



Notice of the Ordinary meeting of

Hearings Panel - Other

Rōpū Rongonga – Aha atu anō

Date:	Wednesday 28 September 2022
Time:	1.00p.m.
Location:	Council Chamber Floor 2A, Civic House 110 Trafalgar Street, Nelson

Agenda

Rārangi take

Members

Cr Yvonne Bowater (Chairperson)
Cr Trudie Brand
Cr Mel Courtney

Quorum 2

**Pat Dougherty
Chief Executive**

Nelson City Council Disclaimer

Please note that the contents of these Council and Committee agendas have yet to be considered by Council and officer recommendations may be altered or changed by the Council in the process of making the formal Council decision. For enquiries call (03) 5460436.

Hearings Panel – Other

Functions:

- To conduct hearings and/or determine under delegated authority applications relating to the Dog Control Act 1996, all matters relating to Temporary Road Closures pursuant to Schedule 10 Clause 11(e) of the Local Government Act 1974, matters relating to naming features within the city, and any other matters required for determination by Council under legislation as determined by Council.

Membership:

- All elected members aside from the Mayor, in rotation. Each Hearings Panel-Other will be made up of three members.
- The Group Manager Environmental Management may appoint one or more Independent Commissioners to either assist the Hearings Panel - Other or to hear and determine any particular application, such as when Council or a Council-Controlled Organisation or Council-Controlled Trading Organisation is (or could be perceived to be) an interested party, other than applications made for temporary road closure under Schedule 10 Clause 11(e) of the Local Government Act 1974.

Powers to Decide:

- The power to appoint a panel to hear and determine with any other consent authority any application requiring a joint hearing
- The power to hear and recommend appropriate actions from hearings of designations and heritage orders
- The power to hear, consider and attempt to resolve contested road stopping procedures
- The power to consider and determine applications for temporary road closures made under Schedule 10 Clause 11(e) of the Local Government Act 1974
- The power to hear and determine all matters arising from the administration of the Building Act 1991, and the Building Act 2004
- The power to hear and determine objections to the classification of dogs, and all other procedural matters for which a right of objection and hearing is provided for under the Dog Control Act, 1996
- The power to name all features within the city requiring naming including roads, streets, service lanes, plazas, parking areas, parks, reserves, gardens and all public facilities or infrastructure, aside from those impacted by the Naming Rights and Sponsorship Policy for Community Services Facilities
- The power to provide advice to applicants on appropriate names for private roads, rights of way or other legal forms of private access to property
- The power to make changes to the schedules to the Parking and Vehicle Control Bylaw that do not require public consultation
- The power to hear submissions and recommendations on proposed changes to the schedules to the Parking and Vehicle Control Bylaw requiring public consultation
- The power to administer the administering body functions under section 48 of the Reserves Act 1977 on proposed rights of way and other easements on reserves vested in Council

Karakia and Mihi Timatanga

1. Apologies

Nil

2. Confirmation of Order of Business

3. Interests

3.1 Updates to the Interests Register

3.2 Identify any conflicts of interest in the agenda

4. Public Forum

5. Confirmation of Minutes

5.1 There are no minutes to be confirmed.

6. Parking and Vehicle Control Bylaw (2011), No 207 Amendments to Schedules

4 - 18

Document number R27231

Recommendation

That the Hearings Panel - Other

1. ***Receives the report Parking and Vehicle Control Bylaw (2011), No 207 amendments to Schedules (R27231) and its attachments (1355221503-5012 & 1355221503-4972); and***
2. ***Approves amendments detailed in report R27231 and its attachments (1355221503-5012 & 1355221503-4972) to the following Schedules of the Bylaw, Parking and Vehicle Control (2011), No 207:***
 - ***Schedule 4 – Special Parking Areas***
 - ***Schedule 9 – No Stopping and no Parking Areas***

Karakia Whakamutanga

REPORT R27231

Parking and Vehicle Control Bylaw (2011), No 207 Amendments to Schedules

1. Purpose of Report

- 1.1 To approve proposed alterations to Schedules of the Parking and Vehicle Control Bylaw (2011), No 207, to give effect to minor safety and parking improvements, roading improvements carried out as part of the capital works programme and changes from new subdivisions.

2. Recommendation

That the Hearings Panel - Other

- 1. Receives the report Parking and Vehicle Control Bylaw (2011), No 207 Amendments to Schedules (R27231) and its attachments (1355221503-5012 & 1355221503-4972); and***
- 2. Approves amendments detailed in report R27231 and its attachments (1355221503-5012 & 1355221503-4972) to the following Schedules of the Bylaw, Parking and Vehicle Control (2011), No 207:***
 - Schedule 4 – Special Parking Areas***
 - Schedule 9 – No Stopping and no Parking Areas***

3. Background

- 3.1 The Parking and Vehicle Control Bylaw 2011 allows for the Council by resolution, to add, amend or delete specifications contained within the Schedules. The Council has delegated this power to the Hearings Panel - Other. To ensure that the Bylaw is enforceable it is important to ensure that the Schedules are updated on a regular basis. The Bylaw Schedules were last updated in July 2022.

Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules

- 3.2 Minor alterations and additions are proposed to Schedules 4 and 9 of the Bylaw as detailed in section 4.
- 3.3 The proposed alterations and additions are shown for indicative purposes only by plans attached to this report. The purpose of these plans is to assist the Panel to easily and quickly understand the nature of the changes proposed. These plans will not form part of the final bylaw. The actual changes as they will be incorporated into the final schedules of the Bylaw, and with the level of detail required for enforcement purposes, are set out in the schedule of changes appended as Attachment 2.

4. Discussion

Schedule 4 – Special Parking Areas

- 4.1 Hope Street – Proposed Loading Zone
 - 4.1.1 The need for a loading zone in Hope Street to service several hospitality businesses has been identified by officers following discussions with nearby hospitality operators.
 - 4.1.2 Officers have met with the owner of Parts and Service and Urban to identify a location on Hope Street that would service a wide range of businesses. One loading zone is proposed on Hope Street as shown in Attachment 1, titled 4.1.
 - 4.1.3 No wider feedback was sought on the loading zone as the loss of one parking does not directly affect any business other than the applicants who support the installation of a Loading Zone.

Schedule 9 – No Stopping and No Parking Areas

- 4.2 Arrow Street – Proposed No Stopping
 - 4.2.1 Concern has been raised around the increasing numbers of vehicles parking on both sides of Arrow Street, which narrows the carriageway to the point that emergency vehicles, buses and rubbish collection vehicles are having difficulty travelling this stretch of road.
 - 4.2.2 Officers propose staggering yellow lines on alternating sides of Arrow Street to improve this situation, that will still allow some parking on-road, whilst providing a level of traffic calming to help control speeds.
 - 4.2.3 The proposed no stopping is shown in Attachment 1, titled 4.2.
 - 4.2.4 Thirty letters were sent to Arrow Street residents seeking feedback. Eight replies were received, with seven in support and one in opposition. Officers recommend installing the no stopping lines.

Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules

4.3 Coster Street – Proposed No Stopping

- 4.3.1 Concern has been raised about parking on both sides of Coster Street which narrows the carriageway to one lane, on a curve that has uncomfortable sight lines. Residents have also reported near misses when turning into/out of Coster Street, on to The Ridgeway due to parked vehicles forcing drivers across the centre line.
- 4.3.2 Officers propose to install no stopping lines on the downhill side of Coster Street to join the existing no stopping lines, and to install no stopping on the uphill side of Coster Street from Olivia's Place to the start of the indented parking bays. This is shown in Attachment 1, titled 4.3.
- 4.3.3 Directly affected residents received a letter inviting feedback. Five replies were received with four in favour and one objecting. Officers recommend installing no stopping as proposed.

4.4 Werneth Street - Proposed No Stopping

- 4.4.1 Council officers were approached by a resident of Werneth Street who communicated that he held concerns about parking around the turning head of Werneth Street. Neighbours later reported that the request was driven by a desire to improve boat access and be able to make the turn into a private driveway in one movement.
- 4.4.2 Officers sought feedback on no stopping the cul-de-sac from the indented parking bay to the driveway of number 34 as shown in Attachment 1, titled 4.4.
- 4.4.3 Directly affected residents received a letter inviting feedback. Thirteen replies were received with three objecting, nine in support and one that was ambiguous. Those in opposition indicated that they were concerned about the lack of visitor parking in the area.
- 4.4.4 Officers support the installation of no stopping, as consulted on, in accordance with the NTLDM, noting the majority support from residents.

4.5 Kendall View - Proposed No Stopping

- 4.5.1 Council has received complaints regarding cars parking on the footpath and generally around the turning head/island of the cul-de-sac, making visibility, turning and getting in and out of driveways difficult.
- 4.5.2 Officers propose to install no stopping around the cul-de-sac and around the central island as shown in Attachment 1, titled 4.5.

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Amendments to Schedules

- 4.5.3 Directly affected residents were written to and feedback invited. Seven responses were received with two in support and five opposed. The area is busy with a large number of tenants requiring off street parking and some trailers/trucks associated with a small business being parked in the area.
- 4.5.4 Officers recommend that no stopping lines are installed as per the NTLDM to ensure the cul-de-sac operates as designed, and the behaviour that currently occurs is clearly prohibited.
- 4.6 Orion Street - Proposed No Stopping
 - 4.6.1 Concern has been raised by several businesses in and around Orion Street with regard to unsafe parking around the cul-de-sac and resulting issues experienced getting heavy vehicles into and out of businesses.
 - 4.6.2 Officers have proposed several no stopping areas designed to improve safety and efficiency at the turning head of Orion Street, and prohibit parking which currently restricts the safe entry/exit for heavy vehicles.
 - 4.6.3 Officers are in the process of consulting on this proposal with those businesses who we have not yet heard from. Gibbons and Tasman Coldstore both support this proposal. Any additional feedback will be tabled at the meeting.
 - 4.6.4 The proposed no stopping is shown in Attachment 1, titled 4.6 and officers support this.
- 4.7 Quarantine Road – Proposed No Stopping
 - 4.7.1 Officers have been approached by the owner of Carters Tyres who is experiencing issues with vehicles regularly parking across their kerb cutdown, and blocking access to their off street customer parking area.
 - 4.7.2 Due to the inconspicuous nature of the kerb cutdown, officers support the installation of no stopping as shown in Attachment 1, titled 4.7.
 - 4.7.3 Carters Tyres (the directly affected business) supports this installation.
- 4.8 Manuka Street – Proposed No Stopping
 - 4.8.1 Officers and Parking Wardens have been contacted by residents and Nelson Central School regarding vehicles parking partly or completely across driveways along Manuka Street. This issue largely occurs at school pickup time and is partly due to the inconspicuous nature of driveways between angled parking.

Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules

- 4.8.2 Officers propose to install no stopping to reinforce the presence of driveways along the northern side of Manuka Street.
- 4.8.3 No consultation was undertaken, as all the areas proposed for no stopping are already prohibited parking spaces. The customer who raised their concerns with Council staff supports this proposal.
- 4.8.4 The proposed no stopping is shown in Attachment 1, titled 4.8.

5. Options

- 5.1 There are limited options for the items presented in this report as the changes in schedules 4 and 9 are proposed changes to improve safe traffic movement. Option 1 is the recommended option.

Option 1: Adopt changes as attached for Schedule 4 and 9 without change. Recommended option.	
Advantages	<ul style="list-style-type: none">• Changes to Schedules are designed to improve safety and efficiency
Risks and Disadvantages	<ul style="list-style-type: none">• Minor loss of parking
Option 2: Do not adopt changes as attached for Schedule 4 and 9	
Advantages	<ul style="list-style-type: none">• There are no identified advantages
Risks and Disadvantages	<ul style="list-style-type: none">• Failure to approve changes will result in the continued unsafe and inefficient use of the roading network.

Author: Matt Bruce, Team Leader Transport and Solid Waste

Attachments

- Attachment 1: 1355221503-5012 - Proposed Changes shown Indicatively on Aerials [↓](#)
- Attachment 2: 1355221503-4972 - Schedule of Changes to the Parking and Vehicle Control Bylaw [↓](#)

Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules

Important considerations for decision making
1. Fit with Purpose of Local Government The report recommendation meets current and future needs of communities in contributing to the safe use of the roading and parking network in the City.
2. Consistency with Community Outcomes and Council Policy The content and recommendations of this report are consistent with Councils Community Outcomes – “Our Infrastructure is efficient, cost effective and meets current and future needs”. In particular that we have good quality, affordable and effective infrastructure, and transport networks. This report is directly aligned to the requirements of the Parking Policy, the Parking and Vehicle Control Bylaw and with Council’s strategic direction through the Regional Land Transport Strategy.
3. Risk To ensure that the Bylaw is enforceable, it is important to ensure that the Schedules are updated on a regular basis. Failure to update Schedules will open enforcement up to challenge.
4. Financial impact Costs are within allocated annual budgets for road maintenance or capital projects.
5. Degree of significance and level of engagement Therefore this matter is of low significance. Nearby businesses and residents that could be affected, have been consulted.
6. Inclusion of Māori in the decision making process No engagement with Māori has been undertaken in preparing this report.
7. Delegations The Hearings Panel - Other has the following delegations to consider changes to the Parking and vehicle Control Bylaw. <i>Powers to Decide:</i> <ul style="list-style-type: none">• <i>The power to make changes to the schedules to the Parking and Vehicle Control Bylaw</i>

Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules: Attachment 1



**4.1 - Hope Street
Proposed No Stopping**



Legend

Proposed Loading Zone

0 5 10
m



September 2022

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NDOCS-1355221503-5012

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Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules: Attachment 1



4.2 - Arrow Street Proposed No Stopping



Legend

— Proposed No Stopping

0 20 40 m



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Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules: Attachment 1



4.3 - Coster Street Proposed No Stopping



Legend

Proposed No Stopping

0 10 20 m



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Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules: Attachment 1



4.4 - Werneth Street Proposed No Stopping



Legend

— Proposed No Stopping

0 10 20 m



September 2022

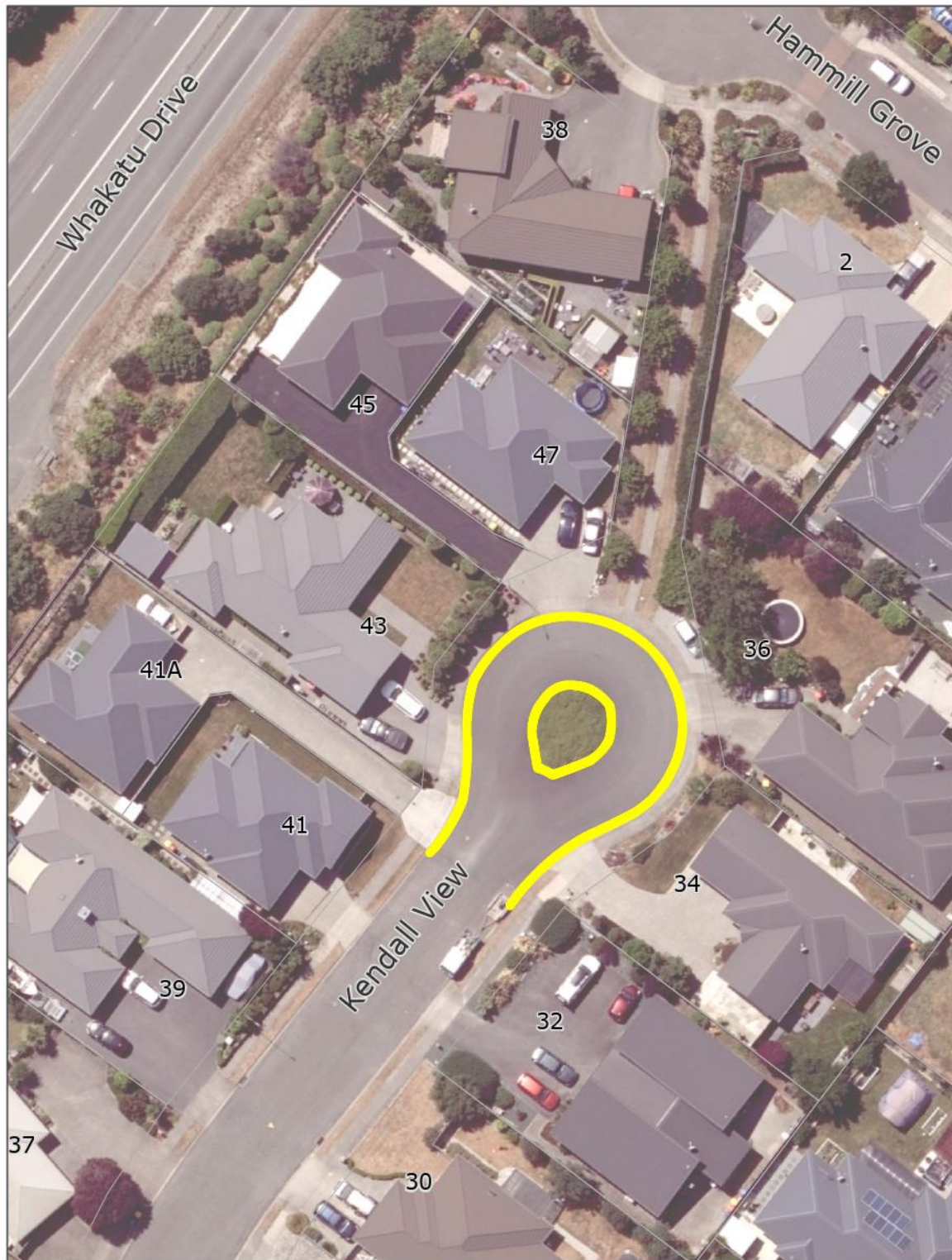
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Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules: Attachment 1



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4.5 - Kendall View Proposed No Stopping



Legend

— Proposed No Stopping

0 10 20 m



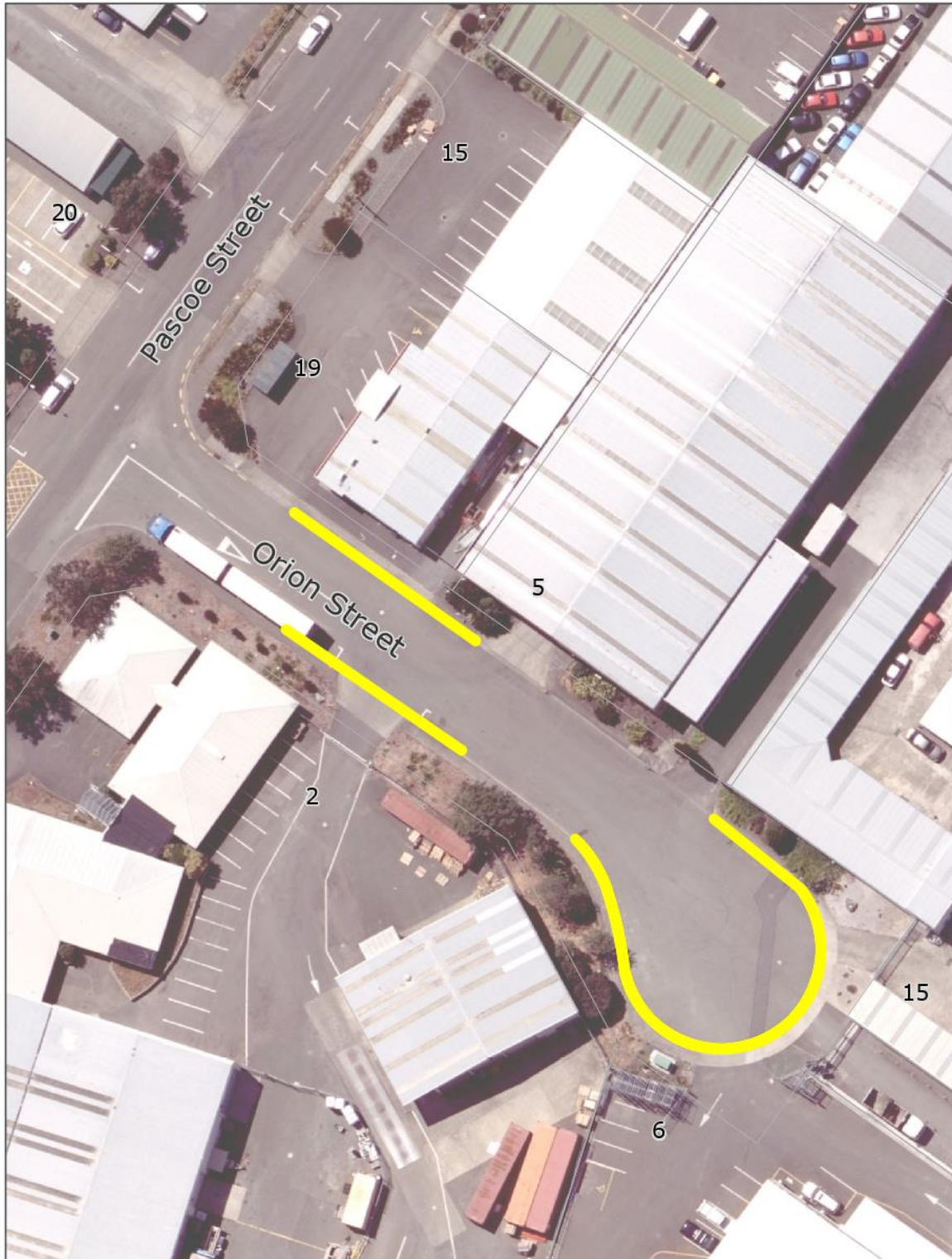
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Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules: Attachment 1



**4.6 - Orion Street
Proposed No Stopping**



Legend

— Proposed No Stopping

0 10 20 m



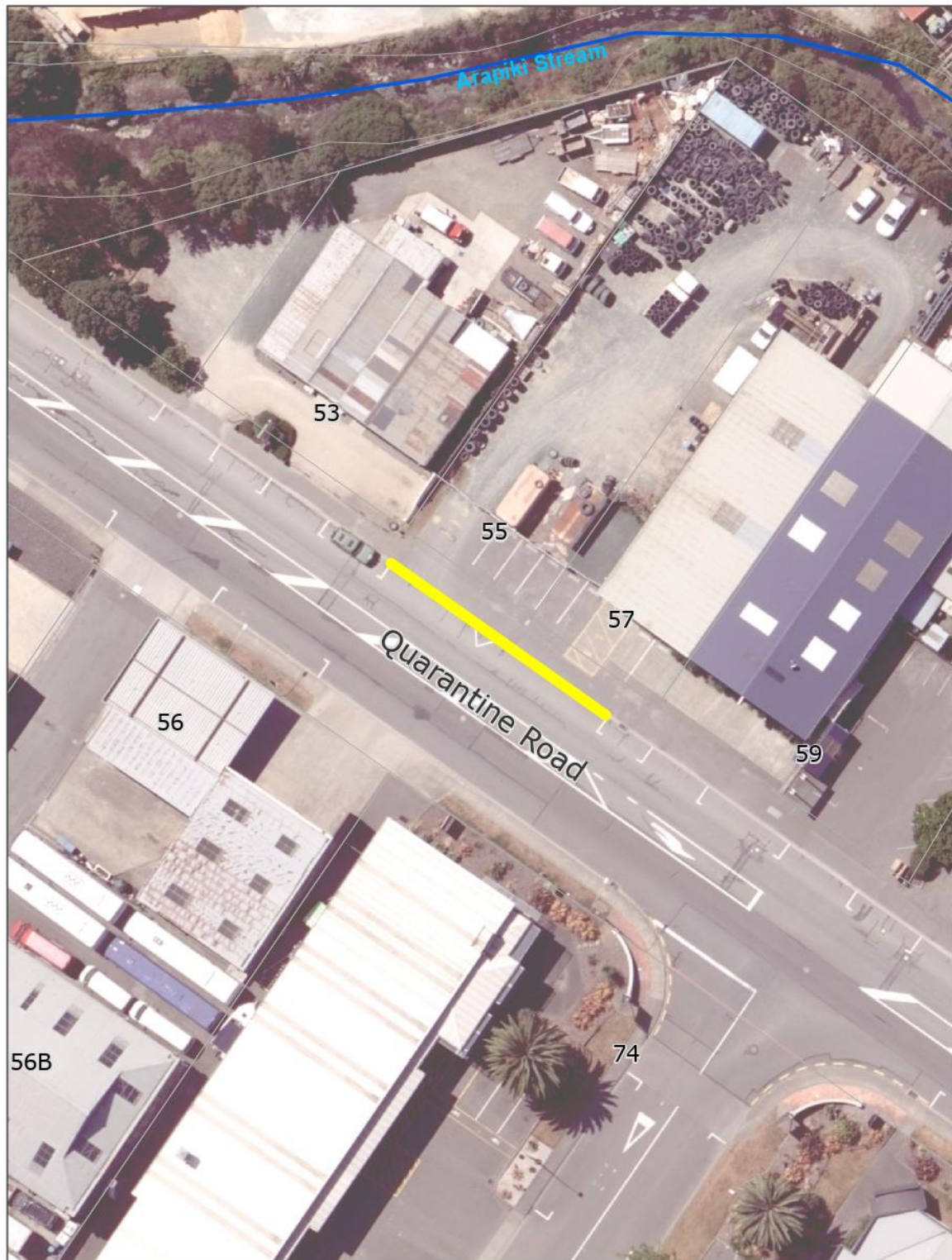
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Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules: Attachment 1



**4.7 - Quarantine Road
Proposed No Stopping**



Legend

Proposed No Stopping

0 10 20
m



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Amendments to Schedules: Attachment 1



4.8 - Manuka Street Proposed No Stopping



Legend

Proposed No Stopping

0 5 10
m



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Item 6: Parking and Vehicle Control Bylaw (2011), No 207
Amendments to Schedules: Attachment 2

Attachment 2 - Schedule of Changes to the Parking and Vehicle Control Bylaw

ID	Street	Start Location	Side	Direction	Start Point	Distance	Type	Status
6562	Arrow Street	Washington Road	Left	South	161.1	82.3	No stopping	Pending
6561	Arrow Street	Washington Road	Left	South	54.9	52.7	No stopping	Pending
6560	Arrow Street	Washington Road	Left	South	15.0	18.1	No stopping	Pending
6559	Arrow Street	Washington Road	Right	South	215.0	70.8	No stopping	Pending
6558	Arrow Street	Washington Road	Right	South	105.6	42.7	No stopping	Pending
6557	Arrow Street	Washington Road	Right	South	21.0	27.0	No stopping	Pending
6556	Arrow Street	Washington Road	Right	South	14.7	12.6	No stopping	Pending
6555	Kendall View	Lassen Place	N/A	North	148.6	26.7	No stopping	Pending
6554	Kendall View	Lassen Place	Right	North	134.5	62.6	No stopping	Pending
6553	Werneth Street	Clovelly st	Right	East	223.0	53.4	No stopping	Pending

ID	Street	Start Location	Side	Direction	Start Point	Distance	Type	Status
6552	Coster Street	The Ridgeway	Right	North	12.7	94.9	No stopping	Pending
6551	Coster Street	The Ridgeway	Left	North	39.8	32.4	No stopping	Pending
6550	Hope Street	Hardy	Left	South	27.8	7.0	Loading Zone	Pending
6549	Quarantine Road	Pascoe st	Right	West	201.8	25.4	No stopping	Pending
6548	Orion Street	Pascoe st	Right	East	68.6	20.1	No stopping	Pending
6547	Orion Street	Pascoe st	Right	East	26.3	22.8	No stopping	Pending
6546	Orion Street	Pascoe st	Left	West	20.3	22.7	No stopping	Pending
6545	Manuka Street	Collingwood st	Left	West	105.0	7.5	No stopping	Pending
6544	Manuka Street	Collingwood st	Left	East	83.8	8.0	No stopping	Pending
6543	Manuka Street	Collingwood st	Left	East	66.2	8.2	No stopping	Pending

NDocs-1355221503-4972