



REPORT OF THE ORDINARY MONTHLY MEETING OF THE REGULATORY AND PLANNING COMMITTEE HELD IN THE COUNCIL CHAMBERS, 29 CIVIC AVENUE, GORE ON TUESDAY 10 OCTOBER 2006, AT 4:50 pm.

PRESENT His Worship the Mayor (Mr Tracy Hicks JP)
Cr McFadzien (Chairperson) Crs Bolger, Davis, Dore, Harvey, Hellier, McIntyre, McLennan, Ogg, Sutherland and Turnbull.

IN ATTENDANCE The Chief Executive (Mr Steve Parry), the General Manager, District Assets (Mr Neil Jorgensen), Parks and Recreation Manager (Mr Ian Soper), Asset Manager, Utilities (Mr Ross Haslemore) Chief Financial Officer (Mr Doug Walker), Corporate Support Officer (Mrs Jo Waddell), and one member of the public in the Gallery.

1. SKATEBOARD BYLAW (22.13)

A memo had been received from the Chief Executive about a proposed bylaw to prevent skateboarders and roller skaters using the central business district of Gore as a skate park. A copy of the draft bylaw had been included for the Committee's consideration. A key component of the bylaw was the ability of either the Police or Council officers to impound the offending skateboard should a person fail to heed an earlier request to refrain from using it in a manner which breached the bylaw. A formal comment from the Gore Police had been sought.

Cr Harvey believed there was certainly a need for the bylaw and noted that during the school holidays he had witnessed a number of skateboarders using the central business district. He felt it was time for the bylaw to be implemented, particularly since the skate park had been completed. He added that he had seen a number of people water bombing the toilets and believed the Council should co-ordinate with the Police about the issue.

The Parks and Recreation Manager advised he was aware of the toilet issue and had already contacted the Police.

Cr Hellier noted that Ardwick Street was a residential area and thought the bylaw area should be confined to the commercial area.

Cr McLennan said it was part of the Council's responsibility to make the footpaths safe irrespective of where they were.

Cr Davis referred to the promotion of "Wheels Day" which encouraged school children to skate to school and thought it could pose a problem if Ardwick Street was included.

Cr Ogg asked whether the loan to Gore Host Lions of \$50,000 had been repaid.

The Chief Executive said a delay had arisen in completing the project.

The Chief Financial Officer said the Lions had paid the contractor from New Plymouth twice and it was quite likely that the loan had been repaid. He was waiting for confirmation from the Lions.

Cr Ogg wanted clarification of where the money had gone.

Cr Harvey said the Gore Host Lions had paid the contractor and extra funds had to be provided for fencing and landscaping. He expected that the loan would be repaid.

Cr Ogg said she was not worried about it, but the Council was good at giving money out.

Cr Hellier said that issue was not actually on the agenda.

His Worship added he had no problem discussing the issue at the next Council meeting.

Cr Dore moved THAT the Council resolve that pursuant to Section 147 of the Local Government Act 2002, the adoption of a bylaw was the most appropriate way of addressing the problem of skateboarders and roller skaters practicing their skills in the central business district of Gore,

AND THAT the Council approve the release of the draft Skateboarding Bylaw with the exception of Ardwick Street for public consultation.

The recommendation was seconded by Cr Hellier.

Cr Bolger thought the schools could apply for an exemption on the days it was required. He felt a number of elderly people lived on Ardwick Street and it was the Council's intention to

protect pedestrians, therefore, perhaps the street should be included in the bylaw area.

Cr Dore said he had left Fairfield Street in the bylaw area to cover elderly people.

Cr McIntyre wanted clarification on “Wheels Day”. Was it a specific day or was it used to encourage children to skate to school more often.

Cr Davis replied it was a specific day as far as she was aware.

Cr Sutherland would like to see Ardwick Street included.

Cr Hellier said the Council’s initial intention was to protect pedestrians in the Main Street. He asked for the Council to keep it sensible and wanted the bylaw to be effective only in the commercial area.

The Parks and Recreation Manager said from his point of view, it was simpler to include Ardwick Street as it would fit in with the Liquor Ban bylaw which would mean the Council could use the same signage. He said the Council could still use its discretion for school children.

Cr McLennan said if the bylaw did not include Ardwick Street, it would be hypocritical of the Council’s protection of the public. He noted that the footpath was a walkway and the people who deserved the most protection were the elderly.

Cr McFadzien noted that it would be put forward for public consultation before any final decisions were made.

The Chief Executive advised the Gore Police had perused the bylaw and had made the following suggestions:

“Clause 6.2 - Upon payment of a fee of \$20 any impounded skateboard will be returned to the identified owner after the expiry of five (5) working days.”

“Clause 6.3 - If an impounded skateboard remains unclaimed and the impounding fee unpaid after the expiry of 28 days from the date of impoundment, the owner will be served notice that the skateboard shall be destroyed within 10 days of the date of the said notice unless payment of the impounding fee is made within the 10 day notice period.”

In response to a question from Cr McIntyre, the Chief Executive advised the Council would receive the money from fines.

In response to Cr Harvey, the Chief Executive advised the Parking Meter Warden would be able to enforce the impoundment of any offending skateboards.

With the agreement of Cr Dore and Cr Hellier, it was recommended that the following additions suggested by the Gore Police be added:

THAT Clause 6.2 be amended to “Upon payment of a fee of \$20 any impounded skateboard will be returned to the identified owner after the expiry of five (5) working days.”

AND THAT Clause 6.3 be added “If an impounded skateboard remains unclaimed and the impounding fee unpaid after the expiry of 28 days from the date of impoundment, the owner will be served notice that the skateboard shall be destroyed within 10 days of the date of the said notice unless payment of the impounding fee is made within the 10 day notice period.

The recommendation was put and it was lost.

Cr McLennan moved THAT the Council resolve that pursuant to Section 147 of the Local Government Act 2002, the adoption of a bylaw was the most appropriate way of addressing the problem of skateboarders and roller skaters practicing their skills in the central business district of Gore,

THAT the Council approve the release of the draft Skateboarding Bylaw for public consultation,

THAT Clause 6.2 be amended to “Upon payment of a fee of \$20 any impounded skateboard will be returned to the identified owner after the expiry of five (5) working days.”

AND THAT Clause 6.3 be added “If an impounded skateboard remains unclaimed and the impounding fee unpaid after the expiry of 28 days from the date of impoundment, the owner will be served notice that the skateboard shall be destroyed within 10 days of the date of the said notice unless payment of the impounding fee is made within the 10 day notice period.

The recommendation was seconded by Cr Sutherland.

The recommendation was put and it was carried.

Crs Davis, Dore, Hellier and Turnbull voted against the recommendation and asked for their votes to be recorded.

Cr Bolger said Police Officers could still use their discretion.

His Worship said the important thing was that the bylaw would now be put out for public consultation.

2. REGULATORY BULLETIN (11.5.1/2.14.2)

A summary of building consents issued for September 2006, together with comparisons for the previous two years had been received. Also circulated, was a schedule of resource consents issued to 30 September 2006.

RECOMMENDED on the motion of Cr Hellier, seconded by Cr Davis, THAT the information be received.

Cr Harvey complimented the Building Inspectors on their swiftness and accuracy.

Cr Davis mentioned that she had been advised by a contractor that the Building Inspectors at the Clutha District Council were difficult to deal with and the permits were extremely expensive.

The meeting concluded at 5:14 pm