

Access and Mobility Forum, Meeting Notes held in the Whitehaven Room, ASB Theatre on Monday 17 August 2020 at 2.00 pm

Present

Clr Jenny Andrews (Chair), Clr Thelma Sowman, Ricky Shadbolt, David Clode (CCS), Diane Gibb (MS & Parkinsons), Glenn Spencer, Bryan Strong (MSCVT), Dianne Woolf (CCS Disability Action), Nigel Perry (Road Safety), Jill Scoble (Marlborough Stroke Club) and Lyn McKay

Guest speakers:

Deanna Gleeson and Justine Davies (Marlborough Roads)

MDC Staff

Jane Tito (Parks and Open Space Manager), Bill East (Building Control Manager), Braden Prideaux (Walking, Cycling Co-ordinator), Cleone Stringer (Customer Services), Linda Craighead (Parks and Open Spaces)

Attendance

Chris Hines (MDC Secretary)

1. Welcome and Introductions

Clr Andrews welcomed everyone to the meeting. Clr Sowman introduced herself to the group and advised she was attending as an observer. All attendees introduced themselves.

2. Apologies

Carolyn Corrin (MS & Parkinsons), Rachel Burdon (Idea Services), Linette Mortlock, Catherine Donnelly (Age Concern), Lorraine Duthie, Carolyn Corrin, Camilla Nilsson, Ken Ham, Carl Gihon (Support Works NMDHB), Nicola Haisman (DoC Renwick), Christine Lohead, Lucan Orchard (Marlborough Roads), Jane Robertson (Animal Control Manager), Maighan Watson (Projects & Contracts Manager)

Motion to accept apologies.

Moved Bryan Strong, seconded Jill Scoble - Carried

3. Confirmation of the Previous Minutes (2 December 2019)

The Chair commented that they be taken as read unless anyone had anything they wished to bring to the attention of the members present. There was no feedback and minutes were accepted as true and correct.

4. Matters Arising from the Previous Meeting (2 December 2019)

No	Action	Person Responsible
1.	By next meeting, members to feedback to Robyn Blackburn and Diane Woolf their knowledge of disabled carparks so the list can be updated. A new pamphlet has been developed.	Members of the group
2.	Meet with Phil Hunnisett at the entrance to the Civic Pharmacy. To be done.	Jane/Phil

No	Action	Person Responsible
3.	Advise of the Access Aware app on the Council webpage. Jane will check.	Jane
4.	Follow up placement of recycling bins after being emptied. <i>This to be passed on to Alec McNeil as continues to be an issue in August 2020.</i>	Jane
5.	Trees overhanging the footpath at the entrance to A&P Park. Complete	Jane
6.	Entry signage for Countdown Supermarket has worn off the road. Still being dealt with.	Marlborough Roads
7.	Mow grass in Harling Park. Done, scheduled mow 2 monthly.	Jane

5. Dog Control Bylaw Review

- Jane Robertson Animal Control Manager was unable to attend the meeting but sent an information sheet with critical dates, attached as **Appendix 1**.

6. Specialist Change Facilities – Linda Craighead

- Last year Council received an Annual Plan submission asking for specialist change facilities to be provided in Council facilities. Funding of \$100,000 was provided for a facility at Pollard Park. A draft policy was developed and considered by Council at the beginning of the year. It was put out for notification in early March. Submissions were extended to 2 months on account of Covid. At the end of the period only one submission was received, however, it was very comprehensive and helpful.
- The policy will be reported to the Assets and Services meeting this Thursday (20 August). Part of the decision is about funding for Pollard Park. There was a request for deferring the funding and using it for the fit-out of the facility that is going into the new library building rather than have a facility at Pollard Park. The Councillors will decide whether the funding should be diverted.
- The aim of the fit-out at the library is to provide more than is available at Te Huri in Liz Davison Park. There is enough room in the new library to accommodate a specialist change facility but this would only be available during the hours that the library is open to the public. Access would be exclusively to those with disabilities and their carers.
- The policy sets out the equipment and space. Grahame Smail who looks after Council public convenience facilities would engage with those who do the library fit-out.
- Brochure for the new library showing where amenities are is attached as **Appendix 2**. Brochures can be picked up from the library.

7. Marlborough Roads Update – Deanna Gleeson, Southern Network Manager

- Deanna is the network manager for the Wairau River South including most of the CBD and township, while Lucan Orchard manages the network north of the Wairau River, including Picton, Havelock and the Sounds.
- The Seymour Street bus shelter opposite Council along with the pedestrian crossing has been put out to tender and contracted to be tidied up. Just waiting on a date for this to occur.

- In Redwood Street where there has been drain work, Marlborough Roads took the opportunity to clean up areas of footpath. This is now complete.
- There are two priority areas being be looked at:
 - Scope out a crossings upgrade program. It has been identified through customer complaints that a lot of the crossings are very old and no longer fit for purpose, for mobility scooters, wheelchairs and pushchairs.
 - Renewals programs – in the planning stage of the next financial years footpath renewals. With two network managers it is an opportunity to get some traction on these pieces of work.
- Diane Gibb asked about the pedestrian crossing on High Street from Gascoigne Wicks. Was there any intention to do anything about this crossing as it is equally as bad as the one opposite the Council in terms of its angles.
- Deanna advised that if there are problematic footpaths, crossings and so on, please identify where they are located with an address, (street and street number) and they can be reported to: adminsadmin@marlboroughroads.com, admin@marlboroughroads.com or ring 0800 213 213.
- Some problems identified by those present:
 - Sinclair Street Bridge on the west side. Prior to accessing the bridge there is a narrow footpath due to a large encroaching hedge, and then the bridge has very deep ruts which is tricky to navigate with a wheelchair.
 - At the end of Rutledge Drive there is a park. During summer when the trees are watered, the person drives over the footpath instead of using the drive. Consequently the footpath is now cracked. Jane will look into this.
 - The 'no stopping' hatchings outside the Police Station need to be redone. It presents a hazard if the public park there and Police need to exit urgently.
 - The Freswick/Main Street was going to be updated according to Steve Murrin some time back with no right turn out of Freswick. Marlborough Roads is working with Council to renew some services through the whole section which were damaged during one of the earthquakes. Deanna was unable to give an update on what was happening with that intersection.
 - Coming down Scott Street from Alabama, turning right into Muller there are turn bay lines on the road which should not be there. They should be taken out or a yellow line put in. Deanna will look into this.
 - At the tennis courts, buses are parking on the roadside and not in the bus stop allocated for them. Jane will follow up with the bus company.
 - The Marlborough speed limit reviews are continuing - going through the process.

8. Parking – Justine Davies Marlborough Roads

- Parking spaces may appear narrow, but they are standard industry size.
- If a parking mobility tickets are required, they can be secured from CCS or Aged Concern. They are not accessible from NZTA or Marlborough Roads.
- Nigel commented that the free parking in the CBD is a good idea, and would like to see it continue.

9. Building Control Update -Bill East

- Unfortunately Bill's power point presentation was unable to be shown. However he did talk to it and it is attached as **Appendix 3**.

10. Road Safety/Cycle Walk Marlborough Update - Braden Prideaux

- The Taylor River shared pathway has been widened from 2 to 3 metres between Monro Street carpark and going downstream to the High Street footbridge. There is an unfinished section of 80 metres just downstream from the High Street Bridge which will be done in the next couple of months.
- Following feedback, some of the railway crossings have been upgraded to prevent bike tyres, wheelchair tyres and other forms of transport getting stuck in the rails.
- A section of the Riverlands shared path has just been raised between Alabama Road and Stuart Street.
- The walkability route that Robyn Blackburn was working on to provide more accessibility for those visually impaired, and/or using mobility scooters or wheelchairs has been taken over by Braden. Robyn did a map showing Middle Renwick Road, Nelson Street coming into the CBD and going south, and Scott Street going to Redwood Town Centre. Since then other routes have been surveyed including Seymour Street, Maxwell Road, Howick and Hospital Roads. Issues have been identified including lack of crossing facilities, pathways or lack thereof and passed on to Marlborough Roads to incorporate in their planning.
- An educational pamphlet is being planned later this year when the new Ōpaoa River Bridge is opened. It will be for pedestrians and cyclists – how to use the old bridge.
- Lyn brought to attention that when cars are parked on both sides of suburban streets such as Howick or Weld, the streets are narrowed significantly and can be hazardous for cyclists. There are wide grass verges – is there a possibility they could be changed into cycle lanes? Braden suggested that if someone experiences a 'near miss' on account of an experience on the road or footpath, please report it on the Council website. This is on-line at: www.marlborough.govt.nz/recreation/cycling-and-walking/cycling/report-a-crash-or-near-miss. Photos are also helpful.
- Using the berms means moving closer to driveways and it also just depends on the road. There are pros and cons on doing so but it is certainly one of the options. Where there aren't already footpaths, it may provide an opportunity to have a shared pathway.
- With extending the walkway on Taylor River, the step up on to the grass has been graded off.
- Any issues regarding with vehicles parking in your street or close to an intersection and obstructing views of the road on a continuing basis, should be reported to Marlborough Roads.

11. Reserves and Amenities Update – Jane Tito

- Work is being done on the public toilet facilities. Havelock Pavilion has had an accessibility upgrade. The new toilets in Picton on High Street are fully accessible along with an accessible water fountain. There are two new accessible water fountains going in along the Picton Foreshore.
- The paths to the toilet at London Quay have been asphalted allowing a smoother ride to the facility.
- There is to be an upgrade of the facility at Anakiwa. Seymour Square Park toilet facility is to be upgraded and is out to tender along with the Havelock facility.
- There has been some asphaltting of pathways done at the Fairhall Cemetery around the services area.

- Picnic tables being put into parks and reserves now are accessible.
- Tracks and walks – there are some that have been upgraded giving opportunity for more people to use them. Southern pathways are still being worked on and should be finished by November.
- If members do see areas that need some work please let Council know by telephoning 03 5207400.
- The Freedom Camping Bylaw Review is underway and is moving to a consultation process. It is open now with submissions closing on 7 September 2020.
- The Havelock Community Pathway to the Havelock Township loosely links in with the link pathway taking people off the main road in Havelock and following the estuary. This is currently underway and it is hoped to be finished by Christmas.
- In the previous year's Annual Plan three schools were provided money by Council for new playgrounds. The Rai Valley has recently acquired new equipment for their playground. The other two schools, Whitney and Tuamarina are still working on their playgrounds. Springlands School successfully applied for up to \$40,000 for playground equipment. The condition is that the schools provide access to the community to the playground outside school hours.
- Parks and Open Spaces are constantly refreshing playgrounds and upgrading park benches in Picton. Have also just done a CBD upgrade with new park benches, bins and bike stands.
- Nigel congratulated Council and Jane on the filling in of holes outside the tennis courts between the road and fence. Looks like a new carpark.
- There are three new carparks in Pollard Park, another in Monro Street.

12. Guest Speakers for Future Meetings

- Rick Edmonds was suggested. He is Project Manager for Council's Havelock Pathway. Jane will contact him and extend an invitation to the next meeting.

13. Correspondence & General Business

- There was no correspondence.
- Cllr Andrews advised that she had been approached by Vicki Carey from the Little People community who would like to join the group. The needs of Little People are quite different and they have their own accessibility difficulties to contend with. There was no objection from those present and Vicki will be asked to attend the next meeting.
- Cllr Andrews asked if the group would like to meet in the same venue for the next meeting in December. All agreed.
- Karen, the new General Manager of the ASB Theatre volunteered to give members of tour of the building and talk to them about accessibility. Those present agreed.

14. Proposed Date for Next Meeting

- 14 December 2020

Jenny thanked everyone for their attendance.

15. Actions from the Meeting

No	Action	Person Responsible
1.	Repair of cracks in footpath in Rutledge Drive.	Jane
2.	Freswick/Main Street intersection – is no right turn an option?	Deanna
3.	Scott Street/Muller intersection – should there be road markings?	Deanna
4.	Tennis courts bus stop – follow up with bus company about parking in bus stop area	Jane
5.	Invite Rick Edmonds to be a guest speaker at the next meeting (14 December 2020)	Jane
6.	Arrange with Karen, GM, ASB Theatre to give members a tour of the theatre and talk to them about accessibility at next meeting.	Rebecca/Jane

The next meeting is being held on 14 December 2020 at 2.00 pm.

The meeting closed at 3.27 pm.

Proposed Dog Control Policy and Bylaw Review

Reasons for the Review and Proposed Changes

Council is required to have a Dog Control Policy and Bylaw which has regard to a number of issues, including regulating access for dogs to public places. Council is required to review the Bylaw every 10 years and the previous review was undertaken in 2010.

Have Your Say

Anyone can make a submission. Your submission can support or oppose the proposals.

- You can make a submission online at <http://www.marlborough.govt.nz/> or you can collect a submission form from Council offices.
- Completed forms can be emailed to dogcontrolbylawreview@marlborough.govt.nz, submitted by hand, or posted to the Picton or Blenheim Council offices.

Timeline

Date/Timeframe	Activity Description
27 August 2020	Environment Committee Approval to commence the process and adoptions of the Dog Control Policy and Bylaw Review and the proposed timeline. Approve the draft Statement of Proposal, proposed draft Dog Control Policy and the proposed draft Dog Control Bylaw for consultation
17 September 2020	Full Council Ratify Environment Committees approval
18 September 2020	Public notification and calls for submissions starts
9 November 2020	Public notification and calls for submissions closes
November 2020	Submissions summarised
TBC December 2020	Proposed hearing dates
January 2021	Review submissions and final assessments
January 2021	Prepare final report to update policy and bylaw
TBC February 2021	Environment Committee Adopt proposed amendments
TBC February 2021	Full Council final report to Council to adopt new policy and bylaw

Want More Information

If you have any questions about the proposed Policy and Bylaw or need further information you can email dogcontrolbylawreview@marlborough.govt.nz, or phone Jane Robertson at Council on **03 520 7400**.

FAQs

How will the library be arranged?

The ground floor will have:

- large print
- magazines
- audiobooks
- DVDs
- public computers
- meeting rooms (which can be booked for use after hours)

The first floor will have:

- children's library
- teen collection
- adult fiction and non-fiction
- meeting rooms
- staff areas

What considerations have been made for customers with disabilities?

There are two lifts, accessible toilets on both floors and mobility parking available.

What considerations have been made for customers with children?

A dedicated children's area and a parent and baby room on each floor.

Will there be transport and parking?

The community bus will stop outside the library as part of its route. Car parks are available on High Street and Wynen Street.

When is it expected to be completed?

Estimated construction start date of September 2020. It will be a two year project employing local contractors.

Who will run the cafe?

Local operators will be given the opportunity to tender for the business.

Marlborough District Library and Art Gallery

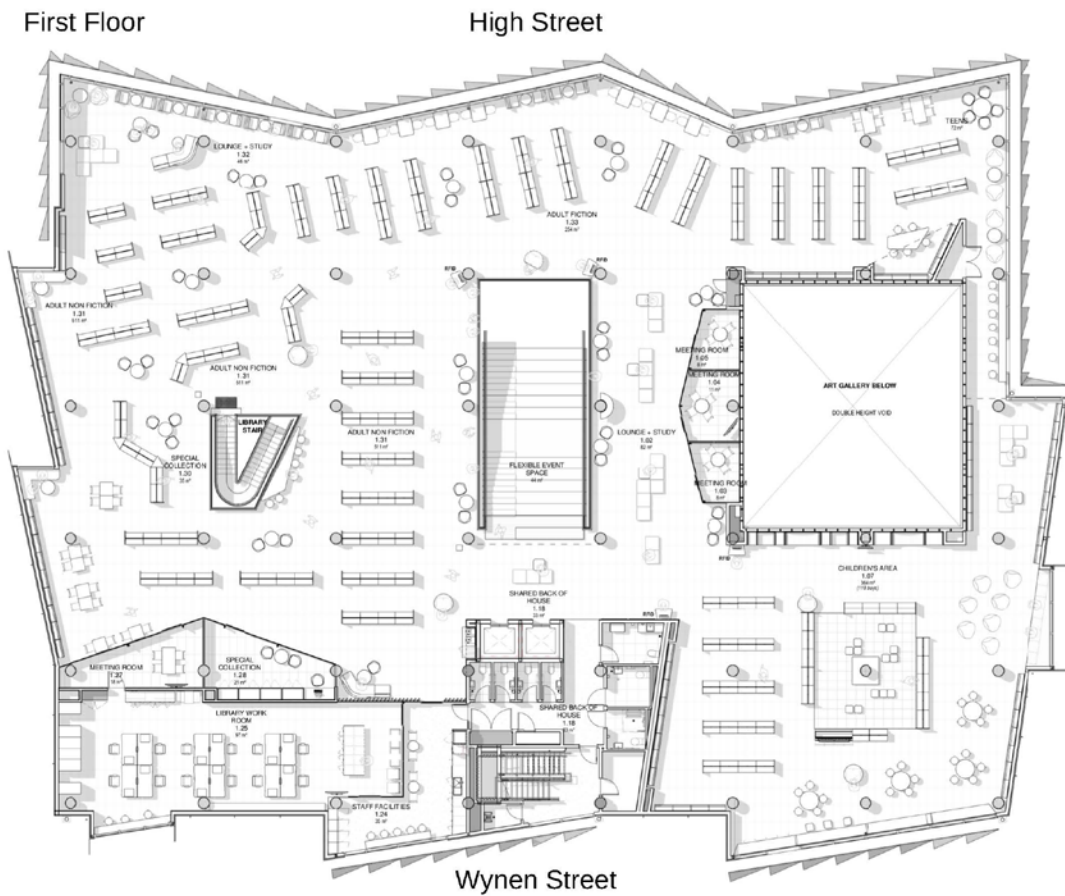
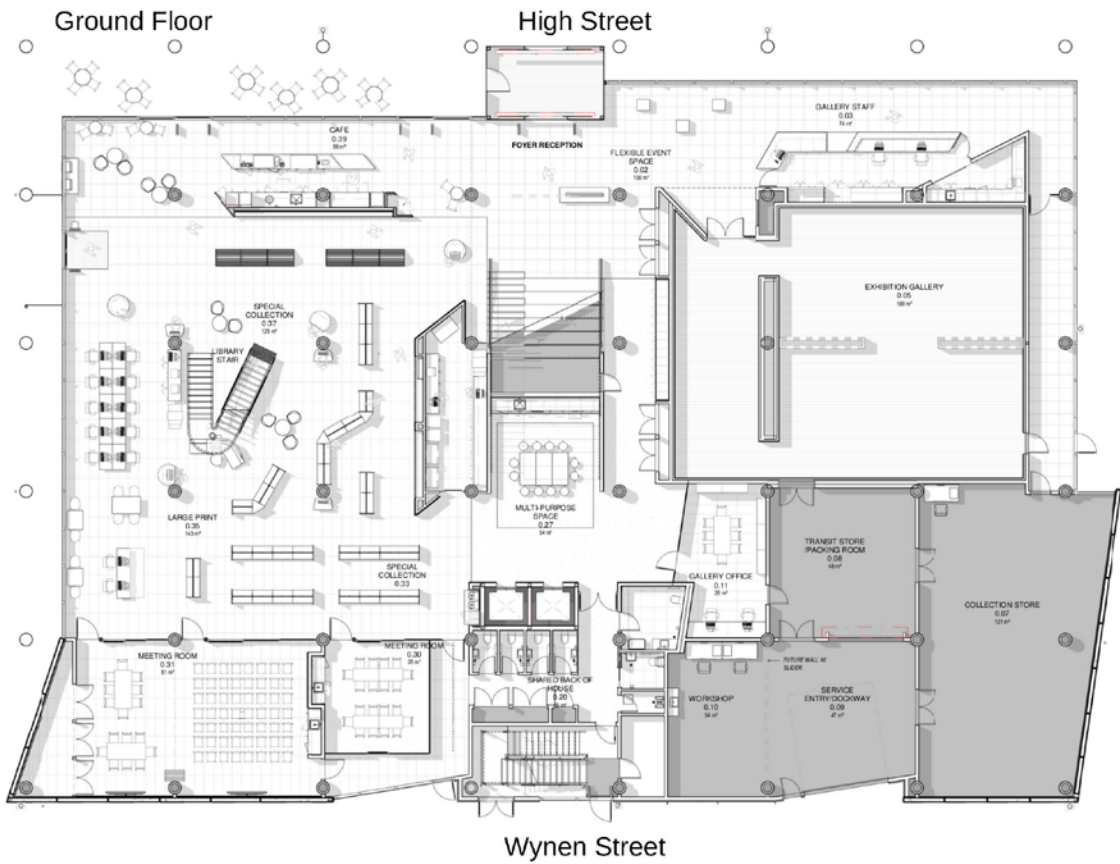


Did you know?

The current District Library on two floors is 1,400 square metres. The total floor area of the new facility will be 3,600 square metres.

In 2018/2019 the District Library had on average 17,900 visitors a month.





Access and Mobility Forum Group Meeting 23rd March 2020

The Building Act 2004 explained

Presentation by Bill East

Building Act 2004 (BA04) requirements for Access and Facilities for persons with Disabilities

- Section 118 of the Building Act sets out how buildings should perform when considering people with disabilities.
- The section deals with both new buildings and existing buildings.
- New buildings need to fully comply with the New Zealand Building Code.
- Existing buildings when altered need to consider practicable improvements to accessible facilities.

Section 118 as written in the Building Act

118 Access and facilities for persons with disabilities to and within buildings

- (1) If provision is being made for the construction or alteration of any building to which members of the public are to be admitted, whether for free or on payment of a charge, reasonable and adequate provision by way of access, parking provisions, and sanitary facilities must be made for persons with disabilities who may be expected to—
 - (a) visit or work in that building; and
 - (b) carry out normal activities and processes in that building.
- (2) This section applies, but is not limited, to buildings that are intended to be used for, or associated with, 1 or more of the purposes specified in [Schedule 2](#).
Compare: 1991 No 150 s 47A(1)

Section 117 definition for section 118 to 120

117 Definition for sections 118 to 120

In sections 118 to 120, unless the context otherwise requires, **building** includes—

- (a) parts of a building (including driveways, access ways, passages within and between complexes and developments, and associated landscaping (if any)); and
- (b) any premises or facilities.

How does the Building Code deal with Access and Facilities

- The New Zealand Building Code D1 address “access and facilities”.
- D1 calls up the New Zealand Standards NZS4121 as a means of compliance (an acceptable solution to, meeting the Building Code requirements).
- However the Building Code only applies to public buildings.
- Performance to parts of D1 addressing access and facilities has limits on their application.
- Performance does not apply to Housing, Out Buildings, Back Country Huts and to Industrial Buildings with no more that 10 people are employed.
- Interestingly the Department of Building and Housing (DBH), now the Ministry of Building Innovations and Employment (MBIE), has provided guidance to Building Control Groups to allow purpose built “Workers Accommodation” to be exempt for addressing “Access and Facilities” - Reasoning. By the very nature of the buildings purpose it is unlikely to have persons with disabilities using the building.
- The purpose of the guidance was to assist the horticultural industry grapple with providing adequate accommodation in all parts of New Zealand.

So what is the Act and Code trying to achieve?

- Buildings need to be designed to ensure people with disabilities can:
 1. Have a minimum of at least one access route that shall have features to enable people with disabilities to:
 - a) Approach a building from the street boundary, or where required to be provided, the building car park.
 - b) Have access to internal space served by the principle access; and
 - c) Have access to and within those spaces where they may be expected to work or visit, or which contain facilities for personal hygiene as required by the New Zealand Building Code G1 “Personal Hygiene”.

In other words the building should not, in its design (new build), create discrimination of use to anyone with disabilities.

Alterations to existing buildings have slightly different requirements under the BA04 - Section 112 applies

112 Alterations to existing buildings

(1) A building consent authority must not grant a building consent for the alteration of an existing building, or part of an existing building, unless the building consent authority is satisfied that, after the alteration,—

- (a) the building will comply, as nearly as is reasonably practicable, with the provisions of the building code that relate to—
 - (i) means of escape from fire; and
 - (ii) access and facilities for persons with disabilities (if this is a requirement in terms of section 118); and
- (b) the building will,—
 - (i) if it complied with the other provisions of the building code immediately before the building work began, continue to comply with those provisions; or
 - (ii) if it did not comply with the other provisions of the building code immediately before the building work began, continue to comply at least to the same extent as it did then comply.

(2) Despite subsection (1), a territorial authority may, by written notice to the owner of a building, allow the alteration of an existing building, or part of an existing building, without the building complying with provisions of the building code specified by the territorial authority if the territorial authority is satisfied that—

- (a) if the building were required to comply with the relevant provisions of the building code, the alteration would not take place; and
- (b) the alteration will result in improvements to attributes of the building that relate to—
 - (i) means of escape from fire; or
 - (ii) access and facilities for persons with disabilities; and
- (c) the improvements referred to in paragraph (b) outweigh any detriment that is likely to arise as a result of the building not complying with the relevant provisions of the building code.

What's the effect of Section 112(2)?

- In a lot of alteration work the designer is restrained by the existing layout of the building.
- It may be impractical or cost more than the alteration is worth to change the floor area to provide adequate space to construct fully Building Code compliant facilities.
- The existing design of the building may prevent compliance. Examples:
 1. Main structural elements
 2. Passage ways
 3. Internal stairs
 4. Existing ground levels and property boundary constraints

So what is the Council to do?

- This is where the design is up for interpretation.
- The building owner is very conscious of cost over run.
- Council must decide what is a practical improvement considering section 112(2) of the Building Act.
- Determinations from MBIE have provided guidance to councils to consider when determining what improvements are adequate to satisfy the BA04.
- These decisions are often questioned and debated but each decision must be made on the particular circumstances of each building consent application.
- There is no "one fits all rule".

Dwellings

1. As already stated the requirements of the BA04 for "Access and Facilities (A&F)" do not apply to dwellings.
2. However there is no reason why A&F shouldn't be considered when designing a dwelling or dwelling alteration.
3. Design should at a minimum think about access allowing easy enter to the building.
4. And then consider movement inside the dwelling.
5. Consideration should be given to:
 - a) Hall way width
 - b) Turning circles
 - c) Door way opening widths and opening direction.
 - d) Hygiene facilities – Toilet within the bathroom, wet floor shower facilities - grab rails
 - e) Door handle, electrical switch and hot point heights
 - f) The shape of these items is extremely important for those persons with physical disabilities

Dwellings continued ...

6. Design requirements can be found in the Building Code document D1. This is free to view on the MBIE web site.
7. Designers will also have access to NZS4121.

Not the way to design your home entry



Thank You

Any questions?