

**TAUPŌ DISTRICT COUNCIL  
MINUTES OF THE FENCES, ROADING, RESERVES & DOGS COMMITTEE MEETING  
HELD AT THE COUNCIL CHAMBER, 107 HEUHEU STREET, TAUPŌ  
ON TUESDAY, 22 MAY 2018 AT 10.30AM**

**PRESENT:** Cr Barry Hickling (in the Chair), Cr John Boddy, Cr Anna Park, Cr Maggie Stewart

**IN ATTENDANCE:** Chief Executive, Head of Operations, Head of Democracy, Governance & Venues, Consents & Regulatory Manager, Infrastructure Manager, Senior Reserves Planner, Transport & Projects Manager, Asset Manager Transportation, Corporate Solicitor and Democratic Services Officer

**MEDIA AND PUBLIC:** Five members of the public and one dog

Note: *Items were considered in the following order: 3.1, 4.1 (hearing), 4.2, 4.5, 4.3, 4.4 and 4.1 (deliberations).*

## 1 APOLOGIES

### FRD201805/01 RESOLUTION

Moved: Cr John Boddy

Seconded: Cr Anna Park

That the apologies received from His Worship the Mayor, David Trewavas and Cr John Williamson be accepted.

**CARRIED**

## 2 CONFLICTS OF INTEREST

The following points were noted:

- Cr John Boddy advised that he knew Mr and Mrs Brasell quite well (item 4.1 – objection to menacing classification).
- Cr Barry Hickling advised that he was a personal friend of Mrs Liz Ranson (item 4.5 – licence to occupy, Art in the Park). There was no conflict in relation to the organisation applying for the licence. Cr Hickling would remain in the Chair, but abstain from voting on that particular item.

## 3 CONFIRMATION OF MINUTES

### 3.1 FENCES, ROADING, RESERVES & DOGS COMMITTEE MEETING - 20 MARCH 2018

In answer to questions, the Head of Operations advised that:

- The report providing more information about Best Start Educare would be included on the agenda for the next Fences, Roothing, Reserves & Dogs Committee meeting.
- The Mangakino Disc Golf project was underway.
- There had been no further approaches from Ironman New Zealand in relation to their request for removal of trees on the Tongariro Domain.

### FRD201805/02 RESOLUTION

Moved: Cr Maggie Stewart

Seconded: Cr John Boddy

That the minutes of the Fences, Roothing, Reserves & Dogs Committee meeting held on Tuesday 20 March 2018 be confirmed as a true and correct record.

**CARRIED**

## 4 REPORTS

### 4.1 OBJECTION TO MENACING CLASSIFICATION OF DOG 'IKE'

The Consents & Regulatory Manager summarised his report. In response to a question, he advised that the dog classification evaluation forms had recently been introduced when Ike was classified as menacing. There was some inconsistency between the two forms completed in relation to the incident.

Mr and Mrs Brasell addressed the Committee and answered questions. Their dog Ike was also in attendance. The following points were noted:

- Scotty's real name is Frank.
- There were issues with Council processes in relation to the classification of Ike, including a note on the gate "Hi, there's been a dog attack" and when Mrs Brasell rang the number provided she left a message and never heard back.
- They had contacted the postal worker's employer and asked if they could do anything to support her, however were told that she was fine.
- Ike had never shown aggression prior to the incident or since. He is a rescue dog. Jumps up for cuddles and attention, perhaps this is what happened when the postal worker came along.
- As owners of the dog, Mr and Mrs Brasell should have been part of the initial investigation and observations of the dog following the incident.
- Eventually two letters arrived in one envelope on the same day – one asking to fence the property and the other classifying Ike as menacing. Mrs Brasell telephoned the Council asking if there was any point objecting to the classification and was told that Ike was definitely menacing. They only decided to object when they realised he would have to wear a muzzle.
- Mr and Mrs Brasell have not taken Ike out to exercise because they do not want to put a muzzle on him.
- The gate now stays shut and the Brasell family is doing its utmost to make sure the public is protected.
- Ike had lived with the Brasells for six years with the gate open and during that time there had been no problems, no aggression. The attack was completely out of character, misconstrued.
- Ike does not have a 'run'; he just mooches around the property. He does not like kennels outside because it is too cold in winter for him.
- Mr and Mrs Brasell now introduce new visitors to Ike, for example meter readers.

In answer to a question, Mrs Brasell assured the Committee that she and her husband would continue to control Ike and keep him safe and secure at all times.

The Chairman reserved the Committee's decision at this point (11.05am). Members deliberated later in the meeting (11.46am) and decided to rescind the menacing dog classification of Ike, having regard to the following as summarised by the Corporate Solicitor:

- The Dog Control Act 1996.
- Original evidence provided on the agenda for the meeting, including details of the injury to the postal worker; the classification and evaluations by officers; and steps taken to avoid threats in the future, including fencing.
- Evidence provided by Mr and Mrs Brasell at the hearing, including an undertaking to contain the dog when they are not at home; and steps they will take to control Ike, as they are conscious of his boisterous nature.

### FRD201805/03 RESOLUTION

Moved: Cr Maggie Stewart

Seconded: Cr John Boddy

That the Fences, Roading, Reserves & Dogs Committee rescinds the menacing dog classification for Mr and Mrs Brasell's dog 'Ike'..

**CARRIED**

#### 4.2 LICENCE TO OCCUPY - MOBILE FOOD OUTLET PARKING, TOKAANU

Ms Toni Konui addressed the Committee on behalf of the applicants. The following points were noted:

- The safety of the public was the prime concern in considering the location of the mobile food outlet. Either a position in the middle by the Puanga Street sign or on the grass area by the pink car on the map provided would be good.
- It was important to be mindful of the fact that this was a thermal area. The pool manager had said there was a geyser near to the pink car. The applicants were working with The Lines Company and the pool manager to work something safe out.

In answer to questions, Ms Konui advised that:

- The applicant's preferred option was option 2 – road shoulder. That way they could serve customers standing on the grass area. It was possible to get the cables to that area. Option 1 would work as well.
- The trailer was a square shape with door opening on the side / front – it will be turned around and positioned carefully bearing in mind the tow bar.

In answer to a question, the Asset Manager – Transportation advised that the main area of concern from a traffic safety perspective was where the vehicles come out of the exit. To mitigate this, it would be better for the mobile food outlet to park closer to the entrance way.

In answer to a final question, the Chief Executive and Ms Konui confirmed that both Te Kotahitanga o Ngāti Tuwharetoa and Ngāti Kurauia support the application.

Members decided to approve the licence to occupy, subject to confirmation of the final location being agreed by the parties.

#### FRD201805/04 RESOLUTION

Moved: Cr John Boddy

Seconded: Cr Maggie Stewart

That the Fences, Roading, Reserves & Dogs Committee approves a three year licence to occupy to the owners of Chur Bro Churros Ltd trading as T&T Pataka – Catering, for the purposes of operating a mobile food shop in the Tokaanu Thermal Hot Pool carpark subject to confirmation of the final location being agreed by all parties.

**CARRIED**

#### 4.3 UPDATES TO TAUPŌ DISTRICT COUNCIL TRAFFIC CONTROLS

The Asset Manager – Transportation summarised the background to requests for new traffic signs and markings. In answer to a question, she confirmed that the 'bus only' lane would be removed and the entrance widened.

In answer to another question, the Head of Operations confirmed that discussions around the 'bigger picture' of the new toilet block in Turangi would be had, however there was a need to make the areas outlined safer now.

The Infrastructure Manager confirmed in response to a question about the Tongariro and Redoubt signs that this was a legal requirement.

#### FRD201805/05 RESOLUTION

Moved: Cr Anna Park

Seconded: Cr Maggie Stewart

That, pursuant to the Taupō District Council Traffic Bylaw, Council imposes the following traffic controls and/or prohibitions on roads and/or public spaces in the Taupō District:

Sign/Marking	Why	Where
1		
1.1 One (1) 12m long loading zone marking and sign.	1.1 The parking space outside the public toilet will be utilised efficiently.	1.1 Turangi town centre parking, outside the public toilet.
1.2 One (1) mobility parking space marking and sign.	1.2 To provide access for mobility users when using public toilet.	1.2 Along Te Rangitautahanga Road, outside Mustard Seed Café.
1.3 42 metres No Stopping At All Times marking (broken yellow lines)	1.3 To provide buses enough exiting and entering spaces.	1.3 Along Te Rangitautahanga Road and Ngawaka Place.
1.4 One (1) Bus Stop Sign.	1.4 To fulfil the guideline requirement, if bus stop exceeds 12m will require two signs at the ends.	1.4 on Te Rangitautahanga Road.
1.5 One (1) Extend existing bus stop by 17m.	1.5 In replacement of the bus stop outside the public toilet. To extend and existing bus stop marking outside the I site on Ngawaka Place.	1.5 Ngawaka Place, outside Turangi i-site.
1.6 One (1) Removing 30m long bus stop.	1.6 To improve the safety issue and congestion outside the public toilet.	1.6 Turangi town centre parking, outside the toilet block.
1.7 One (1) No U turn sign.	1.7 To stop vehicles doing U-turn at the intersection.	1.7 At Te Rangitautahanga Road and Ngawaka Place intersection.
2. Three (3) no right turn signs.	To stop right turning vehicles into and out of Redoubt Street	On Tongariro and Redoubt Street.

**CARRIED**

#### **4.4 TREE REMOVAL REQUEST - TAUPAHI RESERVE, TURANGI**

Members agreed to decline the request to remove the identified gum trees on Taupahi Road Reserve. It was noted that the trees were in good condition; healthy; providing shelter for birds; and were not causing problems at the present time.

#### **FRD201805/06 RESOLUTION**

Moved: Cr Anna Park

Seconded: Cr Maggie Stewart

That the Fences, Roothing, Reserves & Dogs Committee declines removal of the identified gum trees at Taupahi Road Reserve and that the parks operations department carry out suitable maintenance of the gums and surrounding vegetation as recommended by Council's arborist.

**CARRIED**

#### **4.5 LICENCE TO OCCUPY, ART IN THE PARK - COLONEL ROBERTS RESERVE**

Mrs Liz Ranson (Art in the Park) and Mrs Rosemary Stocker (member of Active Arts Taupō and Art in the Park) were in attendance. In answer to a question, Mrs Stocker advised that to her knowledge, there was no reason why Active Arts Taupō would not support the licence to occupy being taken over by the Art in the Park group.

Members decided to approve the licence to occupy to the Art in the Park group when the current licence to occupy expires in November 2018.

**FRD201805/07 RESOLUTION**

Moved: Cr Maggie Stewart

Seconded: Cr John Boddy

That the Fences, Roothing, Reserves & Dogs Committee approves a new five year licence to occupy to the Art in the Park group for Council administered land at Colonel Roberts Reserve for the area identified in this report.

**CARRIED**

*Note: Cr Barry Hickling abstained from voting on resolution FRD201805/07 above.*

**5 CONFIDENTIAL BUSINESS**

Nil

**The meeting closed at 11.50am.**

**The minutes of this meeting were confirmed at the Fences, Roothing, Reserves & Dogs Committee meeting held on 3 July 2018.**

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**CHAIRPERSON**