



Minutes

of the

Thames-Coromandel District Council

Proposed Alcohol Control Bylaw

Date
Venue

28 August 2018
Council Chambers
515 Mackay Street
Thames

Present

Present

SA Goudie (Mayor)

HD Bartley
SL Christie
MK Mc Lean JP
TM Walker

PA Brljevich
LA Fox
S Peters

In attendance

Name

Community Board Chairs

Dianne Connors and Bob Renton.

Staff

Ariana Wickliffe, Michelle Baker, Scott Summerfield, Brian Taylor, and Lisa Madgwick.

Meeting commenced

09:02

Table of Contents

Item Business	Page No.
1 Meeting conduct	3
1.1 Apologies	3
2 Governance and Strategic Planning	3
2.1 Hearing submissions to the Proposed Alcohol Advertising and Signs Bylaw	3
2.2.1 Barry Sapwell	3
2.2.2 Noeline Lee	3
2.2.3 Melissa Connors	3
2.2.4 Lindsay Sattler	4
2.2.5 Brian Grant	4
2.2.6 William Ross	4
2.2.7 John Kelly on behalf of New Zealand Police	4
2.2.8 Bob Renton	5

1 Meeting conduct

1.1 Apologies

130/17
CL **Resolved**
That the Thames-Coromandel District Council receives the apologies from Councillor Simpson, Board Chair Coulam, Kelly and Pritchard for the 28 August 2018 Council hearing.

Moved/seconded by:Fox/Peters

2 Governance and Strategic Planning

2.1 Hearing submissions to the Proposed Alcohol Advertising and Signs Bylaw

Council was presented with the submissions received to the proposed Alcohol Control Bylaw. Submitters were provided the opportunity to present their submission verbally.

2.2.1 Barry Sapwell

Mr Sapwell spoke to his submission (AC18_57) and (AC18_109). Mr Sapwell noted he represented families in Whangamata. Mr Sapwell asked members if anyone lived in Whangamata 20 years ago when Whangamata had gained a reputation as a party town. He noted that the town had been full of riots and out of control youths without the ban. He advised that the current bylaw had been very effective in making Whangamata a family safe town and was keen to see it stay that way. Mr Sapwell urged members to retain the current bylaw as the controls had a positive impact to his community.

Mayor Goudie asked Mr Sapwell if he had seen any negative effects with the current alcohol bylaw. Mr Sapwell responded no and that he did want an opportunity for this to occur if the Council agreed to the proposed.

2.2.2 Noeline Lee

Ms Lee spoke to her submission (AC18_29). Ms Lee noted that she was a permanent resident in Whangamata and former bylaw officer that had witnessed first-hand the negative effects prior to the introduction of the current bylaw. Ms Lee supported the 24 hour alcohol ban all year round and did not agree with the proposed summer bans.

2.2.3 Melissa Connors

Ms Connors spoke to her submission (AC18_74). Ms Connors did not support the permanent ban for the Pauanui area specifically in regards to the transportation of alcohol in which she would be unable to carry wine in her possession. Ms Connors circulated a map of her concerns and urged members to reconsider the permanent ban in the proposed bylaw. Ms Connors requested that the seasonal ban from 7pm-7am be altered to 11pm-7am.

2.2.4 Lindsay Sattler

Mr Sattler spoke on behalf of the St John submission (AC18_89). Mr Sattler strongly opposed the proposed changes to the bylaw. He noted several incidents of alcohol related harm that St John's were involved with and treated. Mr Sattler noted that it had taken over 20 years to minimise the harm that was associated with alcohol and that the Bylaw assisted with this. Mr Sattler expanded that if the current bylaw was relaxed this would be detrimental and increase alcohol harm.

Board Chair Connors asked if Mr Sattler could comment on the proposed bylaw's time extension. Mr Sattler requested that the time extension retain the status quo.

2.2.5 Brian Grant

Mr Grant spoke to his submission (AC18_68). Mr Grant noted that he did not support the proposed Bylaw. Mr Grant advised that he had seen the riots that took place 20 years ago where public expressed their concerns. Mr Grant noted that the proposed Bylaw would enable their community to suffer the same problem.

Board Chair Connors asked Mr Grant if he thought that the blanket approach be applied to only individual areas that had increased issues. Mr Grant responded that could not speak on behalf of different areas but suspected the same issue would exist.

2.2.6 William Ross

Mr Ross spoke to his submission (AC18_97). Mr Ross addressed concerns with parts of the bylaw, especially regarding the blanket alcohol ban. Mr Ross noted that there was no reasonable justification to deny all the rights of the public to be able to freely move around with alcohol. Mr Ross expanded that there was no evidence to support the level of restriction proposed in the new bylaw. Mr Ross requested that Council adopt a sensible approach not a ban that totally restricts someone's ability to have alcohol in recreational locations.

Board Chair Connors asked Mr Ross what he thought of the level of enforcement given to someone that was caught with alcohol. Mr Ross responded that it was unfair and unreasonable if the individual was not causing a nuisance.

2.2.7 John Kelly on behalf of New Zealand Police

Mr Kelly spoke on behalf of the New Zealand Police submission (AC18_28). Mr Kelly noted the Council had a duty to be responsible for the current and future needs of their communities. Mr Kelly noted that the Police opposed the times of alcohol ban from 7pm to 7am. He explained that this was unenforceable and unworkable with a preference for a 24 hour ban. Mr Kelly advised that it was clear that the level of crime or disorder was made worse by alcohol consumption. He recommended that Council adopt a 24 hour ban, 7 day per week which would encompass all public places in residential areas governed by the 50km speed limit.

Mayor Goudie sought clarification on the carrying of any alcohol purchased and the request to dispose of it promptly after it was purchased. Mr Kelly explained that enforcement did not apply when someone had purchased alcohol and were carrying it in a public place, unopened, to a place which was licensed for liquor consumption or to a private place for its consumption, as long as it was promptly removed from the public place.

Councillor McLean provided examples of incidents of where police had enforced people in a ban that were drinking responsibly. He asked if the police exercised any discretion. Mr Kelly responded that if someone was drinking alcohol in a public place the Police were able to

request that they stop, can dispose of the alcohol, impose a fine, and take further action if required. Mr Kelly noted that a level of flexibility and discretion was used depending on the person and situation.

Board Chair Connors asked if the police offered consistency of enforcement and discretion in their training. Mr Kelly responded yes.

2.2.8 Bob Renton

Board Chair Renton spoke on behalf the Tairua-Pauanui Community Board submission (AC18_60). Board Chair Renton recommended that Council retain the current bylaw and noted that it had worked well for Tairua and Pauanui communities. Board Chair Renton noted that if the bylaw was relaxed there were no Police to enforce it as there was no Police stationed within the community.

131/17 **Resolved**

CL That the Thames-Coromandel District Council:

1. Receives the 'Hearing of submissions to the proposed Alcohol Control Bylaw' report, dated 6 August 2018.
2. Receives the submissions made to the proposed Alcohol Control Bylaw.

Moved/seconded by: Christie/Walker

Meeting closed at 10:33am

The foregoing minutes were certified as being a true and correct record of the meeting of the Thames-Coromandel District Council Hearing for Proposed Alcohol Control Bylaw held on 28 August 2018.

Mayor _____ **Date** _____