

Petition - Kingston Terrace North Adelaide Between Jerningham Street and Francis Street

Tuesday, 12 April 2022
Council

Strategic Alignment - Enabling Priorities

Public

Program Contact:
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Governance

Approving Officer:
Amanda McIlroy - Chief
Operating Officer

EXECUTIVE SUMMARY

This report presents a document for Council to receive. The document asks Council to develop a comprehensive plan for the upgrade of Kingston Terrace and associated infrastructure to the standard of other roads in the City and North Adelaide, with implementation of that plan within the next five years and annual budgetary allocations commensurate with that upgrade.

There are 26 signatories to the document. The document is not a valid petition as the prayer does not appear on each page and therefore there is no evidence as to what the signatories were attesting to.

RECOMMENDATION

THAT COUNCIL

1. Receives the document containing 26 signatories, distributed as a separate document to Item 8.1 on the Agenda for the meeting of the Council held on 12 April 2022, asking Council to develop a comprehensive plan for the upgrade of Kingston Road and associated infrastructure to the standard of other roads in the City and North Adelaide, with implementation of that plan within the next five years and annual budgetary allocations commensurate with that upgrade.
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IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities Presentation of petitions align with the Strategic Plan objective that community consultation underpins everything we do.
Policy	Not as a result of this report
Consultation	Not as a result of this report
Resource	Not as a result of this report
Risk / Legal / Legislative	While the document cannot be accepted as a valid petition in accordance with City of Adelaide Standing Orders and the <i>Local Government (Procedures at Meetings) Regulations 2013 (SA)</i> , it has been presented for Council to receive in the interest of allowing public involvement with Council meetings.
Opportunities	Not as a result of this report
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

DISCUSSION

1. A document has been received which states:

'We the undersigned, do hereby petition and urge the Adelaide City Council to:

Develop a comprehensive plan for the upgrade of this road and associated infrastructure to the standard of other roads in the City and North Adelaide, with implementation of that plan within the next five years and annual budgetary allocations commensurate with that upgrade. The comprehensive plan should include, but not be limited to,

- *The correction to the camber of the road*
 - *The design of gutters and pedestrian crossovers to replace bitumen overlay at the intersection of Fuller Street and Kingston Terrace*
 - *The reconstruction of the uneven, deteriorating bluestone gutters with their associated drainage requirements*
 - *The replacement of the footpath*
 - *The construction of 100m of missing bluestone gutters, an historical anomaly, on the parklands side of the road from 51 to 64 Kingston Terrace which also will clearly delineate the parklands and allow for parallel parking*
 - *The improvement of street lighting, in particular on the parklands side of the road at the eastern end, to deter ongoing anti-social conduct and improve safety*
 - *The remediation of vehicular entrance to the parklands opposite Fuller Street*
 - *The design and continued maintenance of improved landscaping at the entrance to Kingston Terrace at the Jerningham Street intersection*
 - *The undergrounding of power lines*
 - *The works necessary on the adjacent low-lying portion of the parklands to prevent the creation of lakes during heavy rain, and the possibility of flooding across the roadway'*
2. If a petition is received the Chief Executive Officer must ensure the petition is placed on the agenda for the next ordinary meeting of Council. The original petition will be distributed to all Council Members separately. Members of the public may seek a copy of the original petition upon written request to the Chief Executive Officer.
 3. To determine that a document presented is a petition pursuant to regulation 10 of the *Local Government (Procedures at Meetings) Regulations 2013 (SA)* (the Regulations), the following matters in conjunction with the requirements of the City of Adelaide Standing Orders, are assessed prior to the presentation of a petition to the Council:
 - 3.1. What is a Petition?

A 'petition' is commonly defined as 'a formal document which seeks the taking of specified action by the person or body to whom it is addressed' or 'a written statement setting out facts upon which the petitioner bases a prayer for remedy or relief'.
 - 3.2. Does the Petition contain original signatures or endorsements, accompanied by an address?

A petition being a document of a formal nature must contain original signatures or endorsements (not copies) and those signatures, or endorsements, must be accompanied by an address.
 - 3.3. Does each page of the Petition identify what the signature is for?

Each signature must be on a true page of the petition which sets out the prayer for relief as part of that page - a sheet which contains signatures but not the prayer cannot be accepted as valid as there is no evidence as to what the signatories were attesting to.
 - 3.4. Language in the Petition?

The request must be written in temperate language and not contain material that may, objectively, be regarded as defamatory or offensive in content.
 4. Regulation 10 states that a petition to Council must:
 - 4.1. Be legibly written or typed or printed.
 - 4.2. Clearly set out the request or submission of the petitioners.

- 4.3. Include the name and address of each person who signed or endorsed the petition.
- 4.4. Be addressed to the Council and delivered to the principal office of the Council.
5. The document cannot be accepted as a valid petition in accordance with City of Adelaide Standing Orders and the *Local Government (Procedures at Meetings) Regulations 2013 (SA)* as the prayer does not appear on each page and therefore there is no evidence as to what the signatories were attesting to.
6. While not accepted as a valid petition the document has been presented for Council to receive in the interest of allowing public involvement with Council meetings.

ATTACHMENTS

Document distributed separately to Lord Mayor and Councillors

- END OF REPORT -