# Hearing Agenda

# Sealing of Riverside Road and Inglis Road

Friday 11 October 2024 9am

Council Chamber 215 High Street Rangiora

#### Council:

Councillor Brent Cairns Councillor Jason Goldsworthy Councillor Joan Ward



#### WAIMAKARIRI DISTRICT COUNCIL

#### THE HEARING AND DELIBERATIONS OF THE SEALING OF RIVERSIDE ROAD AND INGLIS ROAD SUBMISSIONS WILL BE HELD IN THE RAKAHURI ROOM, RANGIORA SERVICE CENTRE, 215 HIGH STREET, RANGIORA ON FRIDAY 11 OCTOBER 2024 COMMENCING AT 9AM

#### **BUSINESS**

Page No

#### 1. APPOINT A HEARING PANEL CHAIRPERSON

#### 2. APOLOGIES

#### 3. CONFLICTS OF INTEREST

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

#### 4. HEARING OF SUBMISSIONS

9:05am Donna Sparks.

#### 4.1. Copy of all Submissions

All submissions received are included as attachment (viii) to the staff report below.

#### 5. STAFF REPORT

#### 5.1. Request for Sealing of Riverside Road and Inglis Road and Establishment of a Targeted Rate for the area – Joanne McBride (Roading and Transport Manager) RECOMMENDATION 5 - 50

**THAT** the Road Reserve Management Policy Hearing Panel:

- (a) **Receives** Report No. 241001168468.
- (b) Receives and considers all submissions.
- (c) **Notes** that a total of 16 submissions were received on the proposal of sealing Riverside Road and Inglis Road and putting in place a targeted rate to allow for this work to occur, with the following summary of responses:
  - i. 14 submitters support the proposal (11 for the targeted rate and three for the lump sum payment).
  - ii. Two submitters were opposed to the sealing being undertaken.
- (d) **Notes** that letters were sent to 22 property owners in total and as such no response has been received from six.
- (e) **Notes** that the Hearings Panel will consider these submissions and make a recommendation to the Council.

- (f) **Notes** that the Hearing Panel will make a recommendation on whether or not to consider for approval of the targeted rate in the Draft Annual Plan 2025/26.
- (g) **Notes** the targeted rate will be set on the final construction costs for the sealing work. A contingency has been included to allow for minor variations.
- (h) **Recommends** that the Council:

Either:

#### **Option One:**

- 1. **Approves** the inclusion of the targeted rate for the sealing of Riverside Road and Inglis Road in the Draft Annual Plan 2025/26, as detailed in the Statement of Proposal (Trim no. 240818138178).
- 2. **Notes** that property owners have the option of paying by lump sum or by a targeted rate.

Or:

#### **Option Two:**

- **3. Endorses** Option Two which involves delaying the decision on the Targeted Rating Area for sealing of the road until after the 2025/26 Annual Plan has been adopted.
- 4. **Notes** that if this option is adopted then staff would negotiation with the preferred contractor to agree a delay, or alternatively the contract may need to be re-tendered.

Or:

#### **Option Three:**

- 5. **Declines** to approve the inclusion of the targeted rate for the sealing of Riverside Road and Inglis Road in the Draft Annual Plan 2025/26, as detailed in the Statement of Proposal (Trim no. 240818138178).
- 6. Notes that if the targeted rate for the sealing of Riverside Road and Inglis Road is declined then it would be unlikely the sealing would proceed.

#### Attachments to the report are as follows:

- Attachment i Map of Proposed Targeted Rating Area
- Attachment ii Statement of Proposal
- Attachment iii Riverside Road and Inglis Road Targeted Rates Seal Extension Frequently Asked Questions
- Attachment iv Riverside Road Request of Seal Extension Letter to Residents 4 September
- Attachment v Let's Talk Riverside Road and Inglis Road Seal Extension and Targeted Rate Feedback Form

Attachment vi	Summary Graph – Feedback on Targeted Rate for Riverside Road and Inglis Road
Attachment vii	Summary Report of Engagement – Riverside Road and Inglis Road Targeted Rate
Attachment viii	Summary Report with Feedback – Riverside Road and Inglis Road Targeted Rate

#### WAIMAKARIRI DISTRICT COUNCIL

#### **REPORT FOR DECISION**

FILE NO and TRIM NO:	RDG-10 / 241001168468			
REPORT TO:	HEARINGS PANEL FOR SEALING OF RIVERSIDE ROAD AND INGLIS ROAD			
DATE OF MEETING:	11 October 2024			
AUTHOR(S):	Joanne McBride, Roading and Transport Manager			
SUBJECT:	Request for Sealing of Riverside Road and Inglis Road and Establishment of a Targeted Rate for the area			
ENDORSED BY: (for Reports to Council, Committees or Boards)	General Manager Chief Executive			

#### 1. <u>SUMMARY</u>

- 1.1. This report is to present the written submissions from the Special Consultative Procedure (SCP) for the targeted rate for the sealing of Riverside Road and Inglis Road. This will enable the Hearings Panel to prepare for the hearing on 11 October 2024.
- 1.2. The proposal was to put in place a targeted rate on those properties as shown on the map in the attached Statement of Proposal, to enable the property owners to pay through their rates, for their share of the cost of sealing the sections of Riverside Road and Inglis Road, adjacent to their properties.
- 1.3. Twenty-two property owners within the proposed rating area were given the option to provide feedback on the proposal for sealing and for paying their share by either a one-off lump sum payment or a targeted rate over 20 years to repay a loan.
- 1.4. A total of 16 submissions have been received with the summary of responses as follows:
  - 14 submitters support the proposal (11 for the targeted rate and 3 for the lump sum payment).
  - 2 submitters did not support sealing being undertaken
  - 6 did not respond to the request for feedback.
- 1.5. One submitter has indicated they wish to present at the hearing, and a second submitter has indicated that they cannot attend but wish for their submission to be read at the hearing. Both are in support of the proposed targeted rate.
- 1.6. It is proposed that the Hearings Panel will deliberate on the submissions on 11 October 2024 and from those deliberations a recommendation is to be made to Council.
- 1.7. Attached for the panel's information is a copy of the Statement of Proposal, a copy of the Riverside Rd and Inglis Rd Targeted Rates Seal Extension Frequently Asked Questions paper, a summary of the submissions and a copy of all of the written submissions
- 1.8. It is noted that the targeted rate is a means to help property owners pay their share to enable Riverside Road and Inglis Road to be sealed. If the targeted rate is declined, then it would be unlikely the sealing would be able to proceed at this time, and would instead be delayed until such time as the 30% cost of sealing trigger was reached.

Attachments:

- i. Map of Proposed Targeted Rating Area (included below in this report).
- ii. Statement of Proposal (Trim No. 240818138178).
- iii. Riverside Rd and Inglis Rd Targeted Rates Seal Extension Frequently Asked Questions (Trim No. 240818138179).
- iv. Riverside Road Request or Seal Extension Letter to Residents 4 September 2024 (Trim No. 240904150298).
- v. Let's Talk Riverside Rd and Inglis Rd Seal Extension and Targeted Rate Feedback Form (Trim no. 241001168293)
- vi. Summary Graph Feedback on Targeted Rate for Riverside Road and Inglis Road (Trim no. 241003171079).
- vii. Summary Report of Engagement Riverside Road and Inglis Road Targeted Rate (Trim no. 241003171080).
- viii Summary Report with Feedback Riverside Road and Inglis Road Targeted Rate (Trim no. 241003171082

#### 2. RECOMMENDATION

**THAT** the Hearings Panel:

- (a) **Receives** Report No. 241001168468.
- (b) **Receives and considers** all submissions.
- (c) **Notes** that a total of 16 submissions were received on the proposal of sealing Riverside Road and Inglis Road and putting in place a targeted rate to allow for this work to occur, with the following summary of responses:
  - i. 14 submitters support the proposal (11 for the targeted rate and three for the lump sum payment).
  - ii. Two submitters were opposed to the sealing being undertaken.
- (d) **Notes** that letters were sent to 22 property owners in total and as such no response has been received from six.
- (e) **Notes** that the Hearings Panel will consider these submissions and make a recommendation to the Council.
- (f) **Notes** that the Hearing Panel will make a recommendation on whether or not to consider for approval of the targeted rate in the Draft Annual Plan 2025/26.
- (g) **Notes** the targeted rate will be set on the final construction costs for the sealing work. A contingency has been included to allow for minor variations.
- (h) **Recommends** that the Council:

Either:

#### Option One:

- 1. **Approves** the inclusion of the targeted rate for the sealing of Riverside Road and Inglis Road in the Draft Annual Plan 2025/26, as detailed in the Statement of Proposal (Trim no. 240818138178).
- 2. **Notes** that property owners have the option of paying by lump sum or by a targeted rate.

Or:

#### **Option Two:**

- 3. **Endorses** Option Two which involves delaying the decision on the Targeted Rating Area for sealing of the road until after the 2025/26 Annual Plan has been adopted.
- 4. **Notes** that if this option is adopted then staff would negotiation with the preferred contractor to agree a delay, or alternatively the contract may need to be retendered.

Or:

#### Option Three:

- 5. **Declines** to approve the inclusion of the targeted rate for the sealing of Riverside Road and Inglis Road in the Draft Annual Plan 2025/26, as detailed in the Statement of Proposal (Trim no. 240818138178).
- 6. **Notes** that if the targeted rate for the sealing of Riverside Road and Inglis Road is declined then it would be unlikely the sealing would proceed.

#### 3. BACKGROUND

- 3.1. Staff have been in communication with property owners from Riverside Road regarding a request to seal a section of Riverside Road from the S Bend through to the Inglis Rd intersection.
- 3.2. A roading financial contribution was taken under RC155263 (the subdivision of 426 Riverside Road) in 2015. The subdivision which created 11 lots (i.e., 10 new lots), required a contribution of \$88,272.00 excluding GST to be paid (\$101,512.80 including GST) towards the cost of sealing from no. 256 to 450 Riverside Rd (before the bend on Riverside Rd).
- 3.3. There has been no further development on Riverside Road since this time and as such the financial contributions held for sealing this section of road currently remain at 18.69% of the costs of upgrading the road (as calculated at the time of consent).
- 3.4. To comply with the Rural Seal Extension Policy, further development along this road would need to occur for the 30% threshold to be met and sealing to be triggered, or alternatively adjacent property owners to the unsealed road would need to be prepared to top up the amount collected to meet the 30% minimum threshold for sealing to occur. This being subject to Council approval.
- 3.5. Staff have been communicating with property owners from Riverside Road regarding a request to seal the Road from the S Bend through to the Inglis Rd intersection.
- 3.6. As well as this, an option to extend the seal around the bend and for a short distance up Inglis Road has also been explored.
- 3.7. A letter was sent to 22 residents who own property within the new proposed rating area of sealing in May 2023, with a further follow up with a number in August 2023 where response had not been received. This letter provided information around high level costings and options for payment.
- 3.8. Feedback received has been that a number of parties would like the option of a targeted rate levied on properties, to allow the sealing costs to be paid off over time. The proposed period for the new targeted rate is a 20-year term.

- 3.9. On 3 September 2024 the Council approved the commencement of the Special Consultative Procedure for the targeted rate.
- 3.10. The proposal gave property owners three options in regard to this proposal:
  - <u>Option One</u> Put in place a targeted rate of \$193.71 including GST per property each year for 20 years, starting on 1 July 2025 and ending 30 June 2045.
  - <u>Option Two</u> Preference of a lump sum payment of \$2,498.09 per property paid which will be payable after 1 July 2025 when the new targeted rate is set through the Annual Plan.
  - <u>Option Three</u> Do not seal the road now and wait for further development to occur. Sealing would not be undertaken until 30% of the cost of sealing was secured as per the Rural Seal Extension Policy.
- 3.11. The consultation period opened on 4 September 2024 and closed on 1 October 2024.
- 3.12. Twenty-two affected Riverside Road and Inglis Road property owners were either posted, emailed or hand delivered a letter with the Statement of Proposal attached. The proposal was also uploaded to Council's "Let's Talk" webpage, including an online survey which allowed residents to submit electronically.

#### 4. ISSUES AND OPTIONS

- 4.1. A total of 16 submissions have been received with the following responses:
  - <u>Option One</u> Put in place a targeted rate 11 supported this option.
  - <u>Option Two</u> Pay by lump sum payment 3 supported this option.
  - <u>Option Three</u> Do not seal the road now 2 supported this option.

No response was received from 6 property owners.

- 4.2. No further questions were raised or required a response during the submissions process.
- 4.3. Subject to the decision the timetable would be as follows:

Stage	Date
Submissions closed	1 October 2024
Hearing of submissions	11 October 2024
Report for decision to Council	4 November 2024
Letters to residents to inform them of the outcome of the hearing and that the proposal will be included in the draft Annual Plan 2025/25.	18 November 2024
Options for lump sum close	20 December 2024
Inclusion in the Draft Annual Plan 2025/26	March 2025
Lump Sum payments due	31 July 2025
Adoption of Annual Plan 2024/25	June 2025
Lump sum invitations issued	TBC (Indicative June/July 2025)
Final date for election for lump sum payment	July/August 2025
Lump sum payments due	August/September 2025
First charge on rates	First quarter of the 1 July 2025 – 30 June 2026 rating year

- 4.4. The following options are available to the Hearings Panel:
  - Option One Approve the Targeted Rating Area:

The proposal gives property owners the option of paying their share by a lump sum payment or by a targeted rate on their property.

• <u>Option Two – Delay the decision on the Targeted Rating Area for sealing of the</u> road until after the 2025/26 Annual Plan has been adopted:

The proposal would see the decision around sealing of the road being delayed until the 2025/26 Annual Plan adoption.

If this option was to be adopted then this could result in a negotiation with the preferred contractor to agree a delay, or the contract needing to be re-tendered. If the contract was to be retendered then there is a risk that the price may come in higher, resulting in the targeted rate being higher than noted in the consultation document.

• Option Three – Decline the option of a Targeted Rating Area:

This would very likely result in the sealing not being considered affordable for the affected property owners and as such sealing would be unlikely to proceed.

#### Implications for Community Wellbeing

There are implications on community wellbeing by the issues and options that are the subject matter of this report.

Dust can impact the health and wellbeing of those living alongside an unsealed road.

4.5. The Management Team has reviewed this report and support the recommendations.

#### 5. <u>COMMUNITY VIEWS</u>

#### 5.1. Mana whenua

Te Ngāi Tūāhuriri hapū are likely to be affected by, or have an interest in the subject matter of this report.

Safety and the wellbeing of the community is important for Rūnanga.

#### 5.2. **Groups and Organisations**

There are groups and organisations likely to be affected by, or to have an interest in the subject matter of this report.

This sealing has been specifically requested by resident living on Riverside Road.

The Special Consultative Process has enabled property owners to formally submit on the proposal with the opportunity to speak to their submission.

5.3. Submissions has been received from 16 out of the total 22 properties within the special consultative process area. A copy of the submissions and a summary of the submissions are attached to this report.

#### 5.4. Wider Community

The wider community is not likely to be affected by, or to have an interest in the subject matter of this report.

No specific wider community views have been sought as the affected area is very small, however the information is available on Councils Let's Talk webpage and can be accessed by the wider Community.

#### 6. OTHER IMPLICATIONS AND RISK MANAGEMENT

#### 6.1. Financial Implications

There are financial implications of the decisions sought by this report.

This budget is included in the Annual Plan/Long Term Plan in the 2023/24 year within the Roading Subdivision Contribution area, which has a budget of \$779,077. There are a number of commitments within this budget area which are outlined in report No. 240717116901.

The Roading Subdivision Contribution Budget is the funding source for financial contribution driven seal extensions and for rural seal extensions. It also funds other cost share projects where existing roads need to be upgraded in response to development, such as the urbanisation. The funding covers the cost of the benefit to existing ratepayers resulting from the work.

As a large portion of this work is driven by developers, it is often difficult to budget accurately and in the past funding has often not been fully expended at year end, due to expected work not being completed in the time anticipated.

The estimated cost of sealing Riverside Rd and Inglis Rd to the west of the driveway of no. 28 Inglis Rd, a total length of 2.8km, is approximately \$473,460.15 (excluding GST). Therefore, 30% of the cost of sealing required to trigger sealing would equate to \$142,038.04 excluding GST.

The current contribution held as part of RC155263 including interest accrued is \$94,248.57 which is 20% of the cost of sealing, therefore meaning the residents would be required to fund the remaining 10%, which equates to \$47,789.47 excluding GST. This would be split between 22 properties.

This equates to approximately \$2,172.25 (excluding GST) or \$2,498.09 including GST per property, noting that these costs have been tendered and does allow for a contingency for unforeseen conditions.

The Council share of the sealing and as such the cost to Council would be 70% of the cost to complete the work, which is **\$331,422.10 (excluding GST)**.

Therefore if sealing is approved to proceed, then the 22 properties within the proposed rating areas would either need to:

Pay a lump sum of <u>\$2,498.09 including GST / per property</u>

or

• Pay a targeted rate which would be <u>\$193.71 (excluding GST) per year / per</u> property over a twenty-year period, with the current interest rate being 4.6%.

This will be a new targeted rate which would be applied to the area shown in Attachment i, being 22 properties which have frontage onto Riverside Rd and Inglis Road. Therefore, this will be a new rating area.

It is noted that this new targeted rate would not come into effect until the next Annual Plan is adopted (being the 2025/26 Annual Plan) and at that time the new rate will be set. As such Lump Sum payments will not be able to be collected until after the new rate has been set as part of the Annual Plan. As the construction is proposed to commence in December, Council will accrue the full cost until the new rate is struck.

#### 6.2. Sustainability and Climate Change Impacts

The recommendations in this report do have sustainability and/or climate change impacts.

Sealing roads creates more impervious areas and increases run-off, which can have impacts on areas which are prone to flooding due to increased concentration of run-off during events. Sealed roads generally have higher operating speeds than unsealed, which results in slightly higher vehicle emissions.

#### 6.3 **Risk Management**

There are risks arising from the adoption/implementation of the recommendations in this report.

It is noted that at this time the physical works have been tendered with the contract valid until 6 November 2024. Should the contract not be awarded at that time, then it is likely that this may need to be re-tendered, and the cost of the works may increase.

It is also noted that the targeted rate will not come into effect until such time as the next Annual plan is adopted with the targeted rate included. As such, there is a risk in undertaking these works prior to the rate being struck prior to the 2025/26 Annual Plan being adopted.

This will be a new targeted rate which would be applied to the area shown in Attachment i, being 22 properties which have frontage onto Riverside Rd and Inglis Road. Therefore, this will be a new rating area.

It is noted that this new targeted rate would not come into effect until the next Annual Plan is adopted (being the 2025/26 Annual Plan) and at that time the new rate will be set. As the construction is proposed to commence in December, Council will accrue the full cost until the new rate is struck.

A risk to Council if the targeted rate is approved, is that the property owners who do not support the targeted rate do not pay the rate and challenge the Council in it setting of the rate. This risk has been mitigated by ensuring the reason for the targeted rate is clearly stated and that the payment by the property owners is a contribution to enable the sealing to happen for their benefit.

#### 6.3 Health and Safety

There are health and safety risks arising from the adoption/implementation of the recommendations in this report.

There are positives and negatives in terms of sealing unsealed roads. Sealed roads tend to attract higher speeds that unsealed roads, which can increase impact should a crash occur, however unsealed road tend to have more variable conditions due to the nature of the road and the unbound surface.

Any contractor carrying out any physical works will be required to be SiteWise registered (or equivalent) and have an appropriate Health and Safety Plan.

#### 7. <u>CONTEXT</u>

#### 7.1. Consistency with Policy

This matter is not a matter of significance in terms of the Council's Significance and Engagement Policy.

Council has appointed Councillors Redmond, Cairns, and Ward to consider submissions and make recommendations to the Council.

#### 7.2. Authorising Legislation

Under Section 83 of the Local Government Act a Special Consultative Procedure is required because there is a change being made to the rating regime for these properties from that which is shown in the Long Term Plan and a new targeted rate is being set.

#### 7.3. Consistency with Community Outcomes

The Council's community outcomes are relevant to the actions arising from recommendations in this report.

The relevant community outcomes are:

#### Social:

A place where everyone can have a sense of belonging...

• Our community has equitable access to the essential infrastructure and services required to support community wellbeing.

#### Environmental:

...that values and restores our environment...

- Our district is resilient and able to quickly respond to and recover from natural disasters and the effects of climate change.
- Our district transitions towards a reduced carbon and waste district.
- The natural and built environment in which people live is clean, healthy and safe.

#### Economic:

...and is supported by a resilient and innovative economy.

• Infrastructure and services are sustainable, resilient, and affordable.

#### 7.4. Authorising Delegations

The Hearings Panel has been appointed by Council to consider this issue and report back to Council with a recommendation for approval.



#### **Summary of Information**

#### Proposed New Targeted Rate for Riverside Road and Inglis Road property owners for their contribution for sealing Riverside Road and Inglis Road adjacent to their properties.

The Council proposes to put in place a New Targeted Rate on those properties as shown on the attached map to enable the property owners to pay, through their rates, for their share of the cost of sealing the sections of Riverside Road and Inglis Road adjacent to their properties as shown on the attached map.

Property owners will have the option of paying their share by one separate lump sum payment or by a targeted rate over 20 years to repay a loan.

Council have received a number of requests from residents in this area for the road to be sealed.

The Council policy for sealing unsealed roads is that traffic volumes need to be around 300 to 400 vehicles per day before NZTA subsidy can be claimed and as such these two sections of road do not meet this funding criteria.

The alternative is that residents help fund the sealing under the "Rural Seal Extensions Policy" which allows roads to be seal upon approval from Council once contributions from development reach 30% share of the cost of sealing.

The cost of sealing the section of Riverside Road and Inglis Road as shown on the attached map is estimated to be **\$473,460.15** (excluding GST). Therefore, for the sealing to progress the residents would need to top up the contributions already collected to meet the 30% minimum threshold, for sealing to occur.

- The 30% share of the estimated cost of sealing the road is \$142,038.04 excluding GST
- The amount held from Development Contributions including interest is \$94,248.57 excluding GST.
- Therefore, the shortfall to be met by the residents is an estimated cost of \$47,789.47 excluding GST.
- Council would then need to fund the remaining 70% cost of the works being \$331,422.10 excluding GST.

There has been a number of requests made to Council to seal Riverside Road because the dust from the roads has a negative impact on quality of life and the road surface is often rough. It is proposed that the rating period for the sealing be taken over 20 years. Including interest this would result in a <u>yearly cost</u> of approximately \$193.71 per property including GST. This equates to **\$3.73 per week per property**.

The Councils 70% share of the cost of sealing is included in the Councils Long Term Plan budget in the 2024/25 year.

Should this sealing proceed, then the options for payment would be either by lump sum payment <u>or</u> through a targeted rate. It is on this basis that this proposal is being put forward in order to formalise a targeted rate.

The lump sum payment option would be **\$2,498.09 including GST** per property would be payable after the New Targeted Rate is set in the 2025/26 Annual Plan. The Annual Plan adoption is expected to be in June 2025, with the targeted rate coming into effect from 1 July 2025.

The new targeted rate option will be \$193.71 per property / per year (including GST) for a period of 20 years per property. This amount includes interest of 4.6% on the loan the Council will need to take out to fund the work. The new targeted rate will apply from 1 July 2025 and will end on 30 June 2045. The interest rate is set annually and therefore is subject to change over time.

#### **Copies of the Proposal**

Copies of the Statement of Proposal for the proposed targeted rate can be picked up or viewed at any Council Service Centre or Library during ordinary office hours, or downloaded from the Council's website: waimakariri.govt.nz, during the consultation period.

#### **Submissions**

Submissions on this proposal can be made to the Council between 4th September and 1st October 2024. Please include a name and address. Anonymous feedback will be considered at the Council's discretion.

The submissions will be heard by a Council Hearing Panel on 11th October at 9am at the Council building in Rangiora. Please state if you wish to speak to your submission at the Hearing. Submissions on this proposal can be made either:

#### Deat

Post:	<b>Riverside Road &amp; Inglis Road New Target Rate Submissions</b> Freepost 1667 Waimakariri District Council Private Bag 1005 Rangiora
Hand deliver:	The Council building at 215 High Street, Rangiora or any Library branch or Service Centre.

#### For more Information:

Contact:



Statement of Proposal for a Targeted Rate for Riverside Road & Inglis Road property owners for their contribution for sealing Riverside Road & Inglis Road adjacent to their properties.

#### Introduction

This Statement of Proposal is prepared to formalise the funding arrangement for the sealing of Riverside Road and Inglis Road as shown on the attached Draft Rating Policy map and is made under Section 83 of the Local Government Act 2002.

The documents relating to this proposal are attached to this Statement of Proposal.

#### Nature of Proposal

The Council proposes to introduce a New Targeted Rate for inclusion in the 2025/26 Draft Annual Plan under Sections 16-18 of the Local Government (Rating) Act 2002, to fund the property owners' share of the cost of sealing the sections of Riverside Road and Inglis Road as shown on the attached map.

The New Targeted Rate will be a fixed amount on each rating unit situated within the Riverside Road and Inglis Road Rating Area as illustrated on the attached map, where a lump sum contribution is not received. Confirmation of the take up of the targeted rate or the lump sum will be required from each property owner by 20 December 2024.

The proposed new targeted rate will take effect from 1 July 2025 for a period of 20 years, ending on 30 June 2045.

The amount of the targeted rate will be **\$193.71** per property / per year (including GST). This amount includes 4.6% interest on the loan the Council will need to take out to fund the work.

As per the attached "Frequently Asked Questions" notice dated **31 July 2024**, the interest rate is set annually and therefore is subject to change.

Property owners will have the option of paying a one-off lump sum of **\$2,498.09** (including GST), instead of having a targeted rate applied to their property. Should this option be selected, then this would be payable after the new targeted rate is set, which will be through the 2025/26 Annual Plan which is expected to be adopted in June 2025. As such the lump sum will be payable after 1 July 2025.

Any future subdivisions within the new targeted rating area will be required to contribute towards the outstanding balance of the targeted rating area account.

As part of this targeted rate process the Council invites the affected property owners to comment on the proposal.

#### Reason for this Proposal

#### Background

In past years there have been a small number of subdivisions carried out on Riverside Road and Inglis Road. These subdivisions have not been enough to collect sufficient contributions to trigger the seal extension policy and traffic volumes are not high enough to attract NZTA subsidy for sealing.

Since that time the Council has received complaints from property owners on Riverside Road about dust from the road and road conditions.

A report was taken to Council in December 2023 seeking approval in principle for the sealing of Riverside Road and Inglis Road, subject to the property owners agreeing to fund the "top up" required to bring the development share for sealing to 30% contribution, under the Rural Seal Extension Policy.

#### Council Policy for Private Funding of Seal Extensions

The Council policy for sealing unsealed roads using financial contributions states that *"The Council will seal all rural unsealed roads when financial contributions from subdivisions to at least 30% of the cost of sealing the road are available."* 

The cost of sealing the sections of Riverside Road and Inglis Road as shown on the attached map is estimated to be **\$473,460.15** (excluding GST). Financial contributions would need to be at least **\$142,038.15** (excluding GST) in order for the sealing to take place.

#### **Riverside Road Financial Contributions**

The current financial contributions for sealing the sections of Riverside Road and Inglis Road as shown on the attached map are **\$94,248.57 (excluding GST)** including interest earned to date, therefore there is a shortfall of **\$47,789.47 (excluding GST)**.

#### Council Decisions and Long Term Plan Provisions

In December 2023 the Council approved in principle the sealing of Riverside Road from the S Bend to Inglis Road, and a short section of Inglis Road from the bend to the west of the driveway of no. 28 Inglis Road to the access to no. 52, on the condition the adjoining property owners agree to fund the "top up" required to bring the development share for sealing to 30% contribution, under the Rural Seal Extension Policy.

The Council has available budget contributing to seal extensions, subject to the property owners agreeing to fund their share. Prices have been sought from the market via an open tender process, to ensure this is good value for money and to provide an accurate indication of the amount to be paid by the property owners. In total ten tenders were received for the sealing of Riverside Road and Inglis Road.

There is funding available in the Roading Subdivision Contribution Budget in the 2024/25 year for the Council's share of the sealing.

#### Consultation

Following requests for sealing from residents on Riverside Road, letters were sent to 22 property owners in May 2023 regarding the request and seeking initial feedback from residents. The letter presented three options which included:

- a) <u>Option One</u> Seal Riverside Road from no. 256 along the straight to no. 450 (length of approximately 2.4km).
- b) <u>Option Two</u> Seal of Riverside Road and a short section of Inglis Rd from the bend to the west of the driveway of no. 28 Inglis Road to the access to no. 52 (length of approximately 2.8km).
- c) <u>Option Three</u> Retain the status quo and leaving the road unsealed.

A further follow up letter was sent in August 2023 where response had not been received for property owners. Saff received responses from 20 of the 22 property owners with 70% of responses being in favour of progressing sealing.

The following map shows the properties on Riverside Road and Inglis Road which are within the proposed Targeted Rating Area (boundary shown in green):



RDG-32-10 / 240818138178

It is on the basis of the feedback received that this proposal is being put forward in order to formalise the new targeted rate.

#### Options Available to the Council

The following options are available to the Council

#### 1. Put in place a new targeted rate as per this proposal.

This option meets the wishes of the property owners who are willing to pay a share of the sealing but prefer the new targeted rate to make it affordable to them. This option would require all property owners within the Proposed New Targeted Rating Area to contribute to the cost, including those who are opposed. This is likely to be the only option that would guarantee the road being sealed.

### 2. Do not put in place a new targeted rate and request the property owners pay their share by lump sum

This option would most likely result in the road not being sealed as the lump sum may not be affordable for property owners.

### 3. Do not seal the roads now and wait for further development (more financial contributions to be taken)

The Council has already agreed in principle to seal the roads on the condition the property owners pay their share and therefore this option would not be consistent with Council decisions.

#### **Community Outcomes**

The sealing of Riverside Road and Inglis Road will contribute to the following community outcomes:

#### Social:

A place where everyone can have a sense of belonging...

• Our community has equitable access to the essential infrastructure and services required to support community wellbeing.

#### Environmental:

...that values and restores our environment...

- Our district is resilient and able to quickly respond to and recover from natural disasters and the effects of climate change.
- Our district transitions towards a reduced carbon and waste district.
- The natural and built environment in which people live is clean, healthy and safe.

#### Economic:

...and is supported by a resilient and innovative economy.

• Infrastructure and services are sustainable, resilient, and affordable.

#### **Related Documents**

The following document is attached to this Statement of Proposal and forms part of the Statement of Proposal:

• Summary of Information

Supporting Documents:

• Frequently Asked Questions

# New Targeted Rate Areas for Rural Seal Extensions

#### Frequently Asked Questions

The following information is in relation to questions often asked regarding setting of new targeted rates.

#### 1. Interest Rate:

The interest rate as noted in the Statement of proposal is 4.6%. This is the current rate which has been provided from Council's Finance Team at the time of writing of the Statement of Proposal.

Council fixes its lending rate on an annual basis and as such this rate is subject to change.

Council does not have the ability to fix the rate for the full term that the special rate will apply (i.e. 20 years) and as such the interest rate will be subject to change over the years.

This is a risk with having the special rate apply over a longer term.

It is noted that currently interest rates are higher than previous years and are predicted to trend downwards, however there are no guarantees that this will be the case for the full term of the proposed Targeted Rate.

#### 2. Further development and the Lump Sum Payment:

Should any further development occur within the proposed targeted rating area, then there are two scenarios which could apply.

#### Scenario One – When the property owner chooses to pay by the targeted rate:

In this scenario if additional lots were created then the balance owing would be recalculated with the additional lot(s) included and the payments spread across all properties (including any newly created lots).

This would result in a reduction in the cost to each property as there will be more properties contributing to the cost of sealing.

It is noted however that this would only apply from the time development occurs and the new lot(s) are created. There is no opportunity to retrospectively take funding for the years between when sealing has previously occurred, and the new lots created (e.g. if new lots are created in Year 5 then the new targeted rate would apply from Year 5).

<u>Scenario Two – When the property owner chooses to pay the lump sum payment:</u>

If a property owner chose to pay the lump sum payment, then this is paid up front and the amount taken off the principal of the loan. This then removes the property from any further financial contributions as the obligations would be met.

There is then no ability to be able to refund or credit any of the lump sum should future development occur, as the lump sum has already been paid and taken off the principal of the loan.

Our Reference: RDG-32-10 / 240904150298

4 September 2024

ADDRESS

Dear Property Owner(s),

#### Re: Riverside Road / Inglis Road - Request for Sealing Update

This letter is to provide an update to residents on the request for sealing of Riverside Road and Inglis Road under the Rural Seal Extension Policy.

Letters were sent to 22 property owners in May 2023, with a further follow up in August 2023 where response had not been received. Staff received responses from 20 of the 22 property owners. Of the 20 responses received:

- 6 were in favour of the status quo (retaining the unsealed road).
- 13 were in favour of either option 1 or 2 which involves sealing.
- 1 was generally in favour of option 2 but with a number of caveats.

Therefore overall, approximately 70% were generally in favour of contributing to the cost of sealing the road.

On 5 December 2023 staff took a report to Council with the results of the initial feedback on the request for sealing. The full report is included in the agenda dated 5<sup>th</sup> December 2023 and can be found on pages 55-70. A link to the report is as follows:

#### https://www.waimakariri.govt.nz/council/meetings/minutes-and-agendas/council

The report sought approval in principle for the sealing of Riverside Road and Inglis Road, from the S Bend on Riverside Road to Inglis Road, and Inglis Road from the bend to the access of no. 52, on the condition that adjoining property owners agree to fund the "top up" required to bring the development share for sealing to 30% contribution.

The proposed sealing work has since been open tendered to provide certainty around costs and as such there is now considered to be sufficient information to progress a formal Special Consultative Procedure to set a targeted rate.

A report was taken to Council on 3<sup>rd</sup> September 2024 updating them on the likely costs and seeking approval of the Special Consultative Procedure (SCP) documentation, timeline and appointment of councillors to the hearings panel. As part of this report, Council approved the commencement of consultation on a targeted rate for the Riverside Road and Inglis Road property owners, for their contribution for sealing Riverside Road and Inglis Road adjacent to their properties.

Should the sealing work on Riverside Road and Inglis Road proceed (subject to a targeted rate being approved by Council), then there would be two options for payment of the property owner's contribution:



• Option One – Apply a targeted rate to the property.

<u>or</u>

• <u>Option Two</u> – Property owner may pay a lump sum for their share, so they do not have the targeted rate applied.

The following documents are attached, which outline the process for setting a targeted rate:

- 1. Summary of Information
- 2. Statement of Proposal
- 3. New Targeted Rate Areas for Rural Seal Extensions Frequently Asked Questions.

#### Next Steps:

Consultation is now open on the Proposed New Targeted Rate for Riverside Road and Inglis Road property owners for their contribution for sealing the road(s) adjacent to their properties. The timeline for next steps is as follows:

- Submissions open on 4th September and close on 1st October 2024.
- Hearings and deliberations 11th October 2024 at 9am.
- Report to Council for decision 4th November 2024.

#### Your Feedback is sought:

Please complete the attached Let's Talk Feedback Form, and then return by freepost, scan and email or drop it in to the Council Offices at 215 High Street in Rangiora by 5pm on Wednesday 1 October 2024.

Yours sincerely

Joanne McBride Roading & Transport Manager

# Let's talk

# about Road Sealing

# Riverside Road + Inglis Road





For more information visit: waimakariri.govt.nz/letstalk

Property owners along a section of Riverside Road and Inglis Road have approached Council to request sealing be undertaken to help address dust issues from the roads which has a negative impact on quality of life and due to road surface condition.

The Council have agreed to sealing of the road under the Rural Seal Extension Policy, conditional on residents agreeing to top up the shortfall in funding to meet the 30% required for sealing to be triggered.

The purpose of this consultation is to seek feedback on the proposed sealing and to find out how the property owners immediately adjacent to the section of road wish to make payment for this work.



#### Tell us what you think

If you would like to know more please email joanne.mcbride@wmk.govt.nz or phone 0800 965 468. You can tell us what you think here and post this back to us or at drop off to Council Offices at 215 High Street, Rangiora. A Council Hearing Panel, in an open meeting, will consider your feedback on Friday 11 October at 9am in the Council Chambers, Rangiora.

Make sure your feedback reaches us by 5pm, Tuesday 1 October 2024.

# Let's talk

### Tell us what you think.

Complete and submit this form or head online: **Waimakariri.govt.nz/letstalk** for more info.

<b>1.</b> What is your preferred option? Please tick the option you prefer	
Option 1: Put in place a targeted rate of \$193.71 including GST per property each 1 July 2025 and ending on 30 June 2045.	year for 20 years starting on
Option 2: Preference for a lump sum payment of \$2,498.09 including GST per pr payable after 1 July 2025 when the new targeted rate is set through the	
Option 3: Do not seal the roads now and wait for further development to occur. S undertaken until 30% of the cost of sealing was secured as per the Ru	_
2. Please provide any comments, suggestions or feedback you have	ve about the proposals:
Comments:	
<b>3.</b> Please indicate whether you wish to speak to your submission at th which is to be held on the 11th October at 9am. If Yes, please ensure your det	
Yes No	





\_ \_ \_ \_ \_ \_ \_ Fold along lines

Cut here

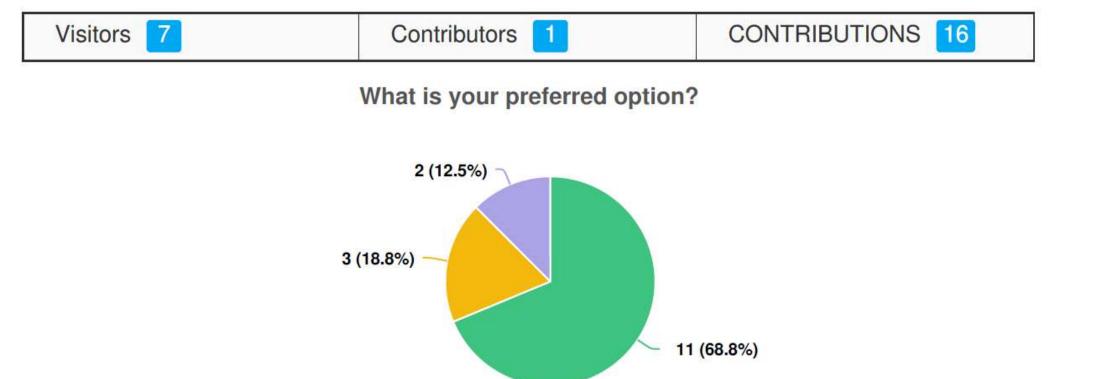
Let's Talk — Riverside Road / Inglis Road Sealing Submissions Waimakariri District Council Private Bag 1005 Rangiora 7440

\_\_\_\_\_

	Please seal on all sides with tape	Fold along lines
Name/Organisation*:		If you have any questions about the proposal, please contact:
Email:	Phone:	Joanne McBride Roading & Transport Manager Waimakariri District Council
Please note: One contact method is Please tick this box if you wo	a requirement. Jould like your contact details to be confidential:	Phone: 0800 965 468 Email: joanne.mcbride@wmk.govt.nz
	*required field	Return this feedback form (no stamp required) to us by 5pm, Tuesday 1 October 2024.
four details		

\_ \_ \_ \_ \_ \_

Submissions are public information. We will require your contact details as part of our submission - it also means we can keep you updated throughout the project. If requested, submissions, names and contact details are made available to the public, as required by the Local Government Official Information and Meetings Act 1987. View the Waimakariri District Council's Privacy Statement. letstalk.waimakariri.govt.nz/privacy



#### **Question options**

- Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.
- Option 2. Preference for a lump sum payment of \$2,498.09 including GST per property paid which will be payable after 1 July 2025 when the new targeted rate is set through the Annual Plan.
- Option 3. Do not seal the roads now and wait for further development to occur. Sealing would not be undertaken until 30% of the cost of sealing was secured as per the Rural Seal Extension Policy.



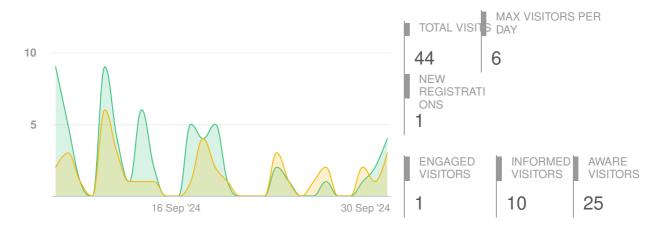
## Let's Talk Waimakariri

### Road Sealing - Riverside Road +Inglis Road



### **Visitors Summary**

#### Highlights

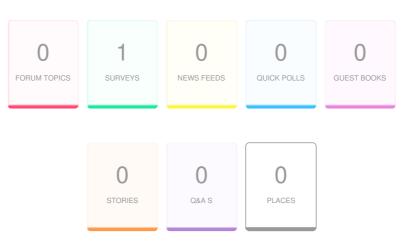


Pageviews

Visitors

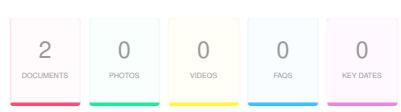
Aware Participants	25	Engaged Participants		1	
Aware Actions Performed	Participants	Engaged Actions Performed	Registered	Unverified	Anonymous
Visited a Project or Tool Page	25	-	i togiotor ou	0	
Informed Participants	10	Contributed on Forums	0	0	0
Informed Actions Performed	Participants	Participated in Surveys	1	0	0
Viewed a video	0	Contributed to Newsfeeds	0	0	0
Viewed a photo	0	Participated in Quick Polls	0	0	0
Downloaded a document	4	Posted on Guestbooks	0	0	0
Visited the Key Dates page	0	Contributed to Stories	0	0	0
Visited an FAQ list Page	0	Asked Questions	0	0	0
Visited Instagram Page	0	Placed Pins on Places	0	0	0
Visited Multiple Project Pages	9	Contributed to Ideas	0	0	0
Contributed to a tool (engaged)	1				

#### **ENGAGEMENT TOOLS SUMMARY**



Tool Type	Engagement Tool Name	Tool Status	Visitors	Contributors		
				Registered	Unverified	Anonymous
Survey Tool	Riverside Road & amp; Inglis Road sealing	Published	7	1	0	0

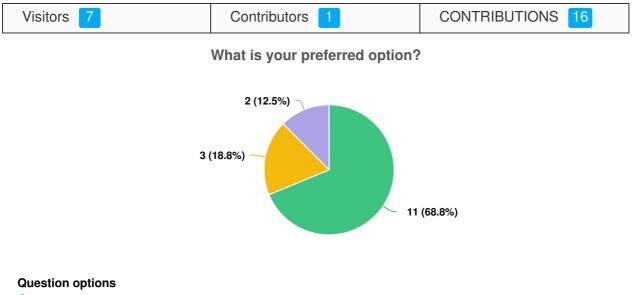
#### **INFORMATION WIDGET SUMMARY**



Widget Type	Engagement Tool Name	Visitors	Views/Downloads
Document	Summary Information & Statement of Proposal	4	4
Document	New Targeted Rate Areas for Rural Seal Extensions - Frequently Aske	2	2

#### **ENGAGEMENT TOOL: SURVEY TOOL**

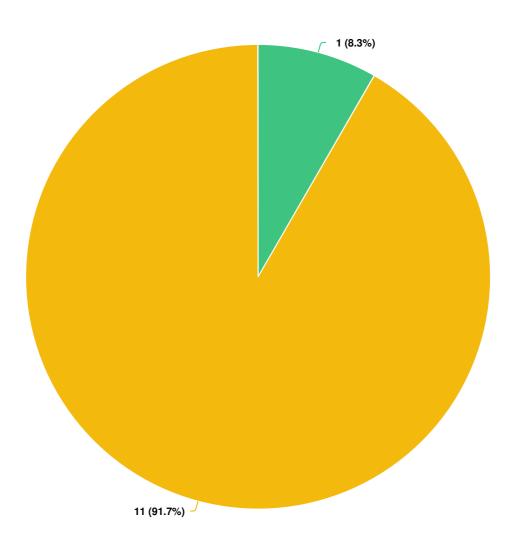
#### Riverside Road & Inglis Road sealing



- Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.
- Option 2. Preference for a lump sum payment of \$2,498.09 including GST per property paid which will be payable after 1 July 2025 when the new targeted rate is set through the Annual Plan.
- Option 3. Do not seal the roads now and wait for further development to occur. Sealing would not be undertaken until 30% of the cost of sealing was secured as per the Rural Seal Extension Policy.

Mandatory Question (16 response(s)) Question type: Radio Button Question

#### Would you like to speak to your submission at the Hearing on 11 October?





Mandatory Question (12 response(s)) Question type: Radio Button Question Survey Responses

21 February 2020 - 02 October 2024

## Riverside Road & Inglis Road sealing

## Let's Talk Waimakariri

Project: Road Sealing - Riverside Road +Inglis Road





Q1. Please write your address for either Inglis or Riverside Road

**Riverside Road** 

Q2. What is your preferred option?

Option 2. Preference for a lump sum payment of \$2,498.09 including GST per property paid which will be payable after 1 July 2025 when the new targeted rate is set through the Annual Plan.

#### Q3. Please provide any comments, suggestions or feedback you have about the proposals:

We are happy to pay the lump sum. It has been said by one local that sealing the road will increase crime. Having spoken to the police it seems to be wrong. The officer told me it won't make a difference if it is sealed or not. I do not wish to speak to my submission

Q4. Would you like to speak to your submission at not answered the Hearing on 11 October?



Q1. Please write your address for either Inglis or Riverside Road



Q2. What is your preferred option?

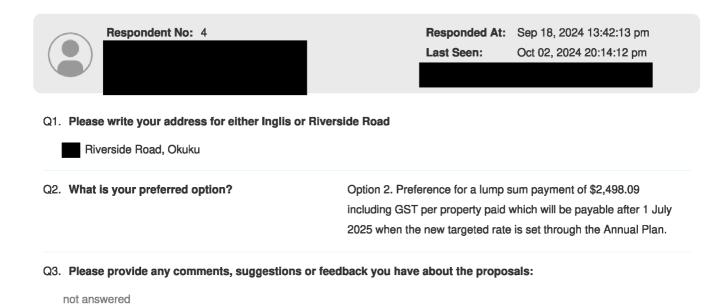
Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

Q3. Please provide any comments, suggestions or feedback you have about the proposals:

How far into our entrance way does the sealing go? We are happy to take some fill thanks. I do not wish to speak to my submission

Q4. Would you like to speak to your submission at not answered the Hearing on 11 October?

Respondent No: 3	Responded At:         Sep 13, 2024 09:46:58 am           Last Seen:         Oct 02, 2024 20:14:12 pm						
Q1. Please write your address for either Inglis or Riverside Road							
Q2. What is your preferred option?	Option 3. Do not seal the roads now and wait for further development to occur. Sealing would not be undertaken until 30% of the cost of sealing was secured as per the Rural Seal Extension Policy.						
Q3. Please provide any comments, suggestions or feedback you have about the proposals: not answered							
Q4. Would you like to speak to your submission at the Hearing on 11 October?	not answered						



not answered

Q2. What is your preferred option?

Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

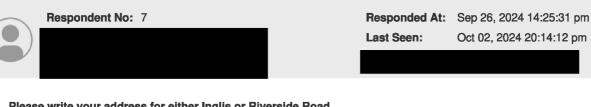
 $\label{eq:Q3.Please provide any comments, suggestions or feedback you have about the proposals:$ 

not answered



Riverside Road -	
Q2. What is your preferred option?	Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.
Q3. Please provide any comments, suggestion Can't wait!	is or feedback you have about the proposals:

Q4. Would you like to speak to your submission at No the Hearing on 11 October?



Inglis Road, Okuku

Q2. What is your preferred option?

Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

 $\label{eq:Q3.Please provide any comments, suggestions or feedback you have about the proposals:$ 

not answered

# Q2. What is your preferred option?

Option 2. Preference for a lump sum payment of \$2,498.09 including GST per property paid which will be payable after 1 July 2025 when the new targeted rate is set through the Annual Plan.

## Q3. Please provide any comments, suggestions or feedback you have about the proposals:

We are happy to pay the lump sum. It has been said by one local that sealing the road will increase crime. Having spoken to the police it seems to be wrong. The officer told me it won't make a difference if it is sealed or not.



- Q1. Please write your address for either Inglis or Riverside Road
- Q2. What is your preferred option?

Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

 $\label{eq:Q3.Please provide any comments, suggestions or feedback you have about the proposals:$ 

How far into our entrance way does the sealing go? We are also happy to take some fill thanks :)

Respondent No: 10	Responded At:         Sep 27, 2024 11:18:18 am           Last Seen:         Oct 02, 2024 20:14:12 pm					
Q1. Please write your address for either Inglis or Riv	erside Road					
Q2. What is your preferred option?	Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.					
Q3. Please provide any comments, suggestions or feedback you have about the proposals: Dust, Timelines for sealing, water control						
Q4. Would you like to speak to your submission at the Hearing on 11 October?	Yes					

	Respondent No: 11		Responded At: Last Seen:	Sep 27, 2024 14:12:34 pm Oct 02, 2024 20:14:12 pm
Q1. Pleas	e write your address for either Inglis or R	iverside Road		

 Q2. What is your preferred option?
 Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

 Q3. Please provide any comments, suggestions or feedback you have about the proposals:

We support the sealing plan, seeking likely benefits in air quality and reduced vehicle maintenance.

. So a lump sum payment would be a challenge. We would prefer a

Q4. Would you like to speak to your submission at No the Hearing on 11 October?

targeted rate.



- Q1. Please write your address for either Inglis or Riverside Road
- Q2. What is your preferred option?

Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

Q3. Please provide any comments, suggestions or feedback you have about the proposals:

Annual fee applied to the rates.

#### Q2. What is your preferred option?

Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

### Q3. Please provide any comments, suggestions or feedback you have about the proposals:

My family have lived on this stretch of road longer than anyone. We moved here in 2001 and had just one neighbour on the stretch being sealed. We didn't get much dust, as there wasn't much traffic. Whilst we love all our new neighbours & amp; the community that has grown here, the impact of the increased dust blowing over our property has been severe. My husband has worsening asthma & amp; now early on-set dementia - which has been linked to exposure to air pollutants, particularly fine particle dust. I don't want others in our neighbourhood to go through what we have. Particularly children who have increased exposure. I urge the council, and our neighbours, to please seal our road as soon as possible. (I'm at work at this time and can't be there, but if it can help, please read the statement above at the hearing)



- Q1. Please write your address for either Inglis or Riverside Road
  - Inglis Road

Q2. What is your preferred option?

Option 3. Do not seal the roads now and wait for further development to occur. Sealing would not be undertaken until 30% of the cost of sealing was secured as per the Rural Seal Extension Policy.

#### Q3. Please provide any comments, suggestions or feedback you have about the proposals:

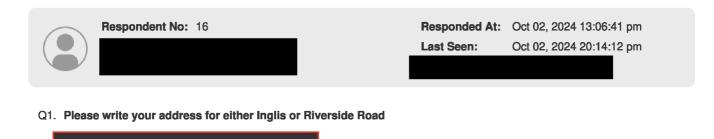
- The gravel road and the rural values of Inglis Road and Riverside area were the reason we chose to move here. - We are disappointed that the previous policy to allow a large amount of the 4ha block size development has driven conflict around the nature of amenity and access values in the Okuku area. It also creates tension around remaining farming operations. - We are concerned that sealing the road creates a "suburban" environment and will see an influx of unwanted visitors to the area, driving increased crime, burnouts and risk of damage to our property on the corner of the road. Yes, our property value is likely to increase but the loss of rural character will likely drive us away. - This process has felt like a fait accompli. I do not see that the effort of speaking to my submission will make any difference.



property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

 $\label{eq:Q3.Please provide any comments, suggestions or feedback you have about the proposals:$ 

not answered



Q2. What is your preferred option?

Option 1. Put in place a targeted rate of \$193.71 including GST per property each year for 20 years starting on 1 July 2025 and ending on 30 June 2045.

 $\label{eq:Q3.Please provide any comments, suggestions or feedback you have about the proposals:$ 

not answered