

QLDC Council
30 June 2022

Report for Agenda Item | Rīpoata moto e Rāraki take [7]

Department: Community Services

Title | Taitara: Reserve Licence to hold the Snow Machine event on Warren Park

PURPOSE OF THE REPORT | TE TAKE MŌ TE PŪRONGO

The purpose of this report is to consider an application by Mountainwatch NZ Ltd, for a fixed term licence to hold the Snow Machine music and entertainment event, on the Warren Park Recreation Reserve, in September 2022.

RECOMMENDATION | NGĀ TŪTOHUNGA

That Council:

1. **Notes** the contents of this report;
2. **Approves** under Section 54(1) of the Reserves Act 1977, a fixed term licence to Mountainwatch NZ Ltd, for the purpose of undertaking the Snow Machine music and entertainment event, on the Warren Park Recreation Reserve (Part Lot 48 DP 8591) in September 2022, subject (but not limited to) to the following conditions:

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|---------------|--|
| Commencement | 2 September 2022 |
| Term | 13 days, ending on 14 September 2022 (inclusive) |
| Renewal | None |
| Rent | Subject to the Community Facility Funding Policy, being 7.5% of Gross Revenue (for the event) |
| Bond | \$20,000 |
| Permitted use | Holding the Snow Machine music and entertainment event, on Warren Park in September 2022. The dates of the event that will be open to ticketholders are 8 to 10 September 2022. The proposed Licence covers additional days to enable pack-in and pack-out, in addition to contingency days for weather and adverse conditions. The overall Licence term will therefore be 2 to 14 September 2022, albeit that the nature and scale of activities onsite will vary during the term and there is a potential that the full term will not be required. |
| Insurance | Lessee to hold Public Liability Insurance of at least \$2,000,000. |

Safety/Suspension Council to retain ability to suspend or vary the licence for safety or other purposes, including to protect the reserve and associated infrastructure.

Council may dictate times for set up and decommissioning the site to avoid particularly adverse weather conditions.

Council to require a comprehensive safety and evacuation plan. The plan shall include consideration of how temporary seating might affect escape routes, and the Licensee is to liaise with Fire and Emergency New Zealand in this regard.

Termination Should adverse weather or ground conditions transpire, or be likely, where the reserve cannot support the activity. This will involve an assessment by Council Officers prior to the commencement of the activity, and a review of the weather forecast.

- 3. Delegate** the determination of final terms and conditions, and signing of the Licence to the General Manager Community Services.

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7/06/2022

Reviewed and Authorised
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Approved by:



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CONTEXT | HORPOAKI

- 1 Mountainwatch NZ Ltd seeks a reserve licence to hold the Snow Machine music and entertainment event on Warren Park in September 2022. The actual ticketed event for patrons is anticipated to run over the three days of 8 September (4pm-10pm), 9 September (5pm-11pm) and 10 September (5pm-11pm). A maximum of 5,000 tickets are proposed per day, albeit that additional persons will be onsite directly associated with the running of the event.
- 2 Warren Park is one of two potential locations for the event, the other being the Queenstown Primary School grounds. It is necessary for Mountainwatch NZ Ltd to have an alternate option, given there is a likelihood that the ground conditions of Warren Park may not be able to support the event.
- 3 The event seeks to occupy the entirety of Warren Park, and will include a music stage, food & beverage vendors, attractions, facilities and associated infrastructure.
- 4 Activities associated with setting up and decommissioning the event are significant given the extensive infrastructure proposed to support the event, and use of heavy vehicles.
- 5 Given the scale of the event, the pack-in and pack-out could take a substantial time and will be weather dependant. The proposed Licence period acknowledges this and is from 2 September to 14 September 2022 to allow flexibility.
- 6 Mountainwatch NZ Ltd are applying for a Resource Consent for the Warren Park location, and the Queenstown Primary School. A Resource Consent must be approved to allow the event (in each location) and will include consideration of effects on the environment and surrounding persons.

ANALYSIS AND ADVICE | TATĀRITANGA ME NGĀ TOHUTOHU

- 7 Warren Park has poor drainage and associated ground conditions, and in September Queenstown typically experiences over 60mm of rainfall. Because of this, Mountainwatch NZ Ltd have been required to also seek an alternate site to hold the event. This is so that there are options for the event, depending on ground conditions.
- 8 The ability of Warren Park to meet Community needs over spring and summer is a primary consideration. Recommended Licence conditions are intended to provide a mechanism to determine if the ground conditions can reasonably support the event, and to recognise the public recreation purpose of Warren Park.
- 9 A bond is required, and this is a typical condition for events. Because of the time of year, and potential for damage to the reserve, a bond amount of \$20,000 has been determined to be appropriate. This is because an otherwise standard bond sum of \$5,000 would not be sufficient to remedy potential damage that may occur for an event of this nature and scale at this time of the year, and there is no certainty that the event or associated actions won't damage the reserve.

10 The proposed Licence was notified in the Mountain Scene on 12 May 2022, in accordance with the Reserves Act. This required a public notice, and a period of no less than one calendar month to receive any objections or submissions. The submission period closed on 13 June 2022, and no submissions or objections were received.

11 Option 1 Approve the licence.

Advantages:

12 The event may have positive economic effects to the greater Queenstown community, subject to conditions and requirements to recognise the public function of the reserve.

Disadvantages:

13 Would restrict the use of the reserve land occupied by the event for other activities, albeit that in September the public use of Warren Park is low.

14 Damage to the reserve could transpire, and remedial works may be necessary which could restrict public use of the reserve for a period longer than the actual Licence term.

15 Option 2 To decline the Licence.

Advantages:

16 Would not restrict the use of the reserve for other activities.

17 Would not cause any damage to the reserve, and the event would have to occur on the Queenstown Primary School grounds (which is not QLDC administered land).

Disadvantages:

18 The applicant would only have one potential location to hold the event (Queenstown Primary School field), and no alternate options.

19 The event may not transpire, and flow on economic benefits to Queenstown will not occur.

20 This report recommends **Option 1** for addressing the matter because the licence is of a limited term, and conditions are recommended to avoid damage that might otherwise affect public usage of the reserve over spring and summer months.

CONSULTATION PROCESS | HĀTEPE MATAPAKI:

SIGNIFICANCE AND ENGAGEMENT | TE WHAKAMAHI I KĀ WHAKAARO HIRAKA

21 This matter is of medium significance, as determined by reference to the Council's Significance and Engagement Policy because it involves a high level of community interest for the public and users of Warren Park.

- 22 The licence has been notified in accordance with section 119 of the Reserves Act 1977. No submissions were received.

RISK AND MITIGATIONS | NGĀ RARU TŪPONO ME NGĀ WHAKAMAURUTANGA

- 23 This matter relates to the Community & Wellbeing risk category. It is associated with RISK00009 within the QLDC Risk Register. This risk has been assessed as having a High inherent risk rating. It is however recognised that the licence being sought goes through a public process to ensure it is supported, prior to being considered by full Council.
- 24 This matter relates to this risk because it is dealing with issuing a licence over land that is a community asset. The risk is mitigated by only considering a licence for a one-off term of 13 days, and no rights of renewal.
- 25 It is noted that any Resource Consent would address matters associated with traffic management and use of the road network. Potential licence conditions will require that matters associated with health and safety are addressed, albeit this is a requirement of such events/activities regardless, under other legislation. The proposed Licence is focussed on the use of the reserve itself, albeit that other considerations and permissions focus on other associated matters.

FINANCIAL IMPLICATIONS | NGĀ RITENGA Ā-PŪTEA

- 26 A commercial rental for use of the reserve is recommended in line with the Community and Funding Policy. A bond is recommended to cover potential damage to the public reserve and associated infrastructure.

COUNCIL EFFECTS AND VIEWS | NGĀ WHAKAAWEAWE ME NGĀ TIROHANGA A TE KAUNIHERA

- 27 The following Council policies, strategies and bylaws were considered:

- Reserves Act 1977.
- Community and Funding Policy.
- Local Government Act 2002.
- Parks & Open Spaces Strategy 2017 and 2021.
- Proposed and Operative District Plan.
- Events Strategy 2015-2018

- 28 The recommended option is consistent with the principles set out in the named policies.
- 29 This matter is not included in the Ten Year Plan/Annual Plan and will not have any impact on it.

LEGAL CONSIDERATIONS AND STATUTORY RESPONSIBILITIES | KA TURE WHAIWHAKAARO, ME KĀ TAKOHAKA WAETURE

- 30 The consideration process follows that required by the Reserves Act 1977.

LOCAL GOVERNMENT ACT 2002 PURPOSE PROVISIONS | TE WHAKATURETURE 2002 O TE KĀWANATAKA Ā-KĀIKA

31 The recommended option:

- Will help meet the current and future needs of communities for good-quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses by providing support for a community activity; and
- Is consistent with the Council's plans and policies; and
- Would not alter significantly the intended level of service provision for any significant activity undertaken by or on behalf of the Council or transfer the ownership or control of a strategic asset to or from the Council.

ATTACHMENTS | NGĀ TĀPIRIHANGA

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| A | Overview Location |
| B | Site Plan |

ATTACHMENT A: Overview Plan



