



Nelson City Council
te kaunihera o whakatū

AGENDA

Ordinary meeting of the

Hearings Panel - Other

**Tuesday 13 December 2016
Commencing at 1.30pm
Ruma Ana
Floor 2B, Civic House
110 Trafalgar Street, Nelson**

Membership: Councillor Paul Matheson (Chairperson) and Councillor Tim Skinner

Guidelines for councillors attending the meeting, who are not members of the Committee, as set out in Standing Orders:

- All councillors, whether or not they are members of the Committee, may attend Committee meetings (SO 2.12.2)
- At the discretion of the Chair, councillors who are not Committee members may speak, or ask questions about a matter.
- Only Committee members may vote on any matter before the Committee (SO 3.14.1)
- It is good practice for both Committee members and non-Committee members to declare any interests in items on the agenda. They should withdraw from the table for discussion and voting on any of these items.

1. Confirmation of Order of Business

2. Interests

2.1 Updates to the Interests Register

2.2 Identify any conflicts of interest in the agenda

3. Public Forum

4. Temporary Road Closures (Liam Malone public celebration)

Document number A1673512

Recommendation

That the Panel

Receives the report Temporary Road Closure (Tug of Peace) (A1673512) and its attachment (A1673659); and

Approves/declines the application for the temporary road closure for the Tug of Peace on Thursday 9 March 2017.

Temporary Road Closure (Tug of Peace)

1. Purpose of Report

For the Hearings Panel to approve/decline the temporary road closure application for the Tug of Peace on Thursday 9 March 2017 (RC 16-024).

2. Recommendation

It is recommended:

That the Panel

Receives the report Temporary Road Closure (Tug of Peace) (A1673512) and its attachment (A1673659); and

Approves/declines the application for the temporary road closure for the Tug of Peace on Thursday 9 March 2017.

3. Background

- 3.1 It is a requirement that temporary road closures made under Schedule 10 Clause 11(e) of the Local Government Act 1974 come to the Hearings Panel - Other for approval.
- 3.2 Council resolution of 19 March 2015 delegated authority to consider and determine applications for temporary road closures made under Schedule 10 Clause 11(e) of the Local Government Act 1974 to the Hearings Panel – Other.

4. Discussion

Tug of Peace

- 4.1 An application was received for the temporary closure of Trafalgar Street from Hardy Street to Selwyn Place from 2 pm until 7 pm on Thursday 9 March 2017 for the Tug of Peace.

- 4.2 This closure is detailed in Figure 1 of Attachment 1 (the advertisement placed in the Nelson Mail). A map of the closure is Figure 2 of Attachment 1.
- 4.3 The Tug of Peace is a long-running Nelson fixture involving a "tug of peace" (that is, a tug of war) between business teams. No complaints have been received about this event in recent years. This is a charity event to raise awareness for the Nelson Tasman Hospice.
- 4.4 Council officers placed an advertisement in the Nelson Mail on Saturday 19 November 2016 informing of the proposed closure and asking for written feedback by Tuesday 29 November 2016. (See Figure 1 of Attachment 1.) The organiser distributed this advertisement to directly-affected businesses by Tuesday 22 November. No feedback was received.
- 4.5 Noise generated by the event is not expected to exceed the noise limits specified in the Nelson Resource Management Plan, so no noise consent is required.
- 4.6 The Police have approved of the closure.
- 4.7 The applicant has shown evidence of adequate public liability insurance.
- 4.8 Emergency access to all areas of the closed road will be provided at all times.
- 4.9 Council officers will work with the applicant about the required Traffic Management Plan closer to the time of the event.
- 4.10 Council officers recommend that this application be approved.

5. Options

- 5.1 The Hearings Panel has two options, to either approve or decline the temporary road closure application.

6. Conclusion

- 6.1 This report covers one temporary road closure application.

Mark Hollows

Investigator / Contract Supervisor

Attachments

Attachment A1673659 – Map and advertisement for the temporary road closure application.

Important considerations for decision making

1. Fit with Purpose of Local Government

The Local Government Act 1974 Schedule 10 confirms that approvals for temporary road closures for event-related activities lie with Council.

2. Consistency with Community Outcomes and Council Policy

The recommendations outlined in this report are directly aligned to the requirements of:

- The Local Government Act 1974, Schedule 10, Temporary Prohibition of Traffic
- The Local Government Act 2002, Clause 78, Community Views in Relation to Decisions

The Hearings Panel may wish to consider the application(s) in the context of the attractiveness and vibrancy they add to Nelson for its residents.

3. Risk

To ensure that Council meets its obligations under the Local Government Act 1974 and that it is not challenged legally by any temporary road closure applicant, it is important that the Panel decides whether to approve or decline the application(s).

4. Financial impact

There is no financial impact to Council.

5. Degree of significance and level of engagement


The recommendations outlined in this report are not considered significant in terms of Council's Significance and Engagement Policy.

6. Inclusion of Māori in the decision making process

Maori have not been consulted in the processing of the specific temporary road closure applications considered in this report.

7. Delegations

The Council resolution of 19 March 2015 delegated authority to consider and determine temporary road closure applications made under Schedule 10 Clause 11(e) of the Local Government Act 1974 to the Hearings Panel – Other.



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**PROPOSED TEMPORARY
ROAD CLOSURE
UPPER TRAFALGAR
STREET**

Pursuant to the Local Government Act 1974, notice is hereby given that Nelson Tasman Hospice Trust proposes to temporarily close the following road to ordinary vehicle traffic. It will be an offence under this Act for any persons without an authorised permit to use the roads for ordinary vehicle traffic during the period of closure.

Time of closure: Thursday 9 March 2017 from 2 pm until 7 pm

The roads to be closed:

- **TRAFALGAR STREET** from Hardy Street to Selwyn Place.

This closure is for the Tug of Peace, a charity event to raise awareness for Nelson Tasman Hospice Trust.

Any person wishing to give feedback about this closure is requested to do so in writing by Tuesday 29 November 2016, attention Mark Hollows of Nelson City Council, P O Box 645, Nelson, or email enquiries@ncc.govt.nz. The final decision of whether the roads will be closed will be advertised on Council's website at www.nelson.govt.nz.

Nelson City Council thanks the public for its patience and understanding.

Clare Hadley
Chief Executive

Figure 1—Advertisement for the Tug of Peace

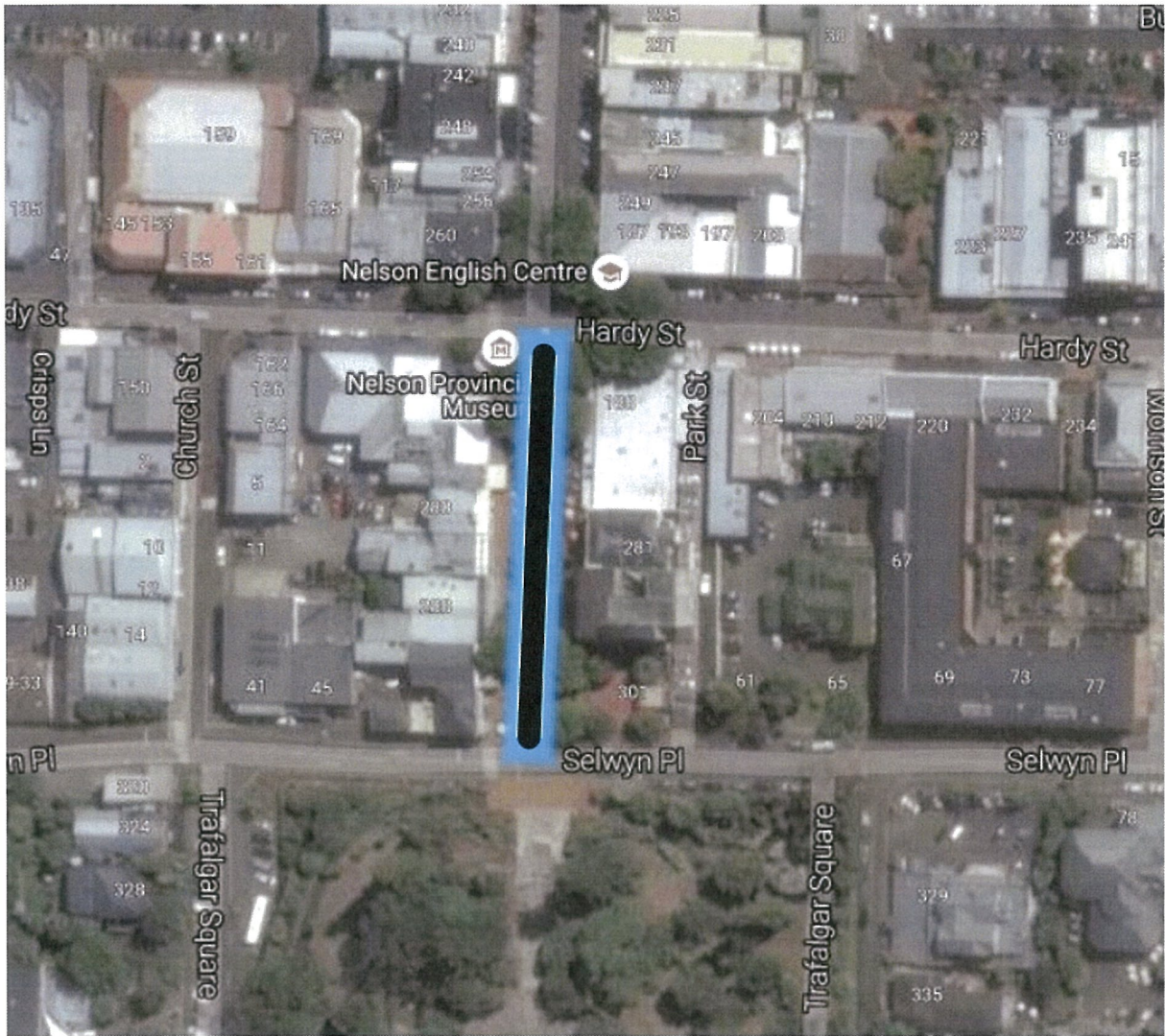


Figure 2—Road Closure Map for the Tug of Peace