November 2021

Te Hui o Te Kaunihera ā-Rohē o Heretaunga

Hastings District Council

Council Meeting

Kaupapataka

Agenda

Tiamana

Chair: Mayor Sandra Hazlehurst

Mematanga:

Membership:

Ngā KaiKaunihera

Councillors: Bayden Barber, Alwyn Corban, Malcolm Dixon, Damon Harvey, Tania Kerr (Deputy Chair), Eileen Lawson, Simon Nixon, Henare O'Keefe, Peleti Oli, Ann Redstone, Wendy Schollum, Sophie Siers, Geraldine Travers and Kevin Watkins

Tokamatua:

Quorum:

8 members

Apiha Matua

Officer Responsible:

Chief Executive – Nigel Bickle

*Te Rōpū Manapori me te
Kāwanatanga*

Democracy and

Governance Services:

Louise Stettner (Extn 5018)

Te Rārangi Take

Order of Business

1.0 Opening Prayer – *Karakia Whakatūwheratanga*

2.0 Apologies & Leave of Absence – *Ngā Whakapāhatanga me te Wehenga ā-Hui*

At the close of the agenda no apologies had been received.

At the close of the agenda no requests for leave of absence had been received.

3.0 Conflict of Interest – *He Ngākau Kōnatunatu*

Members need to be vigilant to stand aside from decision-making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to scan the agenda and assess their own private interests and identify where they may have a pecuniary or other conflict of interest, or where there may be perceptions of conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the relevant item of business and withdraw from participating in the meeting. If a Member thinks they may have a conflict of interest, they can seek advice from the General Counsel or the Manager: Democracy and Governance (preferably before the meeting).

It is noted that while Members can seek advice and discuss these matters, the final decision as to whether a conflict exists rests with the member.

4.0 Confirmation of Minutes – *Te Whakamana i Ngā Minitī*

Minutes of the Council Meeting held Thursday 14 October 2021.
(Previously circulated)

Minutes of the Council Meeting held Thursday 28 October 2021.
(Previously circulated)

5.0 Youth Council Chairman's Report 2021

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6.0 Parking Controls

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7.0	Whakatū Water Treatment Upgrade - Update on Ngaruroro Avenue Reserve Reclassification	15
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12.0	Minor Items – <i>Ngā Take Iti</i>	
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15.0	Municipal Building Tenancies	

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Item 5

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Pip Dixon, Employer Connector

Te Take:
Subject: Youth Council Chairman's Report 2021

1.0 Purpose and summary - *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 The purpose of this report is to provide a summary of the year's activities and events undertaken by the 2021 Youth Council.
- The Chairperson of the 2021 Youth Council – Keelan Heesterman will present his final report to the Council.

2.0 Recommendations - *Ngā Tūtohunga*

- A) That the Council receive the report titled Youth Council Chairman's Report dated 30 November 2021.
- B) That the Council receive the report of the Youth Council Chairman.

Attachments:

There are no attachments for this report.

Tuesday, 30 November 2021

Item 6

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: James Haronga, Parking Transportation Officer

Te Take:
Subject: Parking Controls

1.0 Executive Summary – *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 The purpose of this report is to obtain a decision from Council on changes to parking controls in Maultsaid Place and Canning Road.
- 1.2 This proposal arises from a complaint requesting the introduction of a parking control in Maultsaid Place and concludes by recommending a change in the area.
- 1.3 Developments in Canning Road have changed the layout and required changes to the existing parking controls.
- 1.4 The report concludes by recommending the changes in the area.

ROAD	EXISTING CONTROLS TO BE REMOVED/CHANGED	PROPOSED CONTROLS
Maultsaid Place	None	No Stopping Zone (Prohibited Area)
Canning Road/West	Remove two spaces	P15
Canning Road/West	Extend one space	P120

2.0 Recommendations - Ngā Tūtohunga

- A) That the Council receive the report titled Parking Controls dated 30 November 2021.
- B) That Council resolve pursuant to Clause 5.3.1(a) (i) of Chapter 5 (Parking and Traffic) of the Hastings District Council Consolidated Bylaw 2021, the entire eastern side of Maultsaid Place to become a No Stopping Zone (Prohibited Parking).
- C) That Council resolve pursuant to Clause 5.3.1(a)(i) of Chapter 5 (Parking and Traffic) of the Hastings District Council Consolidated Bylaw 2021, to remove the existing two P15 parking spaces located 124 metres north of the intersecting point of Orchard Road and extending 10 metres north on the west side of Canning Road.
- D) That Council resolve pursuant to Clause 5.3.1(a)(i) of Chapter 5 (Parking and Traffic) of the Hastings District Council Consolidated Bylaw 2021, to extend the P120 parking area by one parking space located 139 metres north of the intersecting point of Orchard Road and extend 6 metres north on the west side of Canning Road.

3.0 Background – Te Horopaki

- 3.1 From time to time it is necessary to introduce parking controls and/or amend those that are already in place.
- 3.2 In order that the changes are legally established and enforceable, a formal resolution by Council is required.
- 3.3 The following information provides the background and current situation relevant to the changes being proposed.

4.0 Discussion – Te Matapakitanga

4.1 Maultsaid Place – No Stopping Zone (Prohibited Parking) (Recommendation B)

Hawke's Bay Homes approached Hastings District Council to establish a no stopping area (prohibited parking) on the eastern side of Maultsaid Place. This is due to the grassed area being a swale which is designed to drain stormwater. Parking on a swale damages the underground infrastructure potentially causing flooding.



4.2 Canning Road west side – Remove two parking spaces - P15 (Recommendation C)

Developments in Canning Road West has caused a new entranceway to be established forcing the loss of two (2) P15 parking spaces.



4.3 Canning Road west side – Extend one parking space - P120 (Recommendation D)

Developments in Canning Road West have caused a new entranceway to be established resulting in the need to extend the P120 area by one (1) parking space.



5.0 Options – Ngā Kōwhiringa

Option One - Recommended Option - Te Kōwhiringa Tuatahi – Te Kōwhiringa Tūtohunga

5.1 To change the Parking controls to allow the parking arrangement as outlined at the sites in section 4.

Option Two – Status Quo - Te Kōwhiringa Tuarua – Te Āhuetanga o nāiane

5.2 To continue current arrangements.

6.0 Next steps – *Te Anga Whakamua*

If approved the officers will implement the changes.

Attachments:

There are no attachments for this report.

Summary of Considerations - *He Whakarāpopoto Whakaarohanga*

Fit with purpose of Local Government - *E noho hāngai pū ai ki te Rangatōpū-ā-Rohe*

The Council is required to give effect to the purpose of local government as set out in section 10 of the Local Government Act 2002. That purpose is to enable democratic local decision-making and action by (and on behalf of) communities, and to promote the social, economic, environmental, and cultural wellbeing of communities in the present and for the future.

Link to the Council's Community Outcomes – *Ngā Hononga ki Ngā Putanga ā-Hapori*

Moving people and goods around safely and efficiently.

Māori Impact Statement - *Te Tauākī Kaupapa Māori*

N/A

Sustainability - *Te Toitūtanga*

N/A

Financial considerations - *Ngā Whakaarohanga Ahumoni*

N/A

Significance and Engagement - *Te Hiranga me te Tūhonotanga*

This decision does not trigger the threshold of the Significance and Engagement policy.

Consultation – internal and/or external - *Whakawhiti Whakaaro-ā-roto / ā-waho*

Maultsaid Place - No Stopping Zone (Prohibited Parking)

An officer visited Maultsaid Place and advised all businesses that parking on the swale is causing damage and that Council intends to formally prohibit parking on the eastern side of Maultsaid Place. Council supplied pamphlets to all businesses in the area explaining the proposed change and suggested an alternative option if on-street parking was required. All businesses in the area were in agreeance of the proposed change.

Canning Road West – P15 Removal/P120 extended

Consultation was carried out with businesses in the area and they all agreed with the changes in the specified area.

Risks

N/A

REWARD – <i>Te Utu</i>	RISK – <i>Te Tūraru</i>
N/A	N/A

Rural Community Board – *Te Poari Tuawhenua-ā-Hapori*

N/A

Tuesday, 30 November 2021

Item 7

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Steve Cave, Senior Projects Engineer

Te Take: **Whakatū Water Treatment Upgrade - Update on Ngaruroro**
Subject: **Avenue Reserve Reclassification**

1.0 Executive Summary – Te Kaupapa Me Te Whakarāpopototanga

- 1.1 The purpose of this report is to obtain a resolution from Council to declare under Section 24 of Reserves Act 1977 (the Act) the reclassification of part of Ngaruroro Avenue Reserve (Lot 6 DP 13882) from Recreation Reserve to Local Purpose Reserve with the sub classification of ‘public utility’ and grants easements for associated infrastructure for the purpose of constructing the Whakatū water treatment plant upgrade. **(Attachment 1).**
- 1.2 This report contributes to the purpose of local government by primarily promoting Social and Economic wellbeing of communities and more specifically through the Council’s strategic objective of safe and healthy drinking water.
- 1.3 This request has arisen from an earlier report to Council on the 14th October 2021 where Officers sought approval to proceed with statutory process to reclassify part of the reserve and granting of easements to enable the Whakatū water treatment plant upgrade to proceed.
- 1.4 Following that meeting Council resolved to proceed with the public notification process for the reclassification of part of the reserve and the granting of easements.
- 1.5 Public notices were published in local newspapers as well as circulated to various community groups within Whakatū with the closing date for submissions being 4pm Friday 19th November 2021.
- 1.6 Ngaruroro Avenue Reserve is currently vested as Recreation Reserve under the Act with the primary purpose of providing areas for public recreation. It features a modest open space area with a children’s playground and basketball court.
- 1.7 Part of the reserve (720 m² representing 15% of the land area) will need to be reclassified to Local Purpose Reserve under the Act to enable this facility to be built on Ngaruroro Avenue Reserve and enable the existing infrastructure to comply with the Act.

- 1.8 The statutory process involved in reclassifying reserves is outlined in **(Attachment 2)**. This process has been developed in consultation with Council's Legal Counsel and external consultants The Property Group and Good Earth Matters and has the greatest degree of transparency for the community and gives protection for the remaining portion of the reserve as Recreation Reserve.
- 1.9 Under Section 24 of the Reserves Act, Council is required to publicly notify the proposal to reclassify part of the reserve and allow persons claiming to be affected by the proposal an opportunity to make a submission in writing. Also, the grant of the proposed right of way, water supply, electricity and telecommunications easements required over the balance Recreation Reserve, also require public notification to be given by Council under Section 48 of the Reserves Act.
- 1.10 One submission was received during the notification period but this does not relate to the reclassification process.
- 1.11 The submission received is about the reserve enhancements proposed for the balance of recreation reserve.

2.0 Recommendations - Ngā Tūtohunga

- A) That the Council receive the report titled Whakatū Water Treatment Upgrade - Update on Ngaruroro Avenue Reserve Reclassification dated 30 November 2021.
- B) That Council:
- a) notes that one submission was received with no submissions opposing the proposed change of classification;
 - b) thanks submitters for participating in the consultation process;
 - c) agrees to reclassify those parts of the Ngaruroro Avenue Reserve defined as:
 - i. part Lot 6 DP 13882 shown marked '0.0373 ha' on Attachment 1
 - ii. part Lot 6 DP 13882 shown marked '0.0347 ha' on Attachment 1
 from Recreation Reserve to Local Purpose (Public Utility) Reserve under section 23 of the Reserves Act 1977;
- C) That Council:
- a) agrees to grant a right to convey water, electricity and telecommunications easement under section 48 of the Reserves Act 1977 over that part of Lot 6 DP 13882 shaded blue on Attachment 1 for the benefit of the Local Purpose (Public Utility) Reserve marked '0.0347 ha' on Attachment 1;
 - b) agrees to grant a right to convey water, electricity and telecommunications easement under section 48 of the Reserves Act 1977 over that part of Lot 6 DP 13882 shaded green on Attachment 1 for the benefit of the Local Purpose (Public Utility) Reserve marked '0.0373 ha' and '0.0347 ha' on Attachment 1;
 - c) agrees to grant a right of way easement under section 48 of the Reserves Act 1977 over that part of Lot 6 DP 13882 shaded purple hatched on Attachment 1 for the benefit of the Local Purpose (Public Utility) Reserve marked "0.0373 ha' on Attachment 1;
 - d) directs officers to seek survey of the areas to be reclassified and of the required easements;
 - e) directs officers to publish the reclassification, as resolved in this meeting, in the New Zealand Gazette; and
 - f) directs easement instruments be registered to grant the required easements;

- g) notes that, barring unforeseen circumstances, it is intended that the Whakatū drinking water supply upgrade will be completed by 30 June 2022 in order to meet Drinking Water Assessor compliance requirements.

3.0 Background – *Te Horopaki*

- 3.1 Ngaruroro Avenue Reserve “the Reserve” is a small neighbourhood reserve located off Ngaruroro Avenue in Whakatū.
- 3.2 The Reserve was vested under the Reserves Act in 1975 and is classified as Recreation Reserve.
- 3.3 The proposed drinking water upgrade on the Reserve will include a new 300m³ water reservoir and new containerised water treatment plant that is near identical in size and footprint to what has recently been constructed at the Clive, Tucker Lane site.
- 3.4 Discussed in a report to Council, 14th October 2021, a reserve mitigation package based on feedback from the community on potential reserve improvements that would enable the drinking water upgrade to be completed on the Ngaruroro Avenue Reserve with community support, was compiled.
- 3.5 The proposed reserve enhancement package included new park equipment, a mural or montage on the reservoir, screen plantings, weed removal along the back reserve boundary and renewed fencing. The value of the reserve enhancement is estimated at \$390,000. Of this \$105,000 would be funded from existing LTP budget provision for playground renewal and \$285,000 would be a Drinking Water upgrade project cost, of which \$185,000 is unbudgeted.
- 3.6 Officers recommended in the 14th October 2021 report to Council, that the additional project cost of \$185,000 for the Whakatū reserve enhancement mitigation package be funded from the wider Drinking Water Capital Works budget. Officers intend to bring an update for the wider overall Major Drinking Water Capital Works programme and budget to Council early in the New Year, with emphasis on impacts of the ongoing Covid environment.
- 3.7 In the report to Council, 14th October 2021, Council:
- Endorsed part of the Reserve as the preferred site for the new drinking water treatment plant and reservoir for Whakatū and the accompanying reserve enhancement mitigation package.
 - Directed the CEO to enact the proposed statutory planning process, as outlined in **Attachment 2**, for obtaining the necessary consents to allow the construction of the new water reservoir and water treatment plant on Ngaruroro Avenue Reserve.
 - Approved the public notification of Council’s intention to reclassify part of Ngaruroro Avenue Reserve from Recreation Reserve to Local Purpose Reserve under Section 24 of the Reserves Act and the granting of easements.
- 3.8 A public notice was advertised in the local papers on Wednesday 20th and Saturday 23rd October 2021 with a specified submission close of 4pm, Friday 19th November 2021 – (**Attachment 3**).
- 3.9 One submission was received – (**Attachment 4**).

4.0 Discussion – *Te Matapakitanga*

- 4.1 No submissions were received in objection to the reclassification of part of the reserve or the granting of easements.

- 4.2 Council therefore needs to resolve to proceed with reclassification of part of Ngaruroro Avenue Reserve to Local Purpose Reserve – Public Utility, in accordance with Section 24 of the Reserves Act and the proposed grant of easements in accordance with Section 48 of the Act.
- 4.3 In parallel with the public notification process, Officers have been discussing the proposed project with affected parties to assist with a separate planning process for Land Use resource consent. Written affected party approval has been received from seven of the eight identified affected parties.
- 4.4 To progress to construction stage officers require:
- 4.4.1 Council agreement to reclassify those parts of the Ngaruroro Avenue Reserve defined as:
- part Lot 6 DP 13882 shown marked '0.0373 ha' on Attachment 1
- part Lot 6 DP 13882 shown marked '0.0347 ha' on Attachment 1
- from Recreation Reserve to Local Purpose (Public Utility) Reserve under section 23 of the Reserves Act 1977;
- 4.4.2 completing reclassification process including public notification period;
- 4.4.3 obtaining Land Use Resource Consent including Affected Party Approvals.
- 4.5 Provided Reclassification and Land use consent processes progress without objection and are obtained, construction works onsite will commence February / March 2022 and will be completed by 30 June 2022.

5.0 Options – Ngā Kōwhiringa

Option One - Recommended Option - Te Kōwhiringa Tuatahi – Te Kōwhiringa Tūtohunga

- 5.1 This option sees Council resolving to declare under Section 24 of Reserves Act 1977 (the Act) the reclassification of part of Ngaruroro Avenue Reserve (Lot 6 DP 13882) from Recreation Reserve to Local Purpose Reserve with the sub classification of 'public utility' for the purpose of constructing the Whakatū water treatment plant upgrade.
- 5.2 By only reclassifying part of the reserve it clearly delineates the use and purpose for each part of the reserve for recreation and public utility and ensures the protection of the remaining reserve for community recreation and use. It is worth noting that the reclassification process will tidy up the land status for existing water supply assets.

Advantages

- Clearly delineates the use and purpose of the reserve.
- Provides the least additional project cost.
- Adds community value through reserve enhancement.
- Adds recreational value through improved reserve elements.

Disadvantages

- Nil.

Option Two – Status Quo - Te Kōwhiringa Tuarua – Te Āhuatanga o nāianeī

- 5.3 This option would reject the recommendation to reclassify part of the reserve and leave as Recreation Reserve for entire reserve.
- 5.4 This option would go against the earlier Council resolution on 14th October to support Ngaruroro Avenue Reserve as the preferred site for the new drinking water treatment plant and reservoir for Whakatū.

- 5.5 This would significantly impact on the ability for the project to meet the 30 June 2022 deadline for completing the works.

6.0 Next steps – *Te Anga Whakamua*

- 6.1 By adopting Option 1 as recommended, Council will resolve to proceed with reclassification of part of Ngaruroro Avenue Reserve to Local Purpose Reserve – Public Utility, in accordance with Section 24 of the Reserves Act and the proposed grant of easements in accordance with Section 48 of the Act.
- 6.2 A survey will be required to delineate that part of the reserve to be reclassified and the easements required for access to existing water bore and associated infrastructure not included in the area for re-classification.
- 6.3 The final reclassification step would be the approval of the gazette notice of the change of part of the reserve classification for Lot 6 DP 13882 and any easements for publication in the Gazette.
- 6.4 In parallel with the reclassification an application for Land Use Consent to complete the upgrade on the reserve will be applied for.

Attachments:

1⇒	Attachment 1: Water Treatment Plant Upgrade Plan	PRJ18-61-0490	Under Separate Cover
2⇒	Attachment 2: Statutory Process	PRJ18-61-0489	Under Separate Cover
3⇒	Attachment 3: Whakatū Public Notice	PRJ18-61-0500	Under Separate Cover
4⇒	Attachment 4: Submission - Sarah Greening	PRJ18-61#0506	Under Separate Cover

Summary of Considerations - *He Whakarāpopoto Whakaarohanga*

Fit with purpose of Local Government - *E noho hāngai pū ai ki te Rangatōpū-ā-Rohe*

The Council is required to give effect to the purpose of local government as set out in section 10 of the Local Government Act 2002. That purpose is to enable democratic local decision-making and action by (and on behalf of) communities, and to promote the social, economic, environmental, and cultural wellbeing of communities in the present and for the future.

Link to the Council's Community Outcomes – *Ngā Hononga ki Ngā Putanga ā-Hapori*

This proposal promotes the social and economic wellbeing of communities in the present and for the future by providing safe drinking water.

Māori Impact Statement - *Te Tauākī Kaupapa Māori*

Tangata Whenua will be notified of the Whakatū drinking water supply upgrade as part of the Land Use Consent process.

Sustainability - *Te Toitūtanga*

The reclassification of part of Ngaruroro Avenue reserve contributes to a more sustainable drinking water supply.

Financial considerations - Ngā Whakaarohanga Ahumoni

Refer paragraphs 3.5 and 3.6.

Significance and Engagement - Te Hiranga me te Tūhonotanga

This decision/ report has been assessed under the Council's Significance and Engagement policy as being of medium significance to the community and hence the significant engagement with the Whakatū community via a series of hui as part of project development.

Consultation – internal and/or external - Whakawhiti Whakaaro-ā-roto / ā-waho

Public notices were published in both the Hawke's Bay Today and Hastings Leader on Wednesday 20th October and Saturday 23rd October 2021.

Council has received one submission in response to the public notice. The submission does not relate to the proposed reclassification and easement actions under the Reserves Act. (Rather the type of reserve improvements proposed for the balance of Recreation Reserve.)

Risks

One submission was received through the public notification process. The Reserves Act is quite prescriptive about what submitters can comment on with regards to the reclassification proposal and the submission received does not relate to the reclassification process. This means the reclassification process can proceed unimpeded.

Opportunity:

Opportunity to add community value beyond the drinking water supply upgrade through enhancing Ngaruroro Avenue Reserve.

REWARD – <i>Te Utu</i>	RISK – <i>Te Tūraru</i>
Improved recreation values for the community Safe drinking water for the community Surety of land tenure for the maintenance of the new water asset on the reclassified portion of reserve. Best value achieved for the ratepayer	Unforeseen Community opposition could delay delivery of the project

Rural Community Board – Te Poari Tuawhenua-ā-Hapori

Not applicable

Tuesday, 30 November 2021

Item 8

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Lachlan Crawford, Traffic Engineering Officer

Te Take:
Subject: Proposed Road Closure Trial for Ōtene Road and Ruahāpia Road

1.0 Executive Summary – *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 The purpose of this report is to provide an update of actions and outcomes with regard to the illegal driving behaviour on Ōtene and Ruahāpia Roads.
- 1.2 To seek approval from Council to initiate a trial road closure in an attempt to eradicate unlawful and dangerous behaviours.
- 1.3 If this trial is successful, officers will bring a report to a future Council meeting recommending a permanent closure of the road, by means of either Road Stopping or repurposing of the road reserve. The trial will be in place for approximately 6 months, however this will be flexible depending on whether results are clear at that time.

2.0 Recommendations - *Ngā Tūtohunga*

- A) That the Council receive the report titled Proposed Road Closure Trial for Ōtene Road and Ruahāpia Road dated 30 November 2021.
- B) That the Council approve trial road closures pursuant to the Local Government Act 1974, Schedule 10, Clause 11(d) on:
 - i. Ruahāpia Road (South) from approximately Route Position 1.580km to the end at Ōtene Road; and
 - ii. Ōtene Road from approximately Route Position 0.960km to the end at Ruahāpia Road (South).
- C) That the Council note the operational decision for proposed road narrowing works on Ruahāpia Road (North) between the Railway line and Pakowhai Road to help resolve illegal driving and disorder activities.

3.0 Background – Te Horopaki

3.1 Following the construction of Te Ara Kahikatea (Whakatū Arterial Link), and the associated severance of Ruahāpia Road at both Pakowhai Road and the railway line, the area has seen a significant increase in illegal activities such as:

- Sustained loss of traction i.e. skids, burnouts and donuts
- Street racing
- Illegal dumping
- Drug dealing

3.2 The activity has changed somewhat since the beginning of the COVID-19 pandemic. Rather than the large gatherings that would occur prior to the pandemic, we are now seeing smaller groups or lone vehicles more regularly and sporadically which is more difficult to police.

3.3 The severance has created two distinct areas of concern:

A) Ruahāpia Road (South) & Ōtene Road



Figure 1 - Aerial view of Ruahāpia / Ōtene Road



Figure 2 - Google Streetview of Ōtene Road

B) Ruahāpia Road (North) – between Pakowhai and Railway lines



Figure 3 - Aerial view of Ruahāpia Road (North)



Figure 4 - Google Streetview of Ruahāpia Road (North)

3.4 The increase in illegal activity is likely due to:

- Significant reduction in through traffic on these roads,
- The close proximity to the urban area, while being somewhat secluded,
- Available parking and congregation area alongside Ōtene Road,
- Available road width on Ruahāpia Road (North).

3.5 The behaviour is causing considerable distress to nearby residents due to the excessive noise and safety concerns, including confrontations and threats of violence when residents have tried to intervene.

3.6 Council Officers have been working with Road Police to increase patrol frequency and have installed a CCTV camera at the intersection of Ruahāpia and Ōtene Roads to provide Police with video evidence. This has resulted in 39 vehicle confiscations so far and a significant number of infringements issued.

3.7 Despite the increased police presence and action, the behaviour continues and is unlikely to cease without significant interventions.

4.0 Discussion – Te Matapakitanga

4.1 Proposed treatment – Ruahāpia Road South/Ōtene Road

Officers are proposing a trial road closure to determine whether removing the main area where the illegal activity happens resolves the problem or simply shifts it to another location.

- The area will be blocked off by bollards at the last property access on both roads, as shown in Figure 5 below,
- Lockable gates will also be installed to allow access for maintenance contactors, emergency vehicles and neighbouring orchard activities,
- A non-trafficable drainage channel will also be created alongside Ōtene Road to prevent congregation further down the road,
- The lime sand cycle path alongside the railway line will not be affected.

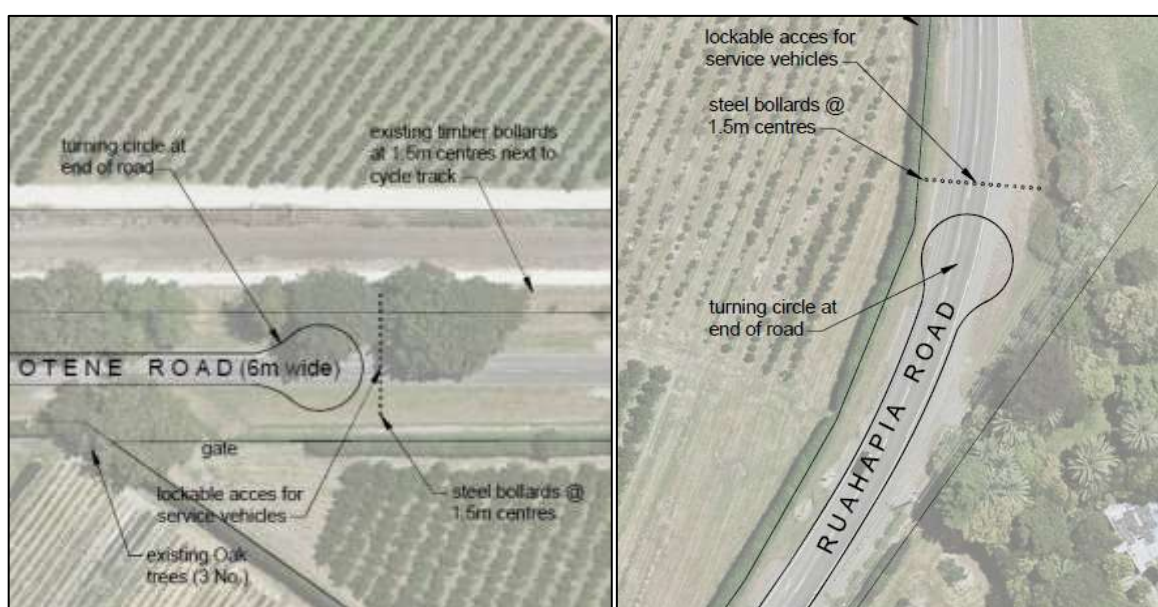


Figure 5 – Proposed Road Closure Trial

- 4.2 The trial road closure falls within Local Government Act 1974: Schedule 10 - *Conditions as to stopping of roads and the temporary prohibition of traffic on roads; clause 11(d).*

11. The council may, subject to such conditions as it thinks fit (including the imposition of a reasonable bond), and after consultation with the Police and the New Zealand Transport Agency, close any road or part of a road to all traffic or any specified type of traffic (including pedestrian traffic)—

- (a) while the road, or any drain, water race, pipe, or apparatus under, upon, or over the road is being constructed or repaired; or
- (b) where, in order to resolve problems associated with traffic operations on a road network, experimental diversions of traffic are required; or
- (c) during a period when public disorder exists or is anticipated; or
- (d) when for any reason it is considered desirable that traffic should be temporarily diverted to other roads; or**

(e) for a period or periods not exceeding in the aggregate 31 days in any year for any exhibition, fair, show, market, concert, film-making, race or other sporting event, or public function.

12. The powers conferred on the council by clause 11 (except paragraph (e)) may be exercised by the chairman on behalf of the council or by any officer of the council authorised by the council in that behalf.

- 4.3 If this trial is successful, officers will bring a report to a future Council meeting recommending a permanent closure of the road, by means of either Road Stopping or repurposing of the road reserve.
- 4.4 The trial will be in place for approximately 6 months, however this will be flexible depending on whether or not the results are clear at that time.
- 4.5 The trial road closure will be seen as a success if there is a noticeable reduction of illegal behaviour throughout the entire area, not just in the closed area. It will be measured by Police complaints as well as resident feedback.
- 4.6 A community meeting was held at Ellwood Function Centre on Wednesday 11th August to present the proposal to the community. Approximately 30 community members were present, including the residents closest to the trial location and representatives from the neighbouring orchard who would be most affected. Following some discussion and debate, the proposed road closure trial was unanimously supported.
- 4.7 The following is a statement from Road Police on the matter:

This location has been plagued with anti-social activities including drug use, rubbish dumping and burnouts. Since the beginning of the COVID -19 pandemic the boy racer scene has changed significantly from mostly large gatherings to one or two cars at a time. Offenders we have spoken to openly acknowledge the location is chosen because of the angst it causes the locals and it is akin to 'tagging'. They don't seem to care and use it as an excuse to push back against perceived injustices with big government. Offending occurs day and night without pattern. This makes it difficult to police and frustrating for those involved.

Police patrol there on a regular basis (daily) but given the change in behaviour it is difficult to predict offending patterns. Some go there on a lunch break to do a burnout! Of the 39 cars impounded from the location only 3 were stopped at the time. All of the other offending was only able to be followed up due to the CCTV camera operating. Had this not been the case we suspect the offending would still be as bad as it was 12 months ago.

There have been 39 impounds to date. Reported complaints have gone from 10 a week to 1 or 2. Whilst burnouts are still occurring the activity has lessened since the use of the camera and police being very open with the anti-social road users that they are being filmed.

We believe the proposed road closure would help in creating a more family friendly environment i.e. kids not seeing drug use, sex etc. Whilst there is a risk of displacing the issue to another location we believe this is outweighed by the potential benefits.

- 4.8 The cost of the trial is estimated to be in the order of \$50,000 and will be allocated from existing budgets.

4.9 **Proposed treatment – Ruahāpia North**

On this section of Ruahāpia Road a road closure is not feasible due to the location of property accesses, so as such the proposed intervention differs from the above trial.

The concept design is shown below in Figure 6, which:

- Reduces the road width considerably, from 8m (on the bottom section) and 14m (on the top section) to 5.5m, the minimum width allowable under HDC Code of Practice.
- Creates a cycle path to link the Ōtene Road path and the Pakowhai Regional Path. This will be a mixture of lime sand and existing road surface.
- The remainder of the road will be torn up and formed into a non-trafficable drainage channel.
- The intersection of Ruahāpia Road and Whakatū Road will also be narrowed down, and the slip lanes removed and landscaped.

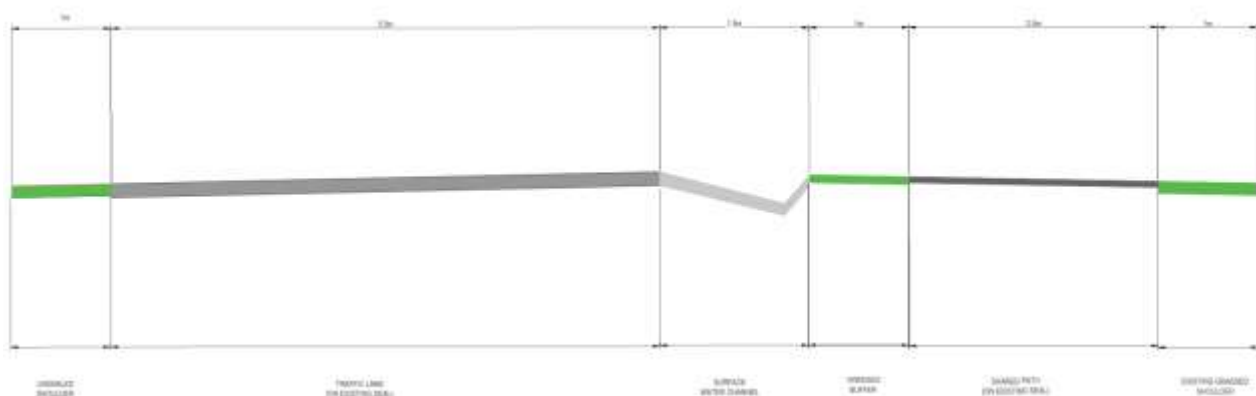


Figure 6 – Proposed Road Narrowing (Ruahāpia Road North)

- 4.10 The detailed design is in progress currently. It is anticipated that the design will be completed in December, with construction beginning early next year.
- 4.11 Officers have had regular discussions with affected residents on this road, and they are supportive of the proposed treatment. The ongoing illegal activity is causing them significant stress, to the point where they have considered selling their home but feel unable to due to the activity on their road.
- 4.12 The cost of these works is estimated to be in the order of \$125,000 and will be allocated from existing budgets.
- 4.13 Officers have also investigated installing CCTV cameras on the entry to this section. A system has been scoped and designed however there is not sufficient funding available in road safety budgets to install this in the current financial year. The cost to install this is approximately \$40,000.

5.0 Options – Ngā Kōwhiringa

Option One - Recommended Option - Te Kōwhiringa Tuatahi – Te Kōwhiringa Tūtohunga

5.1 Approve trial road closures on:

- Ruahāpia Road (South) from approximately RP 1.580km to the end at Ōtene Road; and
- Ōtene Road from approximately RP 0.960km to the end at Ruahāpia Road (South).

Option Two – Status Quo - Te Kōwhiringa Tuarua – Te Āhuetanga o nāianeī

5.2 Do not approve trial road closure.

6.0 Next steps – *Te Anga Whakamua*

- 6.1 If the trial is approved, officers will notify the public and engage the maintenance contractor to begin works as soon as practical.
- 6.2 Designs for the Ruahāpia Road North section will continue, with construction likely beginning in early next year.

Attachments:

There are no attachments for this report.

Summary of Considerations - *He Whakarāpopoto Whakaarohanga*

Fit with purpose of Local Government - *E noho hāngai pū ai ki te Rangatōpū-ā-Rohe*

The Council is required to give effect to the purpose of local government as set out in section 10 of the Local Government Act 2002. That purpose is to enable democratic local decision-making and action by (and on behalf of) communities, and to promote the social, economic, environmental, and cultural wellbeing of communities in the present and for the future.

Link to the Council's Community Outcomes – *Ngā Hononga ki Ngā Putanga ā-Hapori*

This proposal promotes the social wellbeing of communities in the present and for the future.

Māori Impact Statement - *Te Tauākī Kaupapa Māori*

Officers are meeting with Marae representatives and will provide their feedback at the Council meeting.

Sustainability - *Te Toitūtanga*

-

Financial considerations - *Ngā Whakaarohanga Ahumoni*

Capital Costs will be allocated from existing Minor Safety Budgets.

Trial Road Closure approx. \$50,000

Ruahāpia Road North approx. \$125,000

The ongoing maintenance costs will be reduced due to the reduction in sealed area i.e. less road to maintain.

Significance and Engagement - *Te Hiranga me te Tūhonotanga*

This decision/report has been assessed under the Council's Significance and Engagement Policy as being of Moderate significance.

Consultation – internal and/or external - *Whakawhiti Whakaaro-ā-roto / ā-waho*

Consultation has been undertaken with affected residents by way of community meetings and person to person discussions. The community are on board with the trial, simply put they are “willing to try anything at this stage”.

Risks

Opportunity:

REWARD – <i>Te Utu</i>	RISK – <i>Te Tūraru</i>
Reduce the social harm to residents in the area that is caused by this regular offending.	May simply move the offending to another nearby road. Offenders may take offence to the closure and intentionally sabotage the trial.

Rural Community Board – *Te Poari Tuawhenua-ā-Hapori*

N/A

Tuesday, 30 November 2021

Item 9

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Bruce Conaghan, Transportation Policy and Planning Manager

Te Take:
Subject: Authorisation to enable access on Romanes Drive to serve the Brookvale Development

1.0 Executive Summary – *Te Kaupapa Me Te Whakarāpopototanga*

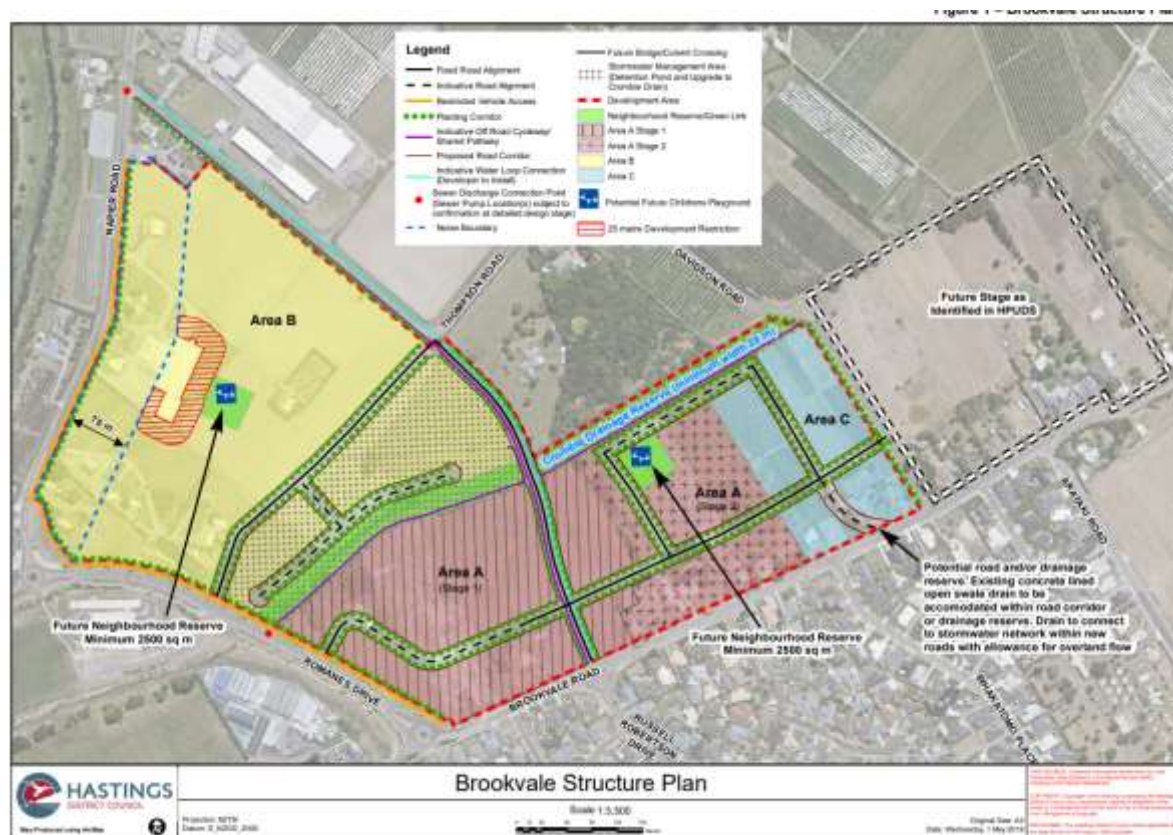
- 1.1 The purpose of this report is for Council to authorise two crossing places (intersections) on Romanes Drive at the locations indicated in the Brookvale Structure Plan.
- 1.2 With Romanes Drive being a Limited Access Road, Council can authorise crossing places and construct any roads to give access to land adjoining a Limited Access Roads in accordance with s346 of the Local Government Act 1974.

2.0 Recommendations - *Ngā Tūtohunga*

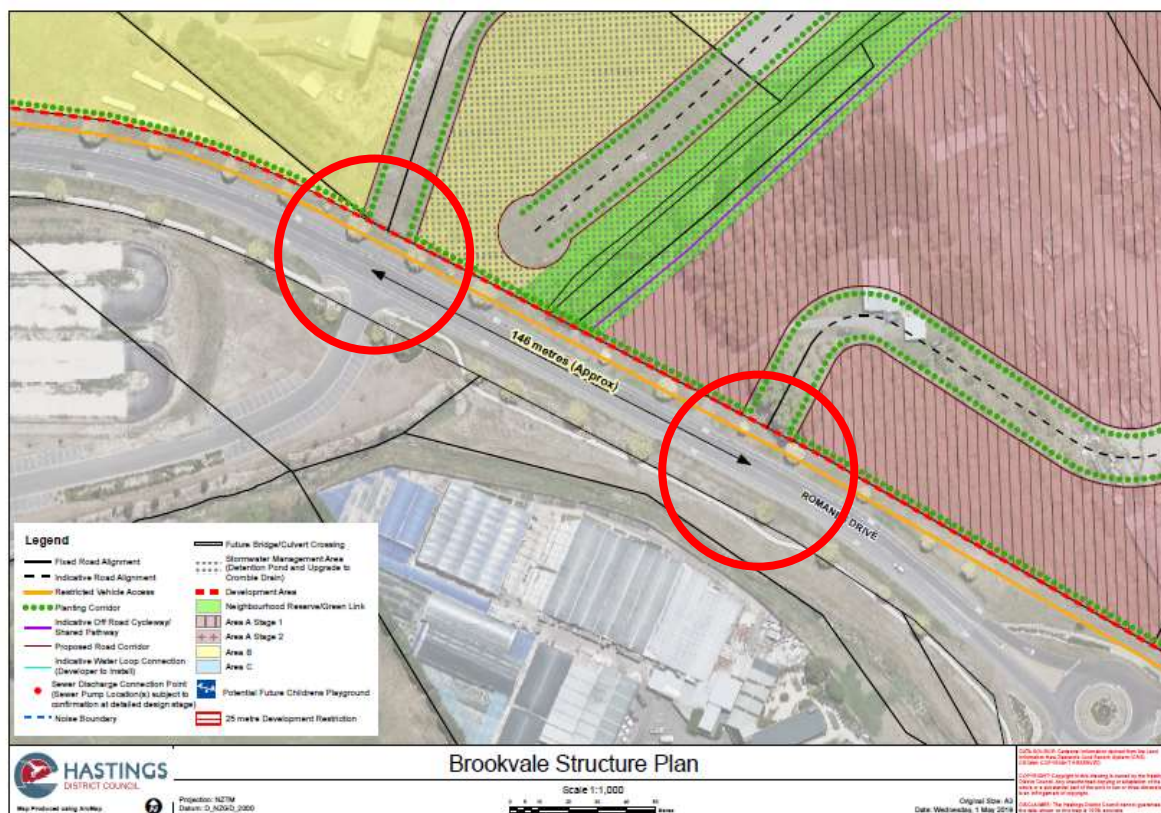
- A) That the Council receive the report titled Authorisation to enable access on Romanes Drive to serve the Brookvale Development dated 30 November 2021.
- B) That pursuant to Section 346 of the Local Government Act 1974, Council authorise two crossing places to provide subdivision access on Romanes Drive at the locations indicated in the Brookvale Structure Plan (as attached).

3.0 Background – *Te Horopaki*

- 3.1 In early 2020, the Environment Court approved the Brookvale Structure Plan which would enable future residential growth in the Brookvale area, the extent of the area as shown in the plan over. The approved Structure Plan contained a number of requirements for the development including road layout (fixed and indicative), infrastructure services and the location of public reserves, stormwater detention, walkways and cycleways.



- 3.2 The main fixed road locations contained in the Structure Plan include a new north – south link road from the Brookvale Road / Russell Robertson Drive intersection across the Crombie Drain to Thompson Road, a link road between this north – south link road and Romanes Drive on the southern side of Crombie Drain, and a link road from the Thompson Road intersection to Romanes Drive on the northern side of Crombie Drain. The indicative locations of the intersections with Romanes Drive are shown on the plan below.



4.0 Discussion – *Te Matapakitanga*

- 4.1 Romanes Drive (Arataki Link Road) was declared a Limited Access Road pursuant to Section 346 of the Local Government Act 1974 by Council in January 2003. This alignment of Romanes Drive resulted in two parcels of land having only frontage access from Romanes Drive requiring access from Romanes Drive. Consequently, the final Land Transfer Plan for Romanes Drive incorporated two vehicle crossings with these specified by Council and registered against the respective land parcels.
- 4.2 Under Section 346E of the Local Government Act 1974, Council can authorise crossing places and construct any roads to give access to land adjoining a Limited Access Roads in accordance with Section 346 of the Local Government Act 1974. With Romanes Drive being a Limited Access Road and the location of the intersections identified in the Environment Court approval, the locations of the intersections on Romanes Drive will need to be authorised by Council.

5.0 Options – *Ngā Kōwhiringa*

Option One - Recommended Option - Te Kōwhiringa Tuatahi – Te Kōwhiringa Tūtohunga

- 5.1 That Council authorise the intersections on Romanes Drive at the locations indicated in the Brookvale Structure Plan.

Advantages

- Legalises the intersections with Romanes Drive to give effect to decision of the Environment Court for the Brookvale Structure Plan.

Disadvantages

- There are no perceived disadvantages.

Option Two - Status Quo - Te Kōwhiringa Tuarua – Te Āhuetanga o nāiane

- 5.2 That Council not authorise the intersections on Romanes Drive at the locations indicated in the Brookvale Structure Plan.

Advantages

- There are no perceived advantages.

Disadvantages

- It would not give effect to the decision of the Environment Court for the Brookvale Structure Plan.

6.0 Next steps – *Te Anga Whakamua*

- 6.1 If the intersection locations on Romanes Drive are authorised, Council officers will undertake preparation of the certificate of land affected for subsequent approval by Council for forwarding to the Registrar-General of Land.

Attachments:

There are no attachments for this report.

Summary of Considerations - *He Whakarāpopoto Whakaarohanga*

Fit with purpose of Local Government - *E noho hāngai pū ai ki te Rangatōpū-ā-Rohe*

The Council is required to give effect to the purpose of local government as set out in section 10 of the Local Government Act 2002. That purpose is to enable democratic local decision-making and action by (and on behalf of) communities, and to promote the social, economic, environmental, and cultural wellbeing of communities in the present and for the future.

Link to the Council's Community Outcomes – *Ngā Hononga ki Ngā Putanga ā-Hapori*

This proposal promotes the wellbeing of communities in the present and for the future.

Māori Impact Statement - *Te Tauākī Kaupapa Māori*

The Brookvale Structure Plan has accommodated cultural impacts with the approved Brookvale Structure Plan adopted by Council.

Sustainability - *Te Toitūtanga*

The Brookvale Structure Plan has accommodated low impact urban design and sustainability principles with the approved Brookvale Structure Plan adopted by Council.

Financial considerations - *Ngā Whakaarohanga Ahumoni*

There are no financial considerations.

Significance and Engagement - *Te Hiranga me te Tūhonotanga*

This decision/report has been assessed under the Council's Significance and Engagement Policy as being of low significance.

Consultation – internal and/or external - *Whakawhiti Whakaaro-ā-roto / ā-waho*

There is no need for consultation as the crossing places are a requirement of the Brookvale Structure Plan adopted by Council and which had gone through the Plan Change process.

Risks

REWARD – <i>Te Utu</i>	RISK – <i>Te Tūraru</i>
Access from Romanes Drive authorised pursuant to Section 346 of the Local Government Act 1974.	Potential delays with the Brookvale subdivision development in the area adjacent to Romanes Drive due to the lack of access from Romanes Drive.

Rural Community Board – *Te Poari Tuawhenua-ā-Hapori*

There are no implications for the Rural Community Board:

Tuesday, 30 November 2021

Item 10

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: **Mark Clews, Principal Advisor: District Development**

Te Take: **Clifton to Tangoio Coastal Hazards Joint Committee Meeting**
Subject: **Summary Report**

1.0 Purpose and summary - *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 The purpose of this report is to provide an update on the Clifton to Tangoio Coastal Hazard Strategy Joint Committee meeting held on 24 September 2021. As required by the Joint Committee's terms of reference, the minutes from the meeting are attached and are accompanied by the project manager's summary notes and the meeting minutes (**Attachments 1 and 2**).
- 1.2 The main focus of the 24th June meeting was a Mana Whenua engagement strategy developed with and approved by the Joint Committee, Regional Planning Committee and Hawke's Bay Regional Council Māori Standing Committee.
- 1.3 The agreement in principle, (confirmed by all Partner Councils), to the recommendations from the Funding Review that the Hawke's Bay Regional Council take the lead role in Strategy implementation was also noted as an important milestone. A draft memorandum of transition and draft terms of reference for the Advisory Joint Committee were due to be considered at the 19 November Joint Committee meeting.
- 1.4 The meeting was followed by a workshop exploring project timeframes and processes in relation to the Local Government Act consultation requirements to give effect to the agreed Funding Review outcomes.

2.0 Recommendations - *Ngā Tūtohunga*

That the Council receive the report titled Clifton to Tangoio Coastal Hazards Joint Committee Meeting Summary Report dated 30 November 2021.

Attachments:

- | | | | |
|----|--|------------------|----------------------|
| 1⇒ | Clifton to Tangoio Coastal Hazards Strategy - Summary Report from the Meeting of the Joint Committee held on 24 September 2021 | STR-14-07-21-712 | Under Separate Cover |
| 2⇒ | Minutes of Clifton to Tangoio Coastal Hazards Strategy Joint Committee - Friday, 24 September 2021 | STR-14-07-21-713 | Under Separate Cover |

Item 10

Tuesday, 30 November 2021

Item 11

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Louise Stettner, Manager, Democracy & Governance Services

Te Take:
Subject: 2021 Meeting Schedule Changes

1.0 Executive Summary – *Te Kappa Me Te Whakarāpopototanga*

- 1.1 The purpose of this report is to consider amendments to the schedule of Council and Committee Meetings for the 2021 Meetings Calendar which was originally adopted by Council on 15 October 2020.
- 1.2 This report recommends that the 2021 Meeting Schedule as amended below be adopted.
- 1.3 The Local Government Act 2002, Schedule 7, Clause 19 states:
"A local authority must hold meetings at the times and places that it appoints".
If a local authority adopts a schedule of meetings-
 - a) *The schedule-*
 - i) *may cover any future period that the local authority considers appropriate, and*
 - ii) *may be amended**Although a local authority must hold the ordinary meetings appointed, it is competent for the authority at a meeting to amend the schedule of dates, times and number of meetings to enable the business of the Council to be managed in an effective way.*
- 1.4 It is proposed that the meeting schedule be amended as follows:

Civic and Administration Subcommittee	New Meeting	13 December 2021 at 3pm
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2.0 Recommendations – *Ngā Tūtohunga*

- A) That Council receive the report titled 2021 Meeting Schedule Changes dated 30 November 2021.
- B) That Council adopt the schedule of meetings for 2021 amended as follows:

Civic and Administration Subcommittee	New Meeting	13 December 2021 at 3pm
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Attachments:

There are no attachments for this report.

HASTINGS DISTRICT COUNCIL

COUNCIL MEETING

TUESDAY, 30 NOVEMBER 2021

Item 14

RECOMMENDATION TO EXCLUDE THE PUBLIC

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

THAT the public now be excluded from the following part of the meeting, namely:

15 Municipal Building Tenancies

The general subject of the matter to be considered while the public is excluded, the reason for passing this Resolution in relation to the matter and the specific grounds under Section 48 (1) of the Local Government Official Information and Meetings Act 1987 for the passing of this Resolution is as follows:

<i>GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED</i>	<i>REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER, AND PARTICULAR INTERESTS PROTECTED</i>	<i>GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF EACH RESOLUTION</i>
15 Municipal Building Tenancies	<p>Section 7 (2) (h) The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>Section 7 (2) (i) The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). To protect the commercial negotiations and Council's position and to protect the commercial arrangements of the prospective tenants.</p>	<p>Section 48(1)(a)(i) Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act.</p>