



**AGENDA FOR THE ORDINARY MEETING OF  
SELWYN DISTRICT COUNCIL  
TO BE HELD IN THE COUNCIL CHAMBER  
NORMAN KIRK DRIVE, ROLLESTON  
ON WEDNESDAY 13 FEBRUARY 2013  
COMMENCING AT 1PM**

**Note:**

<b>8.30am</b>	<b>Briefing</b>
<b>1pm</b>	<b>Council Meeting</b>
<b>6.30pm</b>	<b>Citizenship Ceremony</b>

***"The greatest mistake you can make in life  
is to be continually fearing you will make one."***

- Elbert Hubbard

## **AGENDA**

**WEDNESDAY 13 FEBRUARY 2013**

### **COMMITTEE**

Mayor (K J Coe), Councillors, M A Alexander, N P Barnett, J B Bland, S T Broughton, D Hasson, P S Hill, M B Lyall, D P McEvedy, J B Morten, L B Philps, and S G Walters

### **APOLOGIES**

### **IDENTIFICATION OF ANY EXTRAORDINARY GENERAL BUSINESS**

### **CONFLICTS OF INTEREST**

Conflicts of interest (if any) to be reported for minuting

### **PUBLIC FORUM**

West Melton Fires – Mr G Larasan

### **CONFIRMATION OF MINUTES**

1. **Minutes of the Ordinary Meeting of the Selwyn District Council held in the Selwyn District Council Headquarters, Rolleston on Wednesday 12 December 2012** (Pages 1 – 13 and 98 - 103)

#### **Recommended:**

“That the Council confirms the Minutes of the Ordinary Meeting of the Selwyn District Council held on Wednesday 12 December 2012 both open and public excluded as circulated”.

### **MATTERS ARISING**

### **MATTERS UNDER INVESTIGATION** (Page 14)

### **REPORT OF MAYOR**

1. **Report of Mayor – January 2012** (Pages 15 - 16)

#### **Recommended:**

‘That the report of the Mayor for the month of January be received

## MEETINGS ATTENDED BY COUNCILLORS

## RECOMMENDATIONS OF COMMITTEES

Nil

## REPORTS

### 1. Asset Manager

**Darfield Water Supply Contamination Review –Update on Actions**  
(Pages 17 - 25)

**Recommended:**

That Council receive the report *Darfield Water Supply Contamination Review – Update on Actions* and accept that satisfactory progress is being made on implementing actions

### 2. Property Services Coordinator

**a) Proposed Road Stopping – 165 square metres forming part of Langer Road Lincoln, utilising Section 116 of the Public Works Act 1981**  
(Pages 26 - 31)

**Recommended:**

That the Council as Territorial Authority:

(a) Provides consent pursuant to Section 116 (2) (d) of the Public Works Act 1981 to the proposed road stopping of 165 square metres, forming part of Langer Road Lincoln.

(b) Approves that the area of road to be stopped be vested in Lincoln Land Developments (LLD) being the adjacent landowners at a nil consideration.

### 3. Springston South Reserve Secretary

**a) Classification of Reserve 3048 and Reserve 4349 known as Springston South Reserve under Reserves Act 1977** (Pages 32 - 36)

**Recommended:**

That pursuant to Section 16 1(b) of the Reserves Act 1977, Council approves the request to forward to the Minister, Department of Conservation (DoC), classification of Reserve 3048 and Reserve 4349 (known as Springston South Reserve), into two areas:

- a) Part of Reserve 3048 (SO3185) Blk XII Leeston comprising approximately 4.6899 hectares set aside for public use, to be classified as Recreation Reserve.
- b) The remainder of Reserve 3048 and all Reserve 4349 (SO6745) BLK XII Leeston comprising approximately 3.4314 hectares, including 96 Huts to be classified as Local Purpose "Hut Settlement".

#### **4. Asset Administrator - Roading**

- a) **Amendment to Road Naming Policy** (Pages 37 - 45)

##### **Recommended:**

That the Council adopts the amended Road Naming Policy

- b) **Advisory/Community Committees Input into the Naming of New Roads in their Townships** (Pages 46 - 49)

##### **Recommended:**

That the Selwyn District Council

- a) Consider the request from the Leeston Township committee for advisory/community committees to be given input into naming streets in their townships
- b) Adopts option one that Ward Councillors of those Wards not represented by community boards, take it upon themselves to discuss upcoming road naming reports with their relevant committees.

#### **5. Team Leader Strategy & Policy**

##### **Alteration to an existing NZTA designation TR1 – State Highway 73, Thomas River Bridge** (Pages 50 - 52)

##### **Recommended:**

- i. That Council resolves to adopt the recommendations of the planners report dated 17/1/13 to alter the existing designation TR1 – State Highway 73, Thomas River Bridge.
- ii. That pursuant to Section 181 of the Resource Management Act 1991 ('the Act'), the Selwyn District Council recommends to New Zealand Transport Agency (NZTA) that the alteration to the existing Designation be confirmed.
- iii. That the District Plan be amended in accordance with this decision, subject to NZTA accepting Council's recommendation.

## REPORT

**TO:** Chief Executive

**FOR:** Council Meeting – 13 February 2013

**FROM:** Springston South Reserve Secretary

**DATE:** 30 January 2013

**SUBJECT:** **Classification of Reserve 3048 and Reserve 4349 known as Springston South Reserve under Reserves Act 1977**

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### 1. RECOMMENDATION

**That pursuant to Section 16 1(b) of the Reserves Act 1977 Council approves the request to forward to the Minister, Department of Conservation (DoC), classification of Reserve 3048 and Reserve 4349 (known as Springston South Reserve), into two areas:**

- a) Part of Reserve 3048 (SO3185) Blk XII Leeston comprising approximately 4.6899 hectares set aside for public use, to be classified as Recreation Reserve.**
- b) The remainder of Reserve 3048 and all Reserve 4349 (SO6745) BLK XII Leeston comprising approximately 3.4314 hectares, including 96 Huts to be classified as Local Purpose “Hut Settlement”.**

### 2. PURPOSE

To gain Councils approval to forward to the Minister of DoC a request to classify the proposed use of Reserves 3048 and 4349, incorporating 96 Huts, to be undertaken within the provisions of the Reserves Act 1977.

### 3. SIGNIFICANCE ASSESSMENT/COMPLIANCE STATEMENT

The issue and decision in relation to this matter has been assessed against the significance policy, and is in accordance with Council’s proposal to forward a request to the Department of Conservation to classify Reserve 4349 and Reserve 3048 in two areas, an area of approximately 4.6899 hectares as Recreation Reserve, and an area of approximately 3.4314 hectares including 96 Huts as Local Purpose “Hut Settlement”.

- ❖ Classification is a mandatory process under Section 16 1(b) of the Reserves Act, which involves assigning a reserve (or parts of a reserve) to the appropriate class. Reserves are classified to ensure their control, management, development and preservation for appropriate purposes.
- ❖ The extent and consequence of effects on the community are considered to be of low significance in terms of the number of people affected. The community along with the 96 hut owners have had a chance to make any submission during the public consultation phase, advertised in Council Call 18 and 25 September and Christchurch Press 19 and 22 September 2012.
- ❖ To reverse the classification or change the classification at a later date is the same process Council is currently undertaking seeking classification.

- ❖ Once the area proposed to be classified Local Purpose “Hut Settlement” is classified, the Council can then approve leases using the powers available in Section 61 of the Reserves Act 1977.
- ❖ The area proposed to be classified Recreation Reserve will require a Reserve Management Plan as outlined in the Reserves Act 1977. Reserve Management Plans shall be recognised as a living document that will reflect the changing needs of local communities, and is therefore, able to be reviewed and amended as required.

#### **4. HISTORY/BACKGROUND**

- 4.1 Reserve 3048 comprising 8.094 hectares was set aside as a Public Recreation Ground on 7 March 1895 (NZ Gazette 1895 page 457) following representations to the Commissioner of Crown Lands by the Canterbury Angling Society.
- 4.2 Reserve 4349, comprising 0.0273 hectares was a portion of road closed under authority of Section 12 of the Land Act 1924 by NZ Gazette 1935 page 96, SO6745 (1934). 1935 – Land set apart as an addition to a Public Domain under Authority of Section 12(a) of the Land Act 1924 by NZ Gazette 1935 page 580, area 0.0273 hectares to be added to the Springston South Domain in terms of SO 6745 (1034).
- 4.3 Legal Description – Reserve 3048 (SO3185) & Reserve 4349 (SO6745) situated in Block XII Leeston Survey District.
- 4.4 The current purpose “Public Recreation-Ground” has the meaning “Recreation Reserve” [vide section 16(7) and 17 Reserves Act 1977].
- 4.5 A report to Council dated 9 December 2009, was carried to proceed with the classification.
- 4.6 To proceed with the Reserve Management Plan, Deed of Licence, Management Policy and permanent residents policy the first step is to classify the Reserve under the Reserves Act 1977.
- 4.7 Following the 9<sup>th</sup> December 2009 report to Council public consultation was undertaken calling for submissions, a total of 28 submissions, all against the proposed classification were received. It was envisaged that a further meeting with the then Springston South Reserve Management Committee, to discuss how all parties were to move forward with the proposal would be held. This matter was never progressed beyond this stage.

#### **5. PROPOSAL BODY**

The proposal is to Classify Reserve 3048 into two areas, one of approximately 4.6899 hectares (shown as Section 3 on the attached plan, Appendix A) as Recreation Reserve, and all of Reserve 4349 (shown as Section 1 on attached plan, Appendix A) and the remainder of Reserve 3048 (shown as Section 2 on attached plan, Appendix A) comprising 3.4314 hectares as Local Purpose “Hut Settlement” incorporating 96 Huts, under Section 16 1(b) of the Reserves Act 1977 to ensure that the uses proposed fall within the correct classification.

## **6. OPTIONS**

### **Option 1 – Do nothing**

If Council decide not to classify Reserve 3048 to Recreation Reserve comprising approximately 4.6899 hectares (shown as Section 3 on attached plan, Appendix A), and Reserve 4349 (shown as Section 1 on attached plan, Appendix A) and the remainder of Reserve 3048 (shown as Section 2 on attached plan, Appendix A) comprising approximately 3.4314 hectares, as Local Purpose “Hut Settlement”, then the proposed uses will be inconsistent with the current status of the land under the Reserves Act 1977.

### **Option 2 – Approve the classification proposed**

Option two is the preferred option to approve the classification of Reserves 3048 to Recreation Reserve comprising approximately 4.6899 hectares (shown as Section 3 on attached plan, Appendix A), and Reserve 4349 (shown as Section 1 on attached plan, Appendix A) and the remainder of Reserve 3048 (shown as Section 2 on attached plan, Appendix A) comprising 3.4314 hectares, as Local Purpose “Hut Settlement”, will allow Council to proceed with the required Management Plans and leasing powers available in the Reserves Act 1977.

## **7. VIEWS OF THOSE AFFECTED/CONSULTATION**

- 7.1 It is a requirement of the Reserves Act 1977 that public consultation be undertaken, and this process was undertaken by Council staff. Notification was placed in Council Call on 18 and 25 September 2012 and the Christchurch Press on 19 and 22 September 2012. A copy of the advertisement and proposed map was also available at all Council Service Centres.
- 7.2 A letter outlining the proposal, a copy of the advertisement and map were also circulated to all hut owners located on the Springston South Reserve.
- 7.3 Although not a requirement as part of the classification process, Council did contact Ngai Tahu (Toitu te Whenua) because of the reserves close proximity to Te Waihora (Lake Ellesmere). The local Taumutu Runanga have also been consulted and they have advised there are no concerns or issues regarding the proposed classification.
- 7.4 The Department of Conservation have reviewed the draft proposal and have no issues with the proposed classification.
- 7.5 Council received a total of 12 submissions, 11 in favour and 1 against the proposed classification. Council staff have assessed the submissions and believe that the submission against the proposed classification has no bearing on the process and was more a general complaint than a submission, therefore allowing the proposal and submissions to be forwarded to the Minister of Conservation (DoC) for consideration.

## **8. RELEVANT POLICY/PLANS**

Classification is a requirement pursuant to the Reserves Act 1977 and will allow the future uses proposed by Council.

## **9. LEGAL IMPLICATIONS**

This is a requirement under the Reserves Act 1977 and will ensure that the uses proposed by Council correctly fall within the provisions of the Act. Once the reserve is classified, the Council then uses the leasing powers available in the Reserves Act 1977 for the 96 huts currently on the reserve.

**10. FUNDING IMPLICATIONS**

The cost of classification is anticipated around \$12,000 which includes levies charged by the Department of Conservation for classification, survey costs, LINZ costs and lawyers fees. The cost will be funded from the Office building and property maintenance (Selwyn Huts compliance issues) budget.

**11. HAS THE INPUT/IMPACT FROM/ON OTHER DEPARTMENTS BEEN CONSIDERED?**

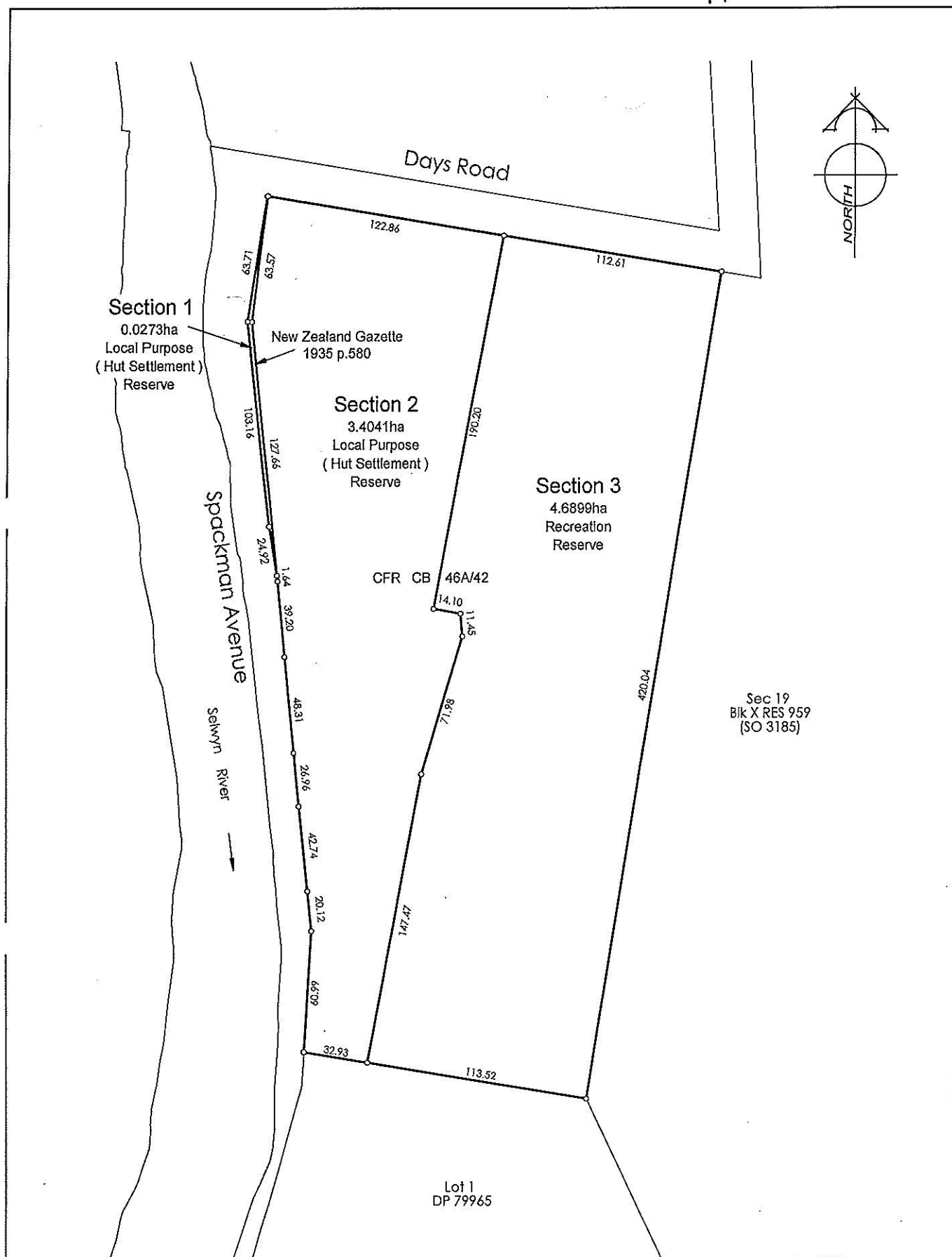
Full consultation and input has been received from the Springston South community, along with the Department of Conservation and local Runanga.

s7(2)(a)

**ENDORSED FOR AGENDA**

Murray Washington  
**ASSET DELIVERY MANAGER**





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## Plan of Reclassification of Reserves

Scale: 1:2500@A4  
Date: September 2012

Drawing No: S17284

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