

DRAFT BYLAWS REVIEW HEARINGS PANEL
18.09.2014

**A meeting of the Draft Bylaws Review Hearings Panel
was held in the No. 1 Committee Room
on 18 September 2014 at 9.00am**

PRESENT: Councillors David East and Glenn Livingstone
Community Board member David Cartwright

1. APOLOGIES

Nil

2. ELECTION OF A CHAIRPERSON

It was **decided** on the motion of Mr Cartwright, seconded by Councillor Livingstone, that Councillor East be nominated as Chairperson.

3. LATE SUBMISSIONS

It was **decided** on the motion of Mr Cartwright, seconded by Councillor Livingstone, that the Hearings Panel receive the late submission from Red Rock Group Limited (for the Water Supply, Wastewater and Stormwater Bylaw) and Akaroa/Wairewa Community Board (for the Water Supply, Wastewater and Stormwater Bylaw; Traffic and Parking Amendment Bylaw and Parks and Reserves Bylaw) and allow them to be heard.

4. WRITTEN SUBMISSIONS

It was **decided** on the motion of Mr Cartwright, seconded by Councillor Livingstone, that the Hearings Panel receive all written submissions.

5. STAFF BRIEFING

Staff provided a briefing on the individual Bylaws and submissions received.

6. HEARING OF SUBMISSIONS

The Hearings Panel received oral submissions from the following:

- Lyttelton/Mt Herbert Community Board - Paula Smith
 - Cruising and Prohibited Times on Roads
 - Parks and Reserves
 - Water Supply, Wastewater and Stormwater
- Hagley/Ferrymead Community Board - Sara Templeton
 - Fire Safety
 - Parks and Reserves
 - Traffic and Parking Amendment
 - Water Supply, Wastewater and Stormwater
- Spreydon/Heathcote Community Board - Paul McMahon
 - Cruising and Prohibited Times on Roads
 - Fire Safety
 - Parks and Reserves
 - Traffic and Parking Amendment
 - Water Supply, Wastewater and Stormwater
- Akaroa/Wairewa Community Board - Pam Richardson
 - Fire Safety
 - Parks and Reserves
 - Traffic and Parking Amendment
 - Water Supply, Wastewater and Stormwater
- Riccarton/Wigram Community Board - Mike Mora
 - Cruising and Prohibited Times on Roads
 - Water Supply, Wastewater and Stormwater
- Brent Schulz

- Fire Safety
- Davie Lovell-Smith - Julie Comfort
 - Water Supply, Wastewater and Stormwater
- Red Rock Group Limited - David Beattie
 - Water Supply, Wastewater and Stormwater
- Stephen Boock
 - Water Supply, Wastewater and Stormwater
- The Oil Companies - Dave Le Marquand (Burtons Consultants); Martin Robertson (Z Oil Company)
 - Water Supply, Wastewater and Stormwater
- Neiel Drain
 - Parks and Reserves
- Inner City East Neighbourhood Group - Raylee Kane and Monica
 - Parks and Reserves
- Janet Begg
 - Parks and Reserves
- Anne Dingwall
 - Parks and Reserves
 - Traffic and Parking Amendment
- Halswell Residents Assn - Ron Fensom
 - Parks and Reserves
- Hands Off Hagley - Garry Moore
 - Parks and Reserves
 - Traffic and Parking Amendment
- Martin Meehan
 - Traffic and Parking Amendment
- Mahaanui Kurataiao Ltd (MKT) - Claire Gibb and Iaeen Cranwell
 - Parks and Reserves

The Hearings Panel adjourned at 9.44am and reconvened at 10am.

The Hearings Panel adjourned at 10.55am and reconvened at 11.18am.

The Hearings Panel adjourned at 12.24pm and reconvened at 1.03pm.

6. DELIBERATIONS

It was **decided** on the motion of Councillor Livingstone, seconded by Mr Cartwright, that the Hearings Panel recommends that the Council:

- 6.1 Approve the Proposed Christchurch City Council Cruising and Prohibited Times on Roads Bylaw 2014, subject to the following:
- Insertion of a new Clause 12(3) for the purposes of continuation of prohibitions of cruising under the 2010 Bylaw.
 - Addition of 4.5(f), of local Community Boards, and 7.3(f), of local Community Boards.
 - That the Bylaw comes into force on 1 December 2014.
- 6.2 Approve the Proposed Christchurch City Council Urban Fire Safety Bylaw 2014, subject to the following:
- Amend 5(e) to read:
 - **To avoid doubt**, a fire in the open air includes a brazier or similar device, and setting on fire any paper lantern, such as a Chinese lantern, which is being released into the open air.
 - Amend 8(1)(b) to be three metres.
 - That the Bylaw include maps of the urban fire district.
 - That the Bylaw comes into force on 1 December 2014.

And

- That Christchurch City Council staff, in conjunction with Environment Canterbury, develop fact sheets which outline the different fire districts and relevant restrictions.

6.3 Approve the Proposed Christchurch City Council Traffic and Parking Amendment Bylaw 2014, subject to the following:

- That the following additional definitions be inserted in Clause 4 in their appropriate alphabetical order:
 - 'CYCLE' - has the meaning given to that term in the Land Transport (Road User) Rule 2004.
 - 'MOBILITY DEVICE' - has the meaning given to that term in the Land Transport (Road User) Rule 2004.
 - 'PEDESTRIAN' - has the meaning given to that term in the Land Transport (Road User) Rule 2004.
 - 'POWER-ASSISTED CYCLE' - has the meaning given to that term in the Land Transport (Road User) Rule 2004.
 - 'WHEELED RECREATIONAL DEVICE' - has the meaning given to that term in the Land Transport (Road User) Rule 2004.
- That new clause 14A(4) be amended by omitting the word "vehicles" and substituting the word "vehicle"
- That a new clause 8 be inserted in the Amendment Bylaw to read as follows:
 - Clause 16(1) of the Christchurch City Council Traffic and Parking Bylaw 2008 is amended by omitting the phrase "14" and substituting the phrase "14B".
- That the Bylaw comes into force on 1 December 2014.

Note: The Hearings Panel is seeking further legal advice regarding shared zones and shared paths with regard to Hagley Park and may consider the addition of the following:

- Section 14A Shared Zones – add clause:
 - (7) Notwithstanding the intent of clauses 1-6 above, they are applicable to Hagley Park only if they are in accord with the objectives and policies of The Hagley Park Management Plan 2007.
- Section 14B Shared Paths – add clause:
 - Notwithstanding the intent of clauses 1-4 above, they are applicable to Hagley Park only if they are in accord with the objectives and policies of The Hagley Park Management Plan 2007.

The meeting concluded at 5.06pm and will reconvene at 12pm on Wednesday 24 September 2014.