



PALMERSTON NORTH CITY COUNCIL

AGENDA MINUTES ATTACHMENTS EXTRAORDINARY ECONOMIC GROWTH COMMITTEE

**9:00 AM - HEARINGS BUS SHELTERS,
THURSDAY 15 FEBRUARY 2024**

COUNCIL CHAMBER, FIRST FLOOR
CIVIC ADMINISTRATION BUILDING
32 THE SQUARE, PALMERSTON NORTH

EXTRAORDINARY ECONOMIC GROWTH COMMITTEE MEETING

15 February 2024

8	Proposed Bus Shelter: 92 Pacific Drive, Fitzherbert	
	1. 92 Pacific Drive	4
9	Proposed Bus Shelter: 36 Airport Drive, Milson	
	1. 36 Airport Drive	25
11	Proposed Bus Shelter: 17 Featherston Street, Takaro	
	1. 17 Featherston Street	26
15	Proposed Bus Shelter: 165 James Line, Kelvin Grove	
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**Objection to the installation of a bus stop/shelter in front
of the number 92 Pacific Dr, Fitzherbert, Palmerston
North**

Objectors: (property owners)

February 15th, 2024

HEARINGS - BUS SHELTERS

COUNCIL CHAMBER, FIRST FLOOR CIVIC ADMINISTRATION

BUILDING 32 THE SQUARE, PALMERSTON NORTH

Main points of our objection are:

1. Privacy invasion
2. Alternative location
3. Unfairness

1. Privacy invasion



Proposed location of shelter.

- The garage does NOT provide protection to the front windows
- People waiting in the bus stop and shelter will have a clear view of inside of our bedrooms.
- Even from the far side of the shelter is possible to see inside of our bedroom.
- Shelter is NOT in the boundary

1. Privacy invasion



Front of the 92 Pacific Dr, demonstrating the bedroom position in relation to the street (this is the view of a person 'yellow star' standing in the new proposed bus stop/shelter).

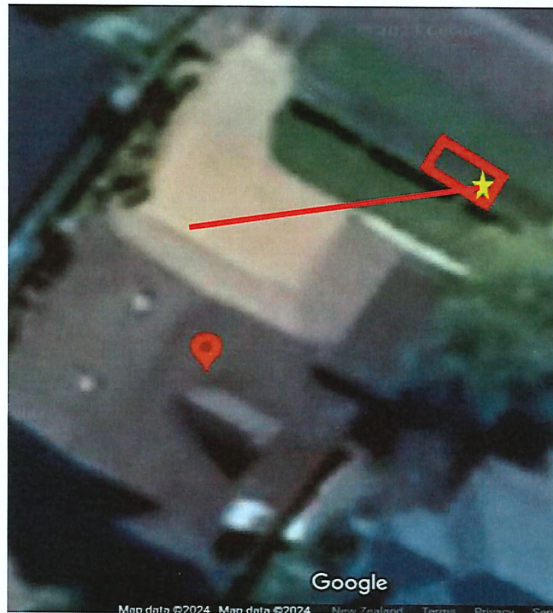
According to the guidelines from Waka Kotahi NZ Transport Agency (10 May 2023, section 2.5.4 – Property front doors) **avoid placing bus stop outside the front door of residential properties to protect privacy.**

Source:

<https://www.nzta.govt.nz/assets/Walking-Cycling-and-Public-Transport/docs/public-transport-design-guidance/bus-stop-design/public-transport-design-guidance-bus-stop.pdf>
(Access 04/01/2024)



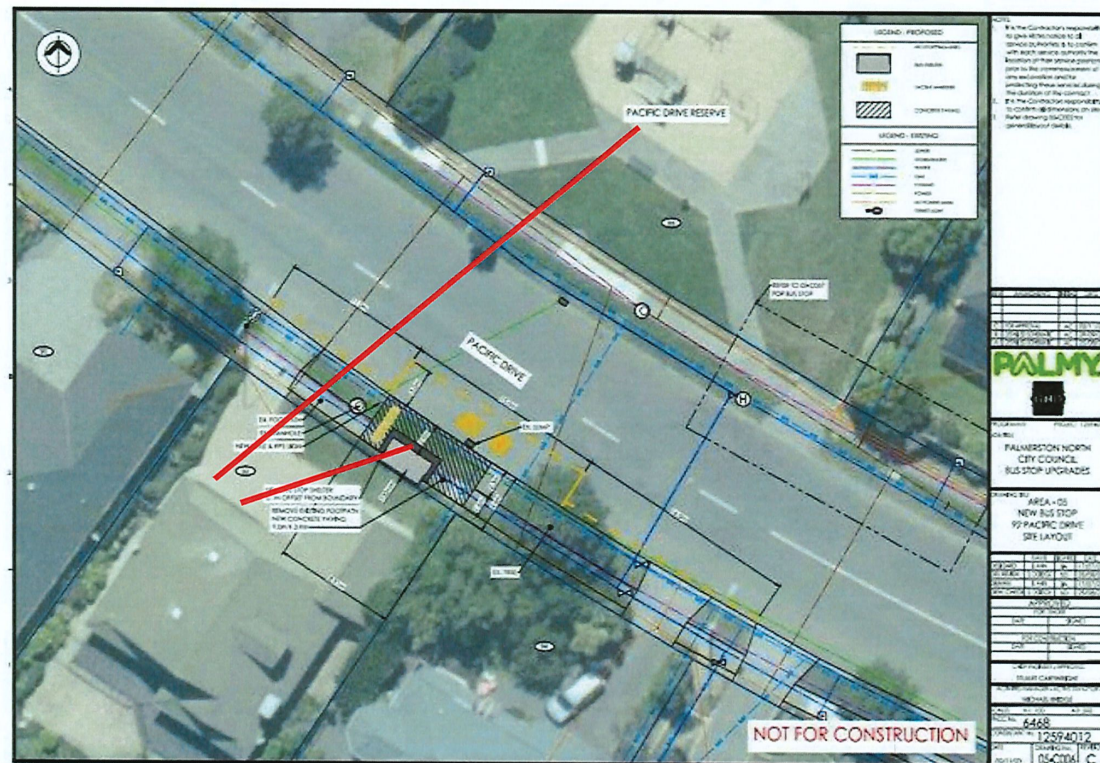
1. Privacy invasion



Yellow star furthest position within the bus shelter (red rectangle), its surrounds and the bus stops and on the right the corresponding views of the bedrooms, show the visibility inside of the room and the negative impact on our privacy.

1.Privacy invasion

There is a public park directly across the street. But it is far enough to provide privacy

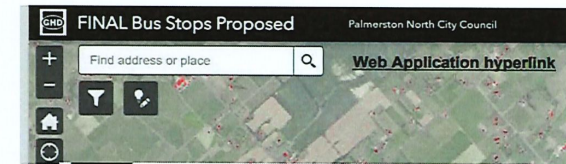
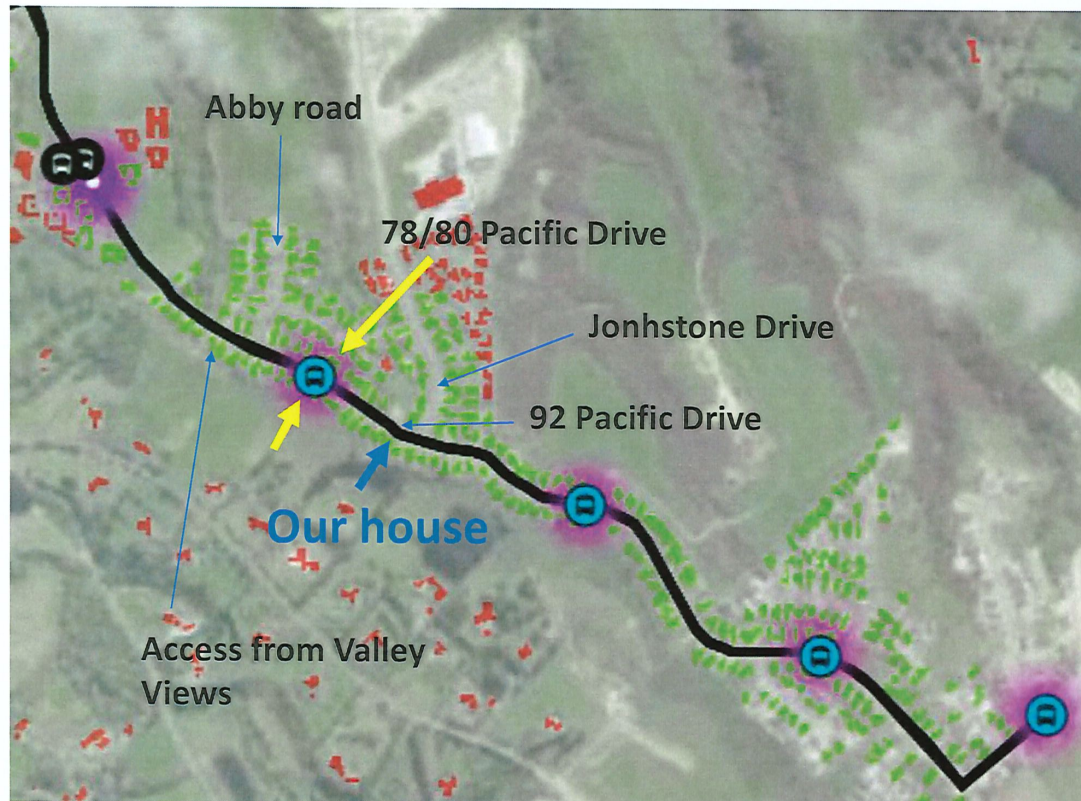


Right to privacy is a human right

“ New Zealand’ legal framework has embraced freedom from unauthorised and unreasonable physical intrusion or prying into private or personal places such as home, and freedom from unauthorised recording of personal whether published or not”

In the case of a child, they have the right to protection of privacy, the human rights declaration requires State Parties to protect children legally from interference and attacks on their privacy (UN Convention on the rights of the child).

Alternative location around 78/80 Pacific Drive provide better privacy to neighbouring property



PNCC Bus stop Analysis

Optimising the PNCC bus stop network

Palmerston North City Council

24 February 2023

→ The Power of Commitment



Alternative location at 78/80 Pacific Drive

Source:

Related Information

- [More about the new Palmerston North and Ashhurst bus network](#)
- [More about the NZ Transport Agency Waka Kotahi Transport Choices programme](#)
- [Interactive map of the proposed bus stops](#)

<https://www.pncc.govt.nz/Participate-Palmy/Have-your-say/Have-your-say-on-proposed-bus-stops> (access 01/02/2024)

According to report for Transport Choices Programme for new bus stop locations to support new routes

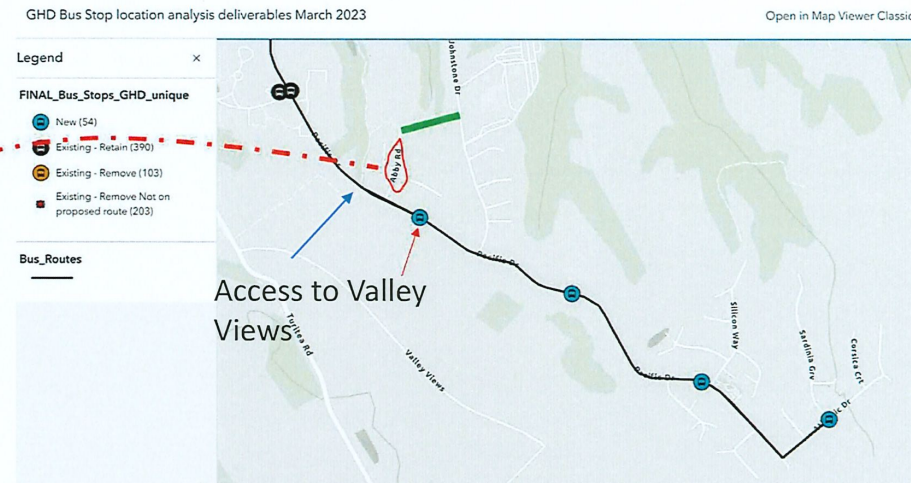
<https://www.arcgis.com/apps/mapviewer/index.html?webmap=a76c83335ae5405baa3f8432328a873e&extent=175.5551,-40.4021,175.724,-40.3244> (access 04/01/2024).



(a)
Plan Change G: Aokautere Growth Area
Abby Rd will connect with Johnstone Dr



(b)
Original proposal GHD March 2023
This proposal fits very well with future development planned for the area



(a) The proposed development plan for the area highlighting the new street (blue arrow) and new connection between Abby Rd with Johnstone Dr (purple arrow). (b) Shows the planned bus stops for Pacific Dr (from March 2023, Alternative 1) and Abby Rd is highlighted demonstrating that the bus stop indicated by red arrow will attend well the new development.

Sources: <https://www.pncc.govt.nz/files/assets/public/v/1/documents/council/district-plan/plan-change-g/reply-evidence-s42a/combined-reply-evidence-structure-plans.pdf> (access 04/01/2024). <https://www.arcgis.com/apps/mapviewer/index.html?webmap=a76c83335ae5405baa3f8432328a873e&extent=175.5551,-40.4021,175.724,-40.3244>

Finally, we draw the Committee's attention to the **procedural unfairness** of

- communicating to us so late in the consultation process,
- not providing explanation for the changes of plans suggested by GHD (March/23) and why our house was chosen,
- choosing our property without assessment of privacy, especially after hearing on October 9th, where four objections were upheld due to privacy, and our is vulnerable as those house (Figure 7). In none of assessments privacy is even considered

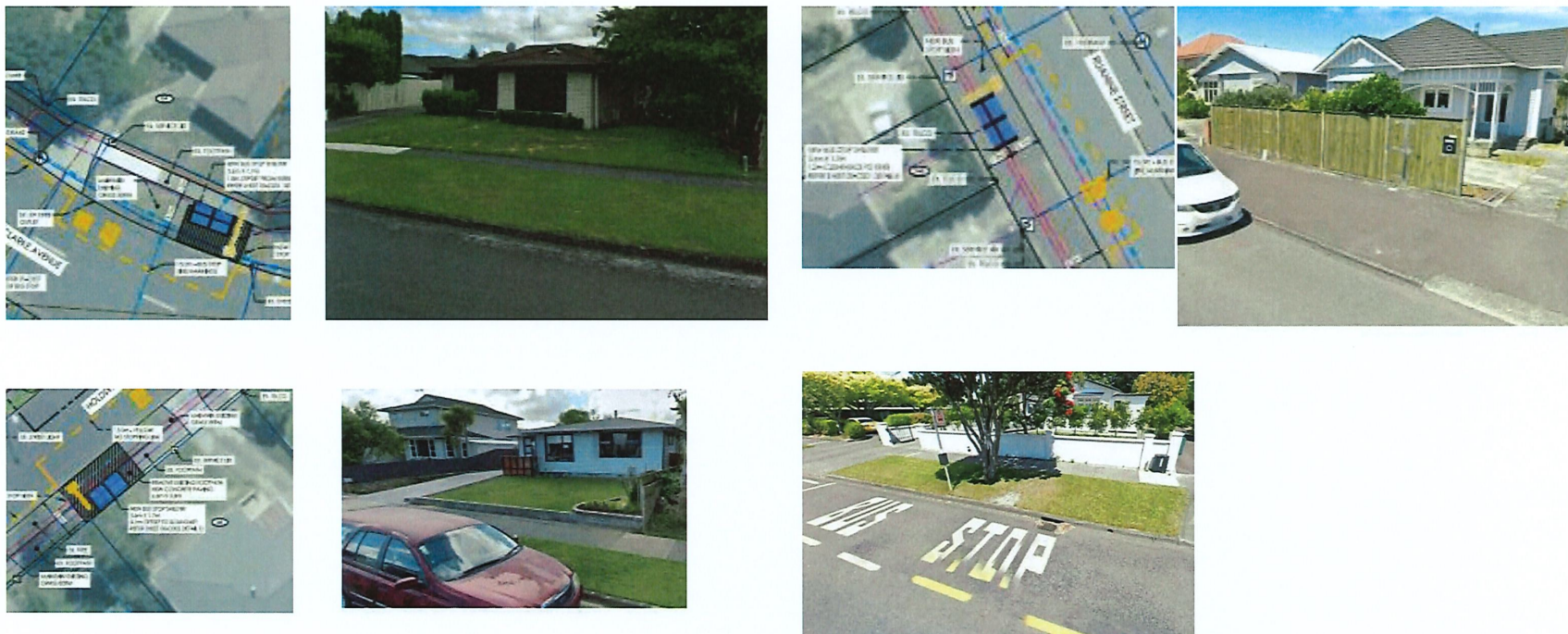


Figure 7: Four objections that were upheld related to proposed bus shelters (on meeting 9 October 2023).

Source:

https://palmerstonnorth.infocouncil.biz/Open/2023/10/EGCCC_20231009_AGN_11175_AT_EXTRA.PDF

Responses to Council Officers addressed during oral presentation

Privacy/proximity to front windows

[Council Officers] *When the location was identified, adjacent resident privacy was considered e.g. higher fences and/or distance to front facing windows.*

[Property owners] The information provided by the council is not accurate. Our house has no fence, **and the front windows provide clear view to our bedrooms.**
We were NOT contacted or consulted regarding the front windows and potential to privacy intrusion;
Documents provided by council to us does not show any assessment of privacy.

[Council Officers] *This stop and shelter sits in line with the resident's garage, not towards the driveway access or in front of the front facing windows.*

[Property owner]. The information provided by the council is not accurate. **The garage in this case is not able to provide privacy** (blindage) and even the far side of the shelter is **directly opposite to bedroom window providing clear view of inside of the bedroom .**

Privacy/proximity to front windows

[Council Officers] *This stop and shelter is also shared with the boundary of the number 94 Pacific Drive which is one of the only residential houses on this street that have a high fence.*

[Property owner]. The information provided by the council is not accurate. The proposed shelter is NOT shared with the boundary of the neighbour property, due to the services in front both properties (2 manholes). There are many other properties that the front windows are much less exposed than ours, as they are at elevated position what prevent direct view to inside of the property.

[Council Officers] *There is a public park directly across the street.*

[Property owner]. The park across the street does not invade our privacy as the street and park boundaries are far from our bedroom windows.

There are other locations near the park where the privacy of the neighbouring property would not be exposed as ours, therefore, those location also provide short access to the park.

Fencing and other locations

[Council Officers] *This bus stop sits on the boundary with number 94, which has a fence. The shelter sits as close to this fence as possible, considering the large tree and services.*

[Property owners] This is NOT accurate the bus stop does NOT sit on the boundary as shown in the first figure(slide 3). The position of the bus stop and shelter intrude our privacy.

[Council Officers] *There are very little properties along this street that have fences. This has been explored by the Project Team when the objection was received.*

[Property owners] This is NOT accurate, there are other properties in proximity that have fences/or have windows distant from the road and at elevated position so direct view of the inside of the property is prevented, not affecting the resident's privacy.

Fencing and other locations

[Council Officers] *The location is necessary in relation to the stop before the stop after, and the paired stop on the other side of the road. This stop serves as a catchment to residents and bus users from Jonhstone Drive.*

[Property owners] The stop before and after

- The distance from 92 Pacific Drive to IPU bus stop is approx. **700 m (before bus stop)**
 - The distance from 92 Pacific Drive to 128 Pacific Drive is approx. **350 m (after bus stop)**
- (bus stops may need to be spaced less than 400m apart to be conveniently located near key land uses, where pedestrian connectivity is poor (such as where there is high severance issues), or where land topology dictates (such as on hills or in steep areas))

[Property owners] The paired stop – it is recommended, but it is also recommended that the paired bus stop is tail to tail. The bus stop 92/99 is not tail to tail as recommended by Waka Kotahi – NZTA.

If the bus stop move **approx. 100 towards IPU**, it will provide a catchment to residents from **Jonhstone Drive**, but also better access to **Abby road** and **Valley view residents**. They will also be future proof for the new development **around Abby Road as part of the G plan**.

The location close to **81 Pacific Dr** was still available as proposed location as recent as last December 4th as informed by PNCC staff.

where are the location of the new bus stops at Pacific Drive?

You · 6:01 PM

Horizons manages the bus routes, I will just have a look for you now

It appears that the new stops will be placed outside numbers 175, 130 and 81 Pacific Drive

Shantahlia · 6:11 PM

Your conversation has ended
December 4, 2023 6:11 PM

Start new

- Our house at 92 Pacific Dr, Fitzherbert, Palmerston North has its **bedrooms in front of the building** at the ground level which are vulnerable to **privacy intrusion**.
- Our house is one of few houses in the street that is at the same level as the street. Most of the house at the Pacific Dr are raised.
- The large bedroom windows provide ventilation and natural light to the bedrooms, and we benefit from it, as part of have a health home. However, the proposed plan will put the bus stop opposite to the bedrooms and the proposed bus shelter will have direct visibility into the bedrooms. This will facilitate **privacy intrusion, including privacy intrusion of vulnerable person**.
- Our house does not have fence or other kind of barrier to protect our privacy.
- The proposed plan does not seem to have considered guidelines from Waka Kotahi NZ Transport Agency that advises against placing bus stop in front of door (windows) of a residential property, and that neighbouring property privacy must be taking in consideration when placing bus stops.
- There are more appropriate sites available
- Our Human right to privacy is being compromised
- Our child right to protection by state from interference and attacks on privacy is not being respected.

And therefore, we request that a bus shelter is **NOT** installed in front of the number 92 Pacific Dr, Fitzherbert, Palmerston North.

Area for bus stop selected by GHD March 2023



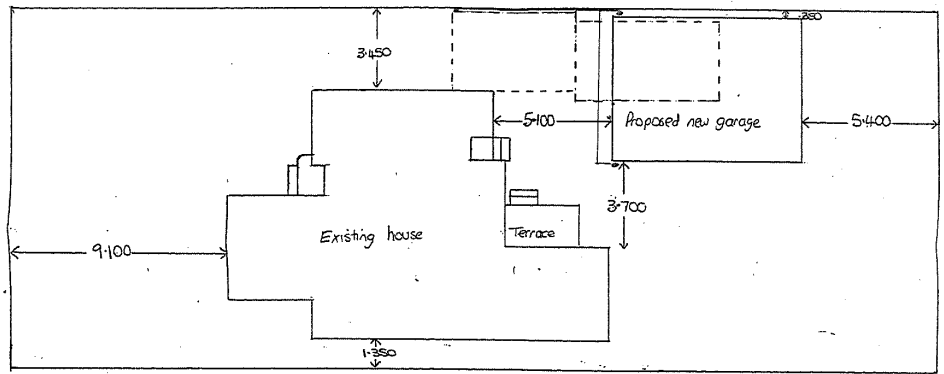


tps://mail.google.com/mail/u/0/#inbox?projector=1

1/1

S.P. Slightdale
18 July
1984
yellow -
[signature]

Right of way to three rear sections



Site Plan

F4/17

Proposed new garage at
17 Featherston Street
Palmerston North
Lot 8 O.P. 13244
Owners: LG & PA Timmins
Sheet 1:2 Scale 1:100

- old carport and garage to be removed
- new garage and existing house
- storm water



