

**MEMORANDUM OF UNDERSTANDING BETWEEN THE
THORNDON SCHOOL BOARD OF TRUSTEES AND THE THORNDON RESIDENTS' ASSOCIATION INC
RELATING TO WALKING ACCESS BETWEEN HOBSON CRESCENT AND TURNBULL ST**

Agreement made this 3 day of July 2020

Parties

The parties to this Memorandum of Understanding (MoU) are the Thorndon School Board of Trustees (TSBoT) and the Thorndon Residents' Association Incorporated (TRA).

Walking Access Outside School Hours

The parties note the creation of a registered public access easement for walking access between Hobson Crescent and Turnbull Street, open for access outside Thorndon School hours. For this purpose, Thorndon School hours are defined as being the hours between 8.30 a.m. and 3.30 p.m. on the days that school is open for instruction.

Walking Access During School Hours

This MoU has been created to address the arrangement for walking access during Thorndon School hours. For this purpose, Thorndon School hours are defined as being the hours between 8.30 a.m. and 3.30 p.m. on the days that school is open for instruction.

Closure of access

The parties accept that access must be subject to the health and safety interests of the students and staff of Thorndon School. The parties agree that the school is able to close access at any time if the school considers there is an unacceptable health or safety risk to the students and staff of school. That decision will be at the sole discretion of the person in charge of Thorndon School at that time.

Limitation on Access

The parties agree that access is confined to the clearly delineated and signposted pathway through Thorndon School's grounds. That pathway runs from Hobson Crescent along the northern boundary, turning to around the eastern side of the water tank, across the frontage of Ata Kimi Ora field in line with the footpath on the northern side of Turnbull St.

The parties agree gates will be installed as and where determined appropriate by the school and that in so doing the school will use best endeavours to ensure ease of opening by elderly or disabled users.

Signage

The parties note that the conditions of use are to be clearly displayed on permanent signs at each end of the path and that the signs will contain references to both the walking access easement and this MoU.

The agreed wording on the signage is:

This pathway, accessing Hobson Crescent and Turnbull Street, is provided by the goodwill of Thorndon School under the following conditions:

- You are entering Thorndon School Grounds. There may be students running around and playing with equipment. Be alert.
- This pathway can be closed by Thorndon School at any time if there are health or safety risks to students or staff.
- Remain on the designated pathway.
- No loitering or interacting with school students.
- Any cycles or person transporters (excluding those used by disabled persons for accessibility purposes) must not be ridden but must be walked or carried.

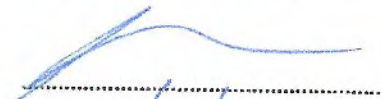
The current easement and Memorandum of Understanding can be viewed at Thorndon School, WCC Enquiries Office, or on the Thorndon Residents' Association website: thorndon.org.nz (this a slight change from the wording in the offer – our physical address is my place).

Consultation

The parties agree to hold regular meetings (at least annually) with access available to interested community participants to update, reinforce or modify this MoU. Either party may request a meeting at a shorter frequency to which agreement to participate shall not be unreasonably withheld.



Signed for and on behalf of
Thorndon School Board of Trustees by


Date 3/7/20

In the Presence of

W. Isaac

Signature of Witness

HELA ISAAC

Name of Witness

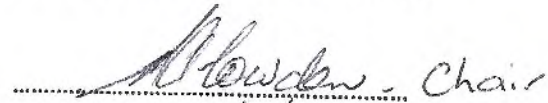
15 ELLIOTT ST, JOHNSONVILLE

Address of Witness

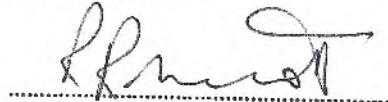
OFFICE MANAGER

Occupation of Witness

Signed for and on behalf of
Thorndon Residents Association Inc by


Date 29/7/20

In the Presence of



Signature of Witness

R R MURCOTT

Name of Witness

64 Hobson St

Address of Witness

Consultant

Occupation of Witness