

AGENDA for a hearing by the Policy & Regulatory Committee (to hear and consider submissions and make recommendations on the Proposed Waikato District Council Reserves and Beaches Bylaw 2016) to be held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **WEDNESDAY 22 JUNE 2016** commencing at **9.00am**.

Information and recommendations are included in the reports to assist the Board in the decision making process and may not constitute Council's decision or policy until considered by the Board.

1. APOLOGIES AND LEAVE OF ABSENCE

2. CONFIRMATION OF STATUS OF AGENDA ITEMS

3. DISCLOSURES OF INTEREST

4. REPORT

4.1 Submissions on the Proposed Reserves and Beaches Bylaw 2016 **2**

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CHIEF EXECUTIVE
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Open Meeting

To	Policy & Regulatory Committee
From	TN Harty General Manager Service Delivery
Date	14 June 2016
Prepared by	R Marshall Reserves Planner
Chief Executive Approved	Y
DWS Document Set #	1531803
Report Title	Submissions on the Proposed Reserves and Beaches Bylaw 2016

I. EXECUTIVE SUMMARY

On 11 April 2016 Council resolved to consider and approve the Proposed Waikato District Council Reserves and Beaches Bylaw 2016 for public notification and consultation. This process would be undertaken in accordance with section 83 of the Local Government Act 2002 (special consultative procedure) provisions.

The proposed bylaw was notified for public consultation on 20 April 2016, with submissions closing on 20 May 2016. In total, 15 submissions have been received on the proposed bylaw. Two submitters indicated that they wish to be heard.

The purpose of this meeting is to hear and consider submissions on the Proposed Waikato District Council Reserves and Beaches Bylaw 2016.

Attached to this report is a summary of submissions including staff comments, copies of the original submissions and a copy of the revised Reserves and Beaches Bylaw incorporating suggested changes as a result of submissions.

2. RECOMMENDATION

THAT the report of the General Manager Service Delivery be received;

AND THAT pursuant to sections 83 and 150 of the Local Government Act 2002, the Committee consider and, where requested, hear submissions on the notified Proposed Waikato District Council Reserves and Beaches Bylaw 2016;

AND FURTHER THAT subject to any amendments, the proposed bylaw will be further considered by the Committee at its meeting on 16 August 2016, with a view to recommending the Waikato District Council Reserves and Beaches Bylaw 2016 for adoption at the Council meeting on 12 September 2016.

3. BACKGROUND

Council currently has a Franklin District Council Beach Control Bylaw 2006 and a Waikato District Council Reserves and Beaches Bylaw 2008. Council support an approach to combine these bylaws and create one consistent bylaw to be applied throughout the District.

The review of the Franklin District Council Beach Control Bylaw 2006 and Waikato District Council Reserves & Beaches Bylaw 2008 was first discussed with councillors in a workshop on 22 September 2015. A report dated 25 September 2015 was subsequently presented at the Council meeting of 9 November 2015, where Council resolved that a Reserves and Beaches Bylaw was the most appropriate mechanism to manage reserves and beaches.

3.1 CONTENT OF THE BYLAW

The proposed bylaw enables Council to manage certain activities and hazards on reserves and beaches administered by Council. This can include things such as litter and pollution, animal, vehicles, property damage, public disturbance, firearms and other weapons, along with commercial activities.

3.2 PRE-ENGAGEMENT CARRIED OUT

Engagement had taken place internally and with Auckland Council, particularly with regard to the use of vehicles on beaches, to achieve a consistent cross boundary approach for dealing with issues associated with vehicles on beaches. Feedback was sought from community boards and committees during December 2015 and January 2016, but no feedback was received.

3.3 PROPOSED BYLAW

On 20 April 2016, the proposed bylaw was publically notified in accordance with section 83 of the Local Government Act 2002. Submissions closed on 20 May 2016. Public notices were placed in the Waikato Times, North Waikato News, Franklin County News and Raglan Chronicle. In addition to this, a summary document and submission form was sent to key stakeholders within the district.

A summary document was produced and distributed to key stakeholders. It was also available on Council's website and at offices and libraries.

Fifteen submissions were received before closing time on 20 May. Appendix one of this report provides a full list of submitters and their submission with an accompanying staff comment (where appropriate).

A copy of each original submission for the proposed Reserves and Beaches Bylaw 2016 is provided as Appendix 2 of this report in numerical order of submitter number.

Council must consider each submission, and make a determination on each of the issues raised under the process, each submitter is entitled to be informed of the outcome of their submission, including the reasons for the decision.

All submissions to the proposed Reserves and Beaches Bylaw 2016 have been acknowledged and each submitter will receive a written response following Council's adoption of the Reserves and Beaches Bylaw 2016.

4. DISCUSSION AND ANALYSIS OF OPTIONS

4.1 DISCUSSION

Key changes that were included in the proposed bylaw included:

- Introduction of a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches.
- Combining two existing bylaws into a new one, to ensure consistency across the Waikato district.

4.2 OVERVIEW OF SUBMISSIONS RECEIVED

Submitters commented on a variety of issues included in the proposed bylaw. While each submission point is addressed in Appendix I, the main points of concern include:

- Comments relating to whether vehicles should be allowed access to beaches, including which types of vehicles and under what circumstances.
- Comments relating to dogs in reserves (addressed in the Dog Control Bylaw).
- Promoting initiatives to protect the environment, eg vehicles away from dunes.
- Promoting initiatives to discourage antisocial behaviour, eg vehicle speed limits.

5. CONSIDERATION

5.1 FINANCIAL

Implementation of the proposed Bylaw will not require any extra funding over that which is currently provided in operational budgets.

5.2 LEGAL

Section 155 of the LGA requires a local authority to undertake an assessment before commencing the process of making a bylaw. The review process to date has identified what the perceived problem is and assessed that the use of a bylaw is an appropriate mechanism to assist in managing Reserves and Beaches in the Waikato District.

Section 155A(2) of the Local Government Act 2002 compels the Council to consider whether a proposed bylaw is the most appropriate form of bylaw. The proposed bylaw has been shaped to focus on readily identifiable problems and customised to suit the particular circumstances of the Waikato District. It is therefore concluded that the proposed bylaw is the most appropriate form of bylaw.

5.3 STRATEGY, PLANS, POLICY AND PARTNERSHIP ALIGNMENT

Staff recommend that fees and charges associated with Reserves and Beaches within the district be solely managed through Council's Schedule of Fees and Charges.

Where there is a conflict between policies contained within Reserve Management Plans and the bylaw, the bylaw will take precedent.

5.4 ASSESSMENT OF SIGNIFICANCE AND ENGAGEMENT POLICY AND OF EXTERNAL STAKEHOLDERS

The Reserves and Beaches Bylaw triggers Council's Significance and Engagement Policy as the Special Consultative Procedure was required and undertaken.

Highest levels of engagement	Inform	Consult	Involve	Collaborate	Empower
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Tick the appropriate box/boxes and specify what it involves by providing a brief explanation of the tools which will be used to engage (refer to the project engagement plan if applicable).</i>	During the pre consultation phase feedback was sought from stakeholders on issues that could be included in the bylaw. During the consultation phase a combination of letters, public notices, website, social media, media releases and market days were used to involve the community in the consultation process.				

Planned	In Progress	Complete	
		✓	Internal
		✓	Community Boards/Community Committees
			Waikato-Tainui/Local iwi
		✓	Households
			Business
			Other Please Specify

6. CONCLUSION

The proposed Reserves and Beaches Bylaw 2016 has been notified for public consultation. Fifteen submissions were received and are summarised in this report. Council will decide the final bylaw following consideration of all submissions.

7. ATTACHMENTS

The following documents are included as appendices to this report:

Appendix 1 - A summary report incorporating staff comments on submissions to the Proposed Waikato District Council Reserves and Beaches Bylaw 2016.

Appendix 2 - Copies of Original Submissions on the Proposed Waikato District Council Reserves and Beaches Bylaw 2016.

Appendix 3 - Revised Waikato District Council Reserves and Beaches Bylaw 2016 (incorporating suggested changes as a result of submissions).

(Appendix I)



Proposed Beaches and Reserves Bylaw 2016

Staff Comments Report on Submissions

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Readers Guide

The proposed Reserves and Beaches Bylaw 2016 was notified on 20 April 2016 with submissions closing on 20 May 2016.

Each submitter has been allocated a unique submitter number.

The electronic pdf copy of this document is hyperlinked for ease of locating the relevant submitter and/or issue/matter.

This report has three key sections. Each of these sections is outlined in detail below:

Submitter Index

This section outlines the list of submitters in submitter number order. It outlines which issues they submitted against.

Staff report on submissions

This report provides staff comments on all issues/matters received by the submitters in relation to the proposed Reserves and Beaches Bylaw 2016. This report is sorted by topic/matter raised and then by submitter number.

Submitter Index

Sub No	Submitter	Issue/matter submitted on
1	Robyn Riddle	Preferred method of contact, Age (optional), Ethnicity, Do you support the proposed Bylaw?, How would you like vehicles accessing beaches to be managed?, Any activities to be restricted or prohibited?
2	Aksel Jepsen	Preferred method of contact, Age (optional), Do you support the proposed Bylaw?, Additional comments
3	Sue Edmonds Eureka Community Planning Committee	Preferred method of contact, Ethnicity, Additional comments
4	Shaun Jackson	Preferred method of contact, Age (optional), Do you support the proposed Bylaw?, How would you like vehicles accessing beaches to be managed?
5	M Wilcock Tamahere Community Committee	Preferred method of contact, Ethnicity, Do you support the proposed Bylaw?, Additional comments
6	John Lawson	How would you like vehicles accessing beaches to be managed?, Additional comments
7	Paulette Knock	Preferred method of contact, Age (optional), Do you support the proposed Bylaw?, How would you like vehicles accessing beaches to be managed?, Any activities to be restricted or prohibited?
8	Jason Knowles Na	Preferred method of contact, Age (optional), Ethnicity, Do you support the proposed Bylaw?, How would you like vehicles accessing beaches to be managed?, Any activities to be restricted or prohibited?, Additional comments
9	Dominic Friskney	Preferred method of contact, Age (optional), Ethnicity, Do you support the proposed Bylaw?, How would you like vehicles accessing beaches to be managed?, Any activities to be restricted or prohibited?, Additional comments
10	Jenny Latto	Preferred method of contact, Age (optional), Do you support the proposed Bylaw?, How would you like vehicles accessing beaches to be managed?, Any activities to be restricted or

prohibited?, Additional comments

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|----|--|---|
| 11 | John Bridgman
Gordonton District
Committee | Do you support the proposed Bylaw? |
| 12 | Jennifer Cox | Preferred method of contact, Age (optional), Ethnicity, Do you support the proposed Bylaw?, How would you like vehicles accessing beaches to be managed?, Any activities to be restricted or prohibited?, Additional comments |
| 13 | Tracey May Waikato
Regional Council | Do you support the proposed Bylaw?, Any activities to be restricted or prohibited?, Additional comments |
| 14 | Sheryl Hart Raglan
Sport Fishing Club | Any activities to be restricted or prohibited?, Additional comments |
| 15 | Danielle Bergin
Island Child
Charitable Trust NZ | Preferred method of contact, Age (optional), Ethnicity, Do you support the proposed Bylaw?, How would you like vehicles accessing beaches to be managed?, Any activities to be restricted or prohibited?, Additional comments |

Staff report on submissions received

Category: Do you support the proposed Bylaw?		No. of Submissions: 12
Submitter No	Submitter Name	Organisation/On Behalf Of
1	Robyn Riddle	
Question:		
No		
Submitter No	Submitter Name	Organisation/On Behalf Of
2	Aksel Jepsen	
Question:		
Yes		
Submitter No	Submitter Name	Organisation/On Behalf Of
4	Shaun Jackson	
Question:		
No		
Submitter No	Submitter Name	Organisation/On Behalf Of
5	M Wilcock	Tamahere Community Committee
Question:		
Yes		
Submitter No	Submitter Name	Organisation/On Behalf Of
7	Paulette Knock	
Question:		
Yes		
Submitter No	Submitter Name	Organisation/On Behalf Of
8	Jason Knowles	Na
Question:		
Yes		
Submitter No	Submitter Name	Organisation/On Behalf Of
9	Dominic Friskney	

Question:

No

Submitter No	Submitter Name	Organisation/On Behalf Of
10	Jenny Latto	

Question:

Yes

Submitter No	Submitter Name	Organisation/On Behalf Of
11	John Bridgman	Gordonton District Committee

Question:

Yes

Submitter No	Submitter Name	Organisation/On Behalf Of
12	Jennifer Cox	

Question:

Yes

Submitter No	Submitter Name	Organisation/On Behalf Of
13	Tracey May	Waikato Regional Council

Question:

Yes

Submitter No	Submitter Name	Organisation/On Behalf Of
15	Danielle Bergin	Island Child Charitable Trust NZ

Question:

No

Category: How would you like vehicles accessing beaches to be managed?**No. of Submissions: 9****Submitter No****Submitter Name****Organisation/On Behalf Of**

1 Robyn Riddle

Submission

No motor vehicle access to be allowed

Staff Comment

Recommendation of no change - do not allow bicycles on beaches as per current wording.

Submitter No**Submitter Name****Organisation/On Behalf Of**

4 Shaun Jackson

Submission

Should some locations be allowed to have vehicle access and some not?

Staff Comment

Initially applications for the use of vehicles on beaches will be able to be made using Council's 'Reserve Event Application Form' available from the Council website. Moving forward Council will investigate a permit system consistent with Auckland Council.

Submitter No**Submitter Name****Organisation/On Behalf Of**

6 John Lawson

Submission

I don't agree with banning bicycles and sand yachts from the beaches. The old bylaw referred to motorised vehicles, but the draft to vehicles. It claims to be putting WDC bylaws in line with Auckland's, but I can't find any bans on bicycles or yachts on their beaches and motor vehicles are allowed on two of their beaches.

Staff Comment

Recommendation of no change - do not allow bicycles on beaches. This bylaw does not address dogs as this is addressed in the Dog Control Bylaw. The draft Reserves and Beaches bylaw states that: With the exception of disability assist dogs, no person shall bring onto a reserve any dog or allow any dog to be within the area of a reserve other than in accordance with the Council's Dog Control Bylaw 2015 and any subsequent amendments or substitute.

Submitter No**Submitter Name****Organisation/On Behalf Of**

7 Paulette Knock

Submission

Don't let vehicles on at all. Only emergency vehicles as needed

Staff Comment

The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches. The proposed bylaw states that: Except in the case of an emergency, or with the prior written permission of the Council, no person shall drive, ride, propel or wheel or park any vehicle on a beach. This restriction does not apply to any person driving a vehicle by a direct route at a

speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water. Every vehicle shall be removed from the beach immediately upon retrieval or depositing of the boat. This clause does not apply to emergency vehicles, police vehicles and Council vehicles or cases whereby properties can only be accessed via the beach, or where the beach is an unformed legal road.

The proposed bylaw states that: No person shall light or cause to remain alight, any fire within any reserve except for a gas barbecue, or with the prior written permission of the Council.

Submitter No	Submitter Name
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8	Jason Knowles
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Submission

I would like to see a designated area for vehicles to launch boats- access should be dented to people with trail bikes and modified four wheelers- I haven't seen any problems with 4wd quads and vehicles accessing the beach for recreation and fishing.

Organisation/On Behalf Of

Staff Comment

The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches.

Antisocial behaviour such as vehicles drifting and speeding will be in breach of the bylaw and offenders liable for prosecution.

The proposed bylaw allows people to drive a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water.

Submitter No	Submitter Name
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9	Dominic Friskney
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Submission

by free yearly permit

Organisation/On Behalf Of

Staff Comment

The proposed bylaw allows people to drive a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water.

Bollarding is an operational issue to be referred to the Parks and Facility team for consideration.

Freedom camping is being addressed through a separate bylaw.

Submitter No	Submitter Name
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10	Jenny Latto
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Submission

Organisation/On Behalf Of

Staff Comment

I think a bigger car park area would be beneficial and the access to the beach needs to be away from an area set aside for the public to picnic etc.

The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches

Submitter No	Submitter Name
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12	Jennifer Cox
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Submission

I agree that vehicles should have a permit as adopted by the Auckland Council last year, with free permits and a permit to last for a year at a time. However, motorbikes should be banned from the beach and quad bikes only allowed for the purposes of fishing only and require a permit every time they access the beach for this purpose. This is to ensure the dunes are protected. At present there are always bikes on the dunes and they never have registrations, despite Kariotahi beach being a public road.

Organisation/On Behalf Of

Staff Comment

Initially applications for the use of vehicles on beaches will be able to be made using Council's 'Reserve Event Application Form' available from the Council website. Moving forward Council will investigate a permit system consistent with Auckland Council. One reason for the restrictions being placed on vehicles is to protect the dunes, addressing a concern raised by the submitter

Submitter No	Submitter Name
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15	Danielle Bergin
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Submission

Maintain status quo.

Organisation/On Behalf Of

Island Child Charitable Trust NZ

Staff Comment

Horse riding can occur at sites that have been identified as suitable. The proposed bylaw states that: No person shall lead or ride any horse or other animal on any area of a reserve except on those areas set aside specifically for such purpose, or with the prior written permission of the Council. No horses other than in reserved areas as per the Bylaw. We need to balance these needs with ecological needs and damage to dunes etc. It is an offense under the proposed bylaw for people to litter

Category: Any activities to be restricted or prohibited?		No. of Submissions: 9
Submitter No	Submitter Name	Organisation/On Behalf Of
1	Robyn Riddle	
Submission	Staff Comment	
motor vehicles of any sort should not be permitted on Raglan beaches	Recommendation of no change - do not allow bicycles on beaches as per current wording.	
Submitter No	Submitter Name	Organisation/On Behalf Of
7	Paulette Knock	
Submission	Staff Comment	
Fires and vehicles - hazards	<p>The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches. The proposed bylaw states that:</p> <p>Except in the case of an emergency, or with the prior written permission of the Council, no person shall drive, ride, propel or wheel or park any vehicle on a beach. This restriction does not apply to any person driving a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water. Every vehicle shall be removed from the beach immediately upon retrieval or depositing of the boat. This clause does not apply to emergency vehicles, police vehicles and Council vehicles or cases whereby properties can only be accessed via the beach, or where the beach is an unformed legal road.</p> <p>The proposed bylaw states that: No person shall light or cause to remain alight, any fire within any reserve except for a gas barbecue, or with the prior written permission of the Council.</p>	
Submitter No	Submitter Name	Organisation/On Behalf Of
8	Jason Knowles	
Submission	Staff Comment	
Yes use of standard cars drifting and speeding- using trail bikes and modified quads should be banned!	<p>The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches.</p> <p>Antisocial behaviour such as vehicles drifting and speeding will be in breach of the bylaw and offenders liable for prosecution.</p>	

The proposed bylaw allows people to drive a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water.

Submitter No	Submitter Name
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9	Dominic Friskney
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Submission

at maraetai bay port Waikato it needs to be bollarded ,so the barbeque can be used by everybody and not over taken for most of the day by groups of people parking cars around it . also freedom camping is a problem, cars skidding around at night and day, cars being able to park on and drive around playground and grass areas ,were people are trying to picnic and enjoy the day

Organisation/On Behalf Of

Staff Comment

The proposed bylaw allows people to drive a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water.

Bollarding is an operational issue to be referred to the Parks and Facility team for consideration.

Freedom camping is being addressed through a separate bylaw

Submitter No	Submitter Name
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10	Jenny Latto
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Submission

I don't visit the beach (kariotahi) on weekends because too many people driving on the beach in a dangerous manner, no peace and quiet. I would like to see driving on the beach banned all together. Surely vehicles on the beach is damaging to the ecosystem and plants?

Organisation/On Behalf Of

Staff Comment

The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches.

Submitter No	Submitter Name
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12	Jennifer Cox
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Submission

As above: the riding of any motorbikes and quad bikes unless the latter has special permit for fishing purposes.

Organisation/On Behalf Of

Staff Comment

Initially applications for the use of vehicles on beaches will be able to be made using Council's 'Reserve Event Application Form' available from the Council website.

Moving forward Council will investigate a permit system consistent with Auckland Council.

One reason for the restrictions being placed on vehicles is to protect the dunes, addressing a concern raised by the submitter.

Submitter No	Submitter Name
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13	Tracey May
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Submission

Organisation/On Behalf Of

Waikato Regional Council

Staff Comment

1. The WRCP is being reviewed and new provisions in regard to vehicle use of beaches is expected to be notified in 2018. An existing identified gap in the permitted rules is the failure to provide for the use of vehicles on beaches by fisheries officers. The council suggests that the bylaw provide for any central government staff vehicle use where this is required as a result of their statutory functions and duties.
2. The bylaw only imposes a speed limit on vehicles launching and retrieving boats. the WRCP imposes the same speed limit for all vehicle use under the permitted activity rule. the council suggests that the speed limit should apply to all exceptions provided by the bylaw, except to emergency and police vehicles.

Recommendation: Add a provision to clearly state vehicles are prohibited from dunes on beaches.

Recommendation: That the bylaw provide for any central government staff vehicle use where this is required as a result of their statutory functions and duties.

Recommendation: That the bylaw clarifies the speed limit for vehicles on beaches applies to all exceptions provided by the bylaw, except to emergency and police vehicles.

Members of the public can apply to Council for an exemption to use vehicles on beaches (seeking prior written permission from Council). It is recommended that staff refer to the Waikato Regional Council's rules regarding when vehicles are allowed on beaches when considering such applications and take a consistent approach.

It is recommended that Staff make a commitment to engage with WRC during the review of the WRCP and WRP

Submitter No	Submitter Name	Organisation/On Behalf Of
14	Sheryl Hart	Raglan Sport Fishing Club
Submission		Staff Comment
Clause 5.1 D) Can we add ... this clause shall not apply to fishing and the collection of food from the marine environment.		The clause 5.1 (d) states that it does not apply to fishing: No person shall hunt, injure or kill any animal or interfere with birds, nests and eggs on a reserve provided this clause shall not apply to fishing.
Clause 5.5 create		In regards to parking on boat ramps, clause 5.5 (a) states that: This restriction does not apply to any person driving a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water.
D) Parking on a reserve in relation to a boat ramp is a permitted activity.		The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches.
E) There is to be no vehicular access to beaches except for emergency services on any West Coast Beach or by special permit		When an event is planned on a reserve that contains a boat ramp, an assessment as to whether a boat ramp free access must be made available for boat users and their crew should be made on a case by case base.
Clause 7 Closing of reserves When an event is planned on a reserve that contains a boat ramp free access must be made available for boat users and their crew.		
2.6.1 Bay View Road Reserve We agree with the general proposals for this area accept for the creation of a storage station for Kayaks. The owners need to take them home to their own storage facility.		
2.6.2 Oram Park		

We agree with all council proposals.

2.6.3 Warihi Park

Some acknowledgement needs to be made to the Raglan Scouting movement who created the playground initially. However we agree with all council proposals.

2.6.4 Whale Bay Reserve

Reserve Management Policy

Investigate opportunities to develop surf and safety information signage in conjunction with the Point Board riders Club and Coastguard.

Proposed Development

Consideration should not be made for the removal of public toilets at Whale Bay. They should be replaced. (Manu Bay is a long way away when the need arises).

Submitter No	Submitter Name	Organisation/On Behalf Of
15	Danielle Bergin	Island Child Charitable Trust NZ
Submission	Maintain status quo.	Staff Comment
		<p>Horse riding can occur at sites that have been identified as suitable. The proposed bylaw states that: No person shall lead or ride any horse or other animal on any area of a reserve except on those areas set aside specifically for such purpose, or with the prior written permission of the Council.</p> <p>No horses other than in reserved areas as per the Bylaw. We need to balance these needs with ecological needs and damage to dunes etc.</p> <p>It is an offense under the proposed bylaw for people to litter</p>

Category: Additional comments		No. of Submissions: 11
Submitter No	Submitter Name	Organisation/On Behalf Of
2	Aksel Jepsen	
Submission		Staff Comment
<p>I would like to see WDC through this and other Bylaws to think proactively and positively about dog friendly areas, particularly areas where dogs can be off leash. The many rural and large sections in more residential areas means the WDC have a high number of dog owners in its rate payer base and I think more thought and planning can be given to be explicit about say 'yes' to where dogs are permitted.</p>		<p>This bylaw does not address dogs as this is controlled through the dog control bylaw. This draft Reserves and Beaches bylaw states that: With the exception of disability assist dogs, no person shall bring onto a reserve any dog or allow any dog to be within the area of a reserve other than in accordance with the Council's Dog Control Bylaw 2015 and any subsequent amendments or substitute.</p>
Submitter No	Submitter Name	Organisation/On Behalf Of
3	Sue Edmonds	
Submission		Staff Comment
<p>Item 5.1(a)</p> <p>Given the rather complex wording of the definitions of 'beach', 'foreshore' and 'reserve' some members were concerned as to whether 'stones' or 'articles' would preclude a strolling beachcomber from collecting shells or driftwood.</p> <p>Common sense would appear not, but we had heard of residents in some areas taking shells from the adjacent beach in quantity with which to build paths in their gardens, resulting in beach erosion. Our members were concerned that this type of activity does not appear to be covered at present.</p> <p>Item 5.4 (a) and (b)</p> <p>Having now read the Dog Control Bylaw it is clear that there must be some areas within the District where dogs can be exercised unrestrained. However, the current wording does not clarify either where these might be found, or what forms of public notification are used to advise on this. It is also not clear about where dogs are permitted in relation to beaches or foreshore, and whether restrained or not.</p> <p>Clause (b) does not make clear the position of riding horses on beaches – permitted on all, or limited to certain areas? Or is the last section of this meant to indicate that dogs are allowed, but only restrained?</p>		<p>The wording of 5.1 (a) is consistent with wording in the existing Waikato District Reserves and beaches Bylaw 2008. It allows for enforcement action in cases whereby articles are being removed in quantities that create negative impacts. Common sense is to be applied where strolling beachcombers are collecting shells or driftwood.</p> <p>It is not the intention of this bylaw to state the dog exercise areas as this is covered in the Dog Control Bylaw.</p> <p>Recommendation: Remove "provided that this clause does not apply to dogs" from 5.4 (b) to avoid confusion.</p>
Proposed Reserves and Beaches Bylaw 2016		
Staff Comments Report		June/2016

Submitter No	Submitter Name	Organisation/On Behalf Of
5	M Wilcock	Tamahere Community Committee
Submission		Staff Comment
5.0 Prohibited & Restricted activities on Reserves		The draft Reserves and Beaches bylaw does not address dogs as this is covered in the Dog Control Bylaw. This bylaw states that: With the exception of disability assist dogs, no person shall bring onto a reserve any dog or allow any dog to be within the area of a reserve other than in accordance with the Council's Dog Control Bylaw 2015 and any subsequent amendments or substitute. 8.1 This wording is consistent with the wording in the existing Waikato District Reserves and Beaches Bylaw. This clause applies to Council or community run events. It is not the intention to charge people to access reserves when there are no events occurring, but the wording allows for reserves (or portions of reserves) to be closed for events and charges may be payable for admission. Recommendation: Add a statement to the bylaw to inform the reader that the policies within Reserve Management Plans do not over-ride this bylaw.
5.4a Dog Control Bylaw 2015 Tamahere Recreational Reserve is currently used by local and regional owners as an 'off the leash' dog exercise area. The current dog bylaw does not allow this. The community wants a specified area for such activity and set times when it will be allowed. This could be covered in the specific Reserve Management Plan for this reserve.		
8.0 Charges for Special Events on Reserves		
8.1 Reserves Act 1977 allows council to close all or part for an event; it can then charge the public for entry to parts that are open to them during the event. Is this rule for council run events or community ones as well? If parts of the Reserve are open to the public while an event is taking place why is there a charge? Simpler to just close the reserve while the event is on.		
Major Comment Does the Reserve Recreation Management Plan for a specific site over-ride this bylaw? There needs to be a statement clarifying this in Bylaw.		

Submitter No	Submitter Name	Organisation/On Behalf Of
6	John Lawson	
Submission		Staff Comment
It refers to the dog bylaw, but the only easy to find rules on WDC's website are confusing now that dogs are allowed in most CBDs - https://www.waikatodistrict.govt.nz/services-facilities/animal-control/dogs/dog-exercise-areas . Probably that's because the bylaw is similarly confusing - https://www.waikatodistrict.govt.nz/docs/default-source/your-council/plans-policies-and-bylaws/bylaws/dog-control-bylaw-2015.pdf . The list of CBDs where dogs can be taken on a lead implies they're different from other streets, which is no longer the case.		Recommendation of no change - do not allow bicycles on beaches. This bylaw does not address dogs as this is addressed in the Dog Control Bylaw. The draft Reserves and Beaches bylaw states that: With the exception of disability assist dogs, no person shall bring onto a reserve any dog or allow any dog to be within the area of a reserve other than in accordance with the Council's Dog Control Bylaw 2015 and any subsequent amendments or substitute.

Submitter No	Submitter Name	Organisation/On Behalf Of
8	Jason Knowles	
Submission		Staff Comment
<p>I have been on Karioitahi beach since the new permits have been required- it's a fast! People register for a permit with a vehicle attach a trailer and take to the beach fast quads and trail bikes which do not stick to speed limits and they disrespect other beach goers. This current requirement is a waste of thine. A more black n white guide should be applied.</p>		<p>The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches. Antisocial behaviour such as vehicles drifting and speeding will be in breach of the bylaw and offenders liable for prosecution. The proposed bylaw allows people to drive a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water.</p>
Submitter No	Submitter Name	Organisation/On Behalf Of
9	Dominic Friskney	
Submission		Staff Comment
<p>I believe counsel is doing a good job in what they are doing and trying to do. I think an important thing to remember when deciding on projects at port Waikato is the reason why people chose to live owen and day trip there. that is for the natural assets it has to offer [sunset beach, maraetai bay, sandhills] we as residents and day trippers don't go to port for main street shops or night clubs or bars ,the wharf dairy is the only shop that has lasted in the 30 years I have been at the port .there is really only one way in and out you don't pass through to another place you go there to enjoy the natural assets . the grass areas in maraetai bay are used a lot by elderly and people who find surf beach hard to access, families picnicking, groups of people playing ball sports ,kit fling the open grass areas are important we need to maintain and look after port as a wild west coast environment keep it natural</p>		<p>The proposed bylaw allows people to drive a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water. Bollarding is an operational issue to be referred to the Parks and Facility team for consideration. Freedom camping is being addressed through a separate bylaw.</p>
Submitter No	Submitter Name	Organisation/On Behalf Of
10	Jenny Latto	
Submission		Staff Comment
<p>If there is going to be driving on the beach there needs to be a bigger no driving area where families etc. can play in peace.</p>		<p>The bylaw proposes a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches. This will place significant restrictions on vehicles accessing beaches</p>
Submitter No	Submitter Name	Organisation/On Behalf Of

Submission

The permits and management of the beach needs to be enforced a lot more either by council staff or police. We got a permit last year and regularly drive the beach for white baiting, picnics and fishing and were shocked by the number of unregistered vehicles, bikes on dunes, and speeding vehicles, particularly near picnickers.

Submitter No	Submitter Name
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13	Tracey May
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Submission

As a result of the submission period timing this submission has been prepared by staff and has not progressed through Committee of Council. The Strategy and Policy Committee of Council who has the delegation to approve Council submissions, meet next on 14 June where retrospective endorsement of the submission will be sought. As a result of discussions at the upcoming meeting amendments may be made to the submission, these will be forward in due course.

Some thought should be given to how to manage situations where a vehicle user requires both a permit under the bylaw and resource consent. Council staff would like to engage with WDC during the review of the WRCP and WRP to explore how an efficient system could be established.

How the bylaw applies to dunes is unclear. The council would like to see dunes be included in 5.5(a), similar to the wording of the Franklin 2006 bylaw part 5(4).

Submitter No	Submitter Name
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14	Sheryl Hart
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Submission

The Raglan Sport Fishing Club was founded in the year 2000 and we currently have 500 members with another 400 angler contacts who fish the area. Although the club was only

Staff Comment

Initially applications for the use of vehicles on beaches will be able to be made using Council's 'Reserve Event Application Form' available from the Council website.

Moving forward Council will investigate a permit system consistent with Auckland Council.

One reason for the restrictions being placed on vehicles is to protect the dunes, addressing a concern raised by the submitter.

Organisation/On Behalf Of

Waikato Regional Council

Staff Comment

Recommendation: Add a provision to clearly state vehicles are prohibited from dunes on beaches.

Recommendation: That the bylaw provide for any central government staff vehicle use where this is required as a result of their statutory functions and duties.

Recommendation: That the bylaw clarifies the speed limit for vehicles on beaches applies to all exceptions provided by the bylaw, except to emergency and police vehicles.

Members of the public can apply to Council for an exemption to use vehicles on beaches (seeking prior written permission from Council). It is recommended that staff refer to the Waikato Regional Council's rules regarding when vehicles are allowed on beaches when considering such applications and take a consistent approach.

It is recommended that Staff make a commitment to engage with WRC during the review of the WRCP and WRP

Organisation/On Behalf Of

Raglan Sport Fishing Club

Staff Comment

The clause 5.1 (d) states that it does not apply to fishing: No person shall hunt, injure or kill any animal or interfere with birds, nests and eggs on a reserve provided this clause shall not apply to fishing.

In regards to parking on boat ramps, clause 5.5 (a) states that: This restriction

founded 15 years ago. Our fishing club is the largest club of its kind in the Waikato.

It is a known fact that only 10% of recreational fishers belong to any fishing or boating club, so the Raglan Sport Fishing club undertakes the responsibility of representing all fishers by default, who fish out of Raglan. This includes those who visit from other areas.

Reserves - General Concerns

All reserves within the Raglan town area need to be brought under the umbrella of the Raglan Coastal Reserves Committee, unless there are existing committee already covering them.

Reasoning being that the management of the reserves outside of the few that already full under the current committee it appears that the management of these is very ad hock.

The protection of natural scenic views must be protected in the marine environment. This is to include the erection of monuments.

Submitter No	Submitter Name	Organisation/On Behalf Of
15	Danielle Bergin	Island Child Charitable Trust NZ
Submission		Staff Comment
There is an issue with litter/rubbish left by human users. Environment litter minimisation initiatives at community level via grants would be beneficial.		Horse riding can occur at sites that have been identified as suitable. The proposed bylaw states that: No person shall lead or ride any horse or other animal on any area of a reserve except on those areas set aside specifically for such purpose, or with the prior written permission of the Council. No horses other than in reserved areas as per the Bylaw. We need to balance these needs with ecological needs and damage to dunes etc. It is an offense under the proposed bylaw for people to litter.

(Appendix 2)



Proposed Reserves and Beaches Bylaw 2016

Original Submissions 1 to 15

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SUBMISSION #1
ECM#**Introduction**

Waikato District Council has reviewed its existing Waikato District Council Reserves and Beaches Bylaw 2008 and Franklin District Council Beach Control Bylaw 2006. The bylaws enable Council to control certain activities on reserves and beaches administered by Council, in order to ensure that reserves and beaches may be used for the enjoyment of the community.

Summary of Key Changes

Key proposed changes from the existing bylaws and to be incorporated in the **proposed bylaw** are outlined below:

- Introduction of a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches.
- Combining two existing bylaws into a new one, to ensure consistency across the Waikato district.

Note:

- The control of drones and unmanned aerial vehicles will not be addressed through this bylaw but in accordance with the policy in our Reserve Management Plans and relevant Civil Aviation Authority (CAA) rules.
- Freedom camping will be addressed through a new Freedom Camping Bylaw.

Privacy Statement

Privacy Act Information - The Local Government Act 2002 requires submissions to be made available to the public. Your contact details are collected to arrange a hearing date and time for you to speak (if you choose to) and so the Council can write and inform you of the decision(s) on your submission(s).

Your name and address will be publicly available. If you would like your address and phone details (including email address) kept confidential you need to inform us when you send in your submission. You have the right to correct any errors in personal details contained in your submission. If you do not supply your name and address the Council will formally receive your submission, but will not be able to inform you of the outcome.

Submitter Details

First Name: **robyn**
 Last Name: **riddle**
 Organisation: **private**
 On behalf of: **self**
 Street: **26 Robertson Street**
 Suburb:
 City: **raglan**
 Country: **new zealand**
 PostCode: **3925**
 Daytime Phone: **078258350**
 Mobile: **0275560438**
 eMail: **robyn.riddle@xtra.co.nz**

Resident or Ratepayer:

 Ratepayer Resident Non-resident ratepayer Other

Proposed Reserves and Beaches Bylaw 2016 from riddle, robyn organisation: private behalf of: self

Which Community Board Area is your property in?

- | | | | |
|---|---|-----------------------------------|--|
| <input type="radio"/> Awaroa ki Tuakau | <input type="radio"/> District | <input type="radio"/> Eureka | <input type="radio"/> Hukanui-Waerenga |
| <input type="radio"/> Huntly | <input type="radio"/> Newcastle | <input type="radio"/> Ngaruawahia | <input type="radio"/> Onewhero-Te Akau |
| <input type="radio"/> Outside of district | <input checked="" type="radio"/> Raglan | <input type="radio"/> Tamahere | <input type="radio"/> Unknown |
| <input type="radio"/> Whangamarino | | | |

Wishes to be heard:

- Yes
- I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Preferred hearing location:

- Proposed Reserves and Beaches Bylaw - Wednesday, 22 June 2016 Council Chamber, Waikato District Council, 15 Galileo Street, Ngaruawahia**

Hearing Needs:

Correspondence to:

- Submitter
- Agent
- Both

Submission**Preferred method of contact?**

- Email
- Post

Age (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

- 16-24
- 25-35
- 36-50
- 51-65
- 66+
- Not stated

Ethnicity (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Comments

South African (NZ resident)

Do you support the proposed Reserves and Beaches Bylaw?

- Yes
- No

Please tell us why:

The large tracts of beach in Raglan allow for the safe use of bicycles on the sands at low tide, and provide safe and healthy recreation without posing any risk to other beach users . This is because it is easy for a cyclist to see other beach uses and ensure they do not collide with them.

How would you like vehicles accessing beaches to be managed?

Proposed Reserves and Beaches Bylaw 2016 from riddle, robyn organisation: private behalf of: self

Comments

No motor vehicle access to be allowed

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Comments

motor vehicles of any sort should not be permitted on Raglan beaches

Additional comments

Comments

Attached Documents

File
No records to display.

Submission: # 2

Introduction

Waikato District Council has reviewed its existing Waikato District Council Reserves and Beaches Bylaw 2008 and Franklin District Council Beach Control Bylaw 2006. The bylaws enable Council to control certain activities on reserves and beaches administered by Council, in order to ensure that reserves and beaches may be used for the enjoyment of the community.

Summary of Key Changes

Key proposed changes from the existing bylaws and to be incorporated in the **proposed bylaw** are outlined below:

- Introduction of a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches.
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- Freedom camping will be addressed through a new Freedom Camping Bylaw.

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Submitter Details

First Name: **Aksel**
 Last Name: **Jepsen**
 Street: **19 Cedar Park Road**
 Suburb: **RD 3**
 City: **Hamilton**
 Country:
 PostCode: **3283**
 Mobile: **021 884 828**
 eMail: **aksel@nda.co.nz**

Resident or Ratepayer:

Ratepayer Resident Non-resident ratepayer Other

Which Community Board Area is your property in?

Awaroa ki Tuakau District Eureka Hukanui-Waerenga
 Huntly Newcastle Ngaruawahia Onewhero-Te Akau

Proposed Reserves and Beaches Bylaw 2016 from Jepsen, Aksel

- Outside of district
 Raglan
 Tamahere
 Unknown
 Whangamarino

Wishes to be heard:

- Yes
 I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Preferred hearing location:

- Proposed Reserves and Beaches Bylaw - Wednesday, 22 June 2016 Council Chamber, Waikato District Council, 15 Galileo Street, Ngaruawahia**

Hearing Needs:

Correspondence to:

- Submitter
 Agent
 Both

Submission

Preferred method of contact?

- Email
 Post

Age (Optional)

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- 16-24
 25-35
 36-50
 51-65
 66+
 Not stated

Ethnicity (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Comments

Do you support the proposed Reserves and Beaches Bylaw?

- Yes
 No

Please tell us why:

How would you like vehicles accessing beaches to be managed?

Comments

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Comments

Proposed Reserves and Beaches Bylaw 2016 from Jepsen, Aksel

Additional comments

Comments

I would like to see WDC through this and other Bylaws to think proactively and positively about dog friendly areas, particularly areas where dogs can be off leash. The many rural and large sections in more residential areas means the WDC have a high number of dog owners in its rate payer base and I think more thought and planning can be given to be explicit about say 'yes' to where dogs are permitted.

Attached Documents

File
No records to display.

Submission #3

RESERVES AND BEACHES BYLAW – SUBMISSION
From Eureka Community Planning Committee

Our Committee has read the proposed Bylaw and would make the following comments:

Item 5.1(a)

Given the rather complex wording of the definitions of 'beach', 'foreshore' and 'reserve' some members were concerned as to whether 'stones' or 'articles' would preclude a strolling beachcomber from collecting shells or driftwood.

Common sense would appear not, but we had heard of residents in some areas taking shells from the adjacent beach in quantity with which to build paths in their gardens, resulting in beach erosion. Our members were concerned that this type of activity does not appear to be covered at present.

Item 5.4 (a) and (b)

Having now read the Dog Control Bylaw it is clear that there must be some areas within the District where dogs can be exercised unrestrained. However, the current wording does not clarify either where these might be found, or what forms of public notification are used to advise on this. It is also not clear about where dogs are permitted in relation to beaches or foreshore, and whether restrained or not.

Clause (b) does not make clear the position of riding horses on beaches – permitted on all, or limited to certain areas? Or is the last section of this meant to indicate that dogs are allowed, but only restrained?

Sue Edmonds
Secretary/Chair
Eureka Community Planning Committee

4 May 2016.

Submission: # 4

Introduction

Waikato District Council has reviewed its existing Waikato District Council Reserves and Beaches Bylaw 2008 and Franklin District Council Beach Control Bylaw 2006. The bylaws enable Council to control certain activities on reserves and beaches administered by Council, in order to ensure that reserves and beaches may be used for the enjoyment of the community.

Summary of Key Changes

Key proposed changes from the existing bylaws and to be incorporated in the **proposed bylaw** are outlined below:

- Introduction of a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches.
- Combining two existing bylaws into a new one, to ensure consistency across the Waikato district.

Note:

- The control of drones and unmanned aerial vehicles will not be addressed through this bylaw but in accordance with the policy in our Reserve Management Plans and relevant Civil Aviation Authority (CAA) rules.
- Freedom camping will be addressed through a new Freedom Camping Bylaw.

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Submitter Details

First Name: **Shaun**
 Last Name: **Jackson**
 On behalf of: **Shaun Jackson**
 Street: **139 Dominion Road**
 Suburb:
 City: **Tuakau**
 Country:
 PostCode: **2121**
 Mobile: **021733059**
 eMail: **shaun@jpgroup.co.nz**

Resident or Ratepayer:

Ratepayer Resident Non-resident ratepayer Other

Which Community Board Area is your property in?

Awaroa ki Tuakau District Eureka Hukanui-Waerenga

Proposed Reserves and Beaches Bylaw 2016 from Jackson, Shaun behalf of: Shaun Jackson

- | | | | |
|---|---------------------------------|-----------------------------------|--|
| <input type="radio"/> Huntly | <input type="radio"/> Newcastle | <input type="radio"/> Ngaruawahia | <input type="radio"/> Onewhero-Te Akau |
| <input type="radio"/> Outside of district | <input type="radio"/> Raglan | <input type="radio"/> Tamahere | <input type="radio"/> Unknown |
| <input type="radio"/> Whangamarino | | | |

Wishes to be heard:

- Yes
- I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Preferred hearing location:

- Proposed Reserves and Beaches Bylaw** - Wednesday, 22 June 2016 Council Chamber, Waikato District Council, 15 Galileo Street, Ngaruawahia

Hearing Needs:

Correspondence to:

- Submitter
- Agent
- Both

Submission

Preferred method of contact?

- Email
- Post

Age (Optional)

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- 16-24
- 25-35
- 36-50
- 51-65
- 66+
- Not stated

Ethnicity (Optional)

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Comments

Do you support the proposed Reserves and Beaches Bylaw?

- Yes
- No

Please tell us why:

I would like information around how the vehicles will be allowed to access these spaces (Online application etc) I think one of the attractions of living in the district is to be able to access by vehicle some of the more remote areas including beaches and would be dissapointed if future generations cannot enjoy the same...

How would you like vehicles accessing beaches to be managed?

Comments

Proposed Reserves and Beaches Bylaw 2016 from Jackson, Shaun behalf of: Shaun Jackson

Should some locations be allowed to have vehicle access and some not?

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Comments

Additional comments

Comments

Attached Documents

File
No records to display.

Submission: # 5

**WAIKATO DISTRICT COUNCIL***Reserves and Beaches Bylaw 2016**Due by 20 May*

Name:

Organisation: Tamahere Community Committee

Postal Address: c/o M. Wilcock, Secretary
117 Windmill Road, RD3, Hamilton 3283Email: rogmag@xtra.co.nz

Telephone (Day): [07] 8567633 (Mobile): 021 024 88010

Speak at hearing: Yes

*Tamahere Community Committee Secretary: Ms GM Wilcock
117 Windmill Road, RD 3, Hamilton
Phone: 07 856 7633*

**TAMAHERE COMMUNITY COMMITTEE
Proposed Reserves and Beaches Bylaw 2016**

Submission 17 May 2016

Support: Proposed Reserves and Beaches Bylaw

The Tamahere Community Committee supports this bylaw provided that the other bylaws or policies referenced meet community requirements.

The committee also has the following minor comments to make:-

5.0 Prohibited & Restricted activities on Reserves

5.4a Dog Control Bylaw 2015

Tamahere Recreational Reserve is currently used by local and regional owners as an 'off the leash' dog exercise area. The current dog bylaw does not allow this.

The community wants a specified area for such activity and set times when it will be allowed.

This could be covered in the specific Reserve Management Plan for this reserve.

8.0 Charges for Special Events on Reserves

8.1 Reserves Act 1977 allows council to close all or part for an event; it can then charge the public for entry to parts that are open to them during the event.

Is this rule for council run events or community ones as well?

If parts of the Reserve are open to the public while an event is taking place why is there a charge? Simpler to just close the reserve while the event is on.

Major Comment

Does the Reserve Recreation Management Plan for a specific site over-ride this bylaw?

There needs to be a statement clarifying this in Bylaw.

**Maggie Wilcock
Secretary**

*Tamahere Community Committee Secretary: Ms GM Wilcock
117 Windmill Road, RD 3, Hamilton
Phone: 07 856 7633*

Submission: #6

From: John Lawson
Sent: 20 May 2016 08:48:34 +1200
To: consult
Subject: Reserves and Beaches Bylaw – Submission

Submitter Details

- First Name: John

Last Name: Lawson

- Postal Address: 51 Cliff St
- City: Raglan
- PostCode: (mandatory) 3225
- Daytime Phone: 825 7866
- eMail: johnragla@gmail.com
- Resident & Ratepayer

Other

- Which Area is your property in? (mandatory)

Raglan

I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

I don't agree with banning bicycles and sand yachts from the beaches. The old bylaw referred to motorised vehicles, but the draft to vehicles. It claims to be putting WDC bylaws in line with Auckland's, but I can't find any bans on bicycles or yachts on their beaches and motor vehicles are allowed on two of their beaches.

It refers to the dog bylaw, but the only easy to find rules on WDC's website are confusing now that dogs are allowed in most CBDs - <https://www.waikatodistrict.govt.nz/services-facilities/animal-control/dogs/dog-exercise-areas>. Probably that's because the bylaw is similarly confusing - <https://www.waikatodistrict.govt.nz/docs/default-source/your-council/plans-policies-and-bylaws/bylaws/dog-control-bylaw-2015.pdf>. The list of CBDs where dogs can be taken on a lead implies they're different from other streets, which is no longer the case.

Submission: # 7

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Submitter Details

First Name: **Paulette**
 Last Name: **Knock**
 Street: **29 Hillpark drive**
 Suburb: **Pokeno**
 City: **Auckland**
 Country: **Nz**
 PostCode: **2402**
 eMail: **Pauletteknock@hotmail.com**

Resident or Ratepayer:

Ratepayer Resident Non-resident ratepayer Other

Which Community Board Area is your property in?

Awaroa ki Tuakau District Eureka Hukanui-Waerenga
 Huntly Newcastle Ngaruawahia Onewhero-Te Akau
 Outside of district Raglan Tamahere Unknown

Proposed Reserves and Beaches Bylaw 2016 from Knock, Paulette

Whangamarino

Wishes to be heard:

Yes

I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Preferred hearing location:

Proposed Reserves and Beaches Bylaw - Wednesday, 22 June 2016 Council Chamber, Waikato District Council, 15 Galileo Street, Ngaruawahia

Hearing Needs:

Correspondence to:

Submitter

Agent

Both

Submission

Preferred method of contact?

Email

Post

Age (Optional)

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16-24

25-35

36-50

51-65

66+

Not stated

Ethnicity (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Comments

Do you support the proposed Reserves and Beaches Bylaw?

Yes

No

Please tell us why:

Vehicle access on beaches are dangerous to people, the drivers, the environment and the beach/sea life.

How would you like vehicles accessing beaches to be managed?

Comments

Don't let vehicles on at all. Only emergency vehicles as needed

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Proposed Reserves and Beaches Bylaw 2016 from Knock, Paulette

Comments

Fires and vehicles - hazards

Additional comments

Comments

Attached Documents

File
No records to display.

10

Introduction

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- Combining two existing bylaws into a new one, to ensure consistency across the Waikato district.

Note:

- The control of drones and unmanned aerial vehicles will not be addressed through this bylaw but in accordance with the policy in our Reserve Management Plans and relevant Civil Aviation Authority (CAA) rules.
- Freedom camping will be addressed through a new Freedom Camping Bylaw.

Privacy Statement

Privacy Act Information - The Local Government Act 2002 requires submissions to be made available to the public. Your contact details are collected to arrange a hearing date and time for you to speak (if you choose to) and so the Council can write and inform you of the decision(s) on your submission(s).

Your name and address will be publicly available. If you would like your address and phone details (including email address) kept confidential you need to inform us when you send in your submission. You have the right to correct any errors in personal details contained in your submission. If you do not supply your name and address the Council will formally receive your submission, but will not be able to inform you of the outcome.

Submitter Details

First Name: **Jason**
 Last Name: **Knowles**
 Organisation: **Na**
 Street: **537 Karioitahi road RD3**
 Suburb: **Waiuku**
 City: **Waikato**
 Country: **New Zealand**
 PostCode: **2683**
 Daytime Phone: **09 2355415**
 Mobile: **021667357**
 eMail: **Jason@gbc.net.nz**

Resident or Ratepayer:

Ratepayer Resident Non-resident ratepayer Other

Which Community Board Area is your property in?

Proposed Reserves and Beaches Bylaw 2016 from Knowles, Jason organisation: Na

- | | | | |
|---|---|-----------------------------------|--|
| <input type="radio"/> Awaroa ki Tuakau | <input checked="" type="radio"/> District | <input type="radio"/> Eureka | <input type="radio"/> Hukanui-Waerenga |
| <input type="radio"/> Huntly | <input type="radio"/> Newcastle | <input type="radio"/> Ngaruawahia | <input type="radio"/> Onewhero-Te Akau |
| <input type="radio"/> Outside of district | <input type="radio"/> Raglan | <input type="radio"/> Tamahere | <input type="radio"/> Unknown |
| <input type="radio"/> Whangamarino | | | |

Wishes to be heard:

- Yes
- I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Preferred hearing location:

Proposed Reserves and Beaches Bylaw - Wednesday, 22 June 2016 Council Chamber, Waikato District Council, 15 Galileo Street, Ngaruawahia

Hearing Needs:

Correspondence to:

- Submitter
- Agent
- Both

Submission

Preferred method of contact?

- Email
- Post

Age (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

- 16-24
- 25-35
- 36-50
- 51-65
- 66+
- Not stated

Ethnicity (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Comments
Newzealander

Do you support the proposed Reserves and Beaches Bylaw?

- Yes
- No

Please tell us why:

Vehicles accessing the beach are becoming out of hand, with the increase in population and more people that have become aware that our local beaches are an easy target to hoon up and down.

How would you like vehicles accessing beaches to be managed?

Comments

Proposed Reserves and Beaches Bylaw 2016 from Knowles, Jason organisation: Na

I would like to see a designated area for vechiles to launch boats- access should be dented to people with trail bikes and modified four wheelers- I haven't seen any problems with 4wd quads and vechiles accessing the beach for recreation and fishing.

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Comments

Yes use of standard cars drifting and speeding- using trail bikes and modified quads should be banned!

Additional comments

Comments

I have been on Karioitahi beach since the new permits have been required- it's a fast! People register for a permit with a vechile attach a trailer and take to the beach fast quads and trail bikes which do not stick to speed limits and they disrespect other beach goers. This current requirement is a waste of thine. A more black n white Gide should be applied.

Attached Documents

File
No records to display.

Introduction

Waikato District Council has reviewed its existing Waikato District Council Reserves and Beaches Bylaw 2008 and Franklin District Council Beach Control Bylaw 2006. The bylaws enable Council to control certain activities on reserves and beaches administered by Council, in order to ensure that reserves and beaches may be used for the enjoyment of the community.

Summary of Key Changes

Key proposed changes from the existing bylaws and to be incorporated in the **proposed bylaw** are outlined below:

- Introduction of a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches.
- Combining two existing bylaws into a new one, to ensure consistency across the Waikato district.

Note:

- The control of drones and unmanned aerial vehicles will not be addressed through this bylaw but in accordance with the policy in our Reserve Management Plans and relevant Civil Aviation Authority (CAA) rules.
- Freedom camping will be addressed through a new Freedom Camping Bylaw.

Privacy Statement

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Submitter Details

First Name: **dominic**
 Last Name: **friskney**
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 Suburb: **RD 5**
 City: **Tuakau**
 Country:
 PostCode: **2695**
 Mobile: **0276316647**
 eMail: **mariaanddom@free.net.nz**

Resident or Ratepayer:

Ratepayer Resident Non-resident ratepayer Other

Which Community Board Area is your property in?

Awaroa ki Tuakau District Eureka Hukanui-Waerenga
 Huntly Newcastle Ngauwahia Onewhero-Te Akau

Proposed Reserves and Beaches Bylaw 2016 from friskney, dominic

- Outside of district
 Raglan
 Tamahere
 Unknown
 Whangamarino

Wishes to be heard:

- Yes
 I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Preferred hearing location:

- Proposed Reserves and Beaches Bylaw** - Wednesday, 22 June 2016 Council Chamber, Waikato District Council, 15 Galileo Street, Ngaruawahia

Hearing Needs:

Correspondence to:

- Submitter
 Agent
 Both

Submission

Preferred method of contact?

- Email
 Post

Age (Optional)

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- 16-24
 25-35
 36-50
 51-65
 66+
 Not stated

Ethnicity (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Comments

nz

Do you support the proposed Reserves and Beaches Bylaw?

- Yes
 No

Please tell us why:

as a rate payer and resident we should be aloud to park boat trailer and tow vehicle on beach for close launch and retrieval of boats as that can be tricky on west coast

How would you like vehicles accessing beaches to be managed?

Comments

by free yearly permit

Proposed Reserves and Beaches Bylaw 2016 from friskney, dominic

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Comments

at maraetai bay port wakato it needs to be bollarded ,so the barbeque can be used by every body and not over taken for most of the day by groups of people parking cars around it . also freedom camping is a problem,cars skidding around at night and day, cars being able to park on and drive around play ground and grass area's ,were people are trying to picnic and enjoy the day

Additional comments

Comments

I believe counsel is doing a good job in what they are doing and trying to do . I think a important thing to remember when deciding on projects at port Waikato is the reason why people chose to live owen and day trip there. that is for the natural assets it has to offer [sunset beach,maraetai bay ,sandhills] we as residents and day trippers don't go to port for main street shops or night clubs or bars ,the worf dairy is the only shop that has lasted in the 30 years I have been at the port .there is really only one way in and out you don't pass through to another place you go there to enjoy the natural assets . the grass aeras in maraetai bay are used a lot by elderly and people who find surf beach hard to access, families picnicking, groups of people playing ball sports ,kit fling the open grass areas are important we need to maintain and look after port as a wild west coast environment keep it natural

Attached Documents

File
No records to display.

Submission: #10

Introduction

Waikato District Council has reviewed its existing Waikato District Council Reserves and Beaches Bylaw 2008 and Franklin District Council Beach Control Bylaw 2006. The bylaws enable Council to control certain activities on reserves and beaches administered by Council, in order to ensure that reserves and beaches may be used for the enjoyment of the community.

Summary of Key Changes

Key proposed changes from the existing bylaws and to be incorporated in the **proposed bylaw** are outlined below:

- Introduction of a consistent approach with the neighbouring Auckland Council in dealing with vehicles on beaches.
- Combining two existing bylaws into a new one, to ensure consistency across the Waikato district.

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- Freedom camping will be addressed through a new Freedom Camping Bylaw.

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Submitter Details

First Name: **Jenny**
 Last Name: **Latto**
 Street: **71 Lewis Road**
 Suburb: **RD 2**
 City: **Waiuku**
 Country: **New Zealand**
 PostCode: **2682**
 Daytime Phone: **021864605**
 Mobile: **021864605**
 eMail: **jennalatte@gmail.com**

Resident or Ratepayer:

Ratepayer Resident Non-resident ratepayer Other

Which Community Board Area is your property in?

Awaroa ki Tuakau District Eureka Hukanui-Waerenga

Proposed Reserves and Beaches Bylaw 2016 from Latto, Jenny

- | | | | |
|---|---------------------------------|-----------------------------------|--|
| <input type="radio"/> Huntly | <input type="radio"/> Newcastle | <input type="radio"/> Ngaruawahia | <input type="radio"/> Onewhero-Te Akau |
| <input type="radio"/> Outside of district | <input type="radio"/> Raglan | <input type="radio"/> Tamahere | <input checked="" type="radio"/> Unknown |
| <input type="radio"/> Whangamarino | | | |

Wishes to be heard:

- Yes
- I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Preferred hearing location:

- Proposed Reserves and Beaches Bylaw** - Wednesday, 22 June 2016 Council Chamber, Waikato District Council, 15 Galileo Street, Ngaruawahia

Hearing Needs:

Correspondence to:

- Submitter
- Agent
- Both

Submission

Preferred method of contact?

- Email
- Post

Age (Optional)

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- 16-24
- 25-35
- 36-50
- 51-65
- 66+
- Not stated

Ethnicity (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Comments

Do you support the proposed Reserves and Beaches Bylaw?

- Yes
- No

Please tell us why:

Only if it is going to restrict access

How would you like vehicles accessing beaches to be managed?

Comments

I think a bigger car park area would be beneficial and the access to the beach needs to be away from an area set aside for the public to picnic etc.

Proposed Reserves and Beaches Bylaw 2016 from Latto, Jenny

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Comments

I dont visit the beach (kariotahi) on weekends because too many people driving on the beach in a dangerous manner, no peace and quiet. I would like to see driving on the beach banned all together. Surely vehicles on the beach is damaging to the ecosystem and plants?

Additional comments

Comments

If there is going to be driving on the beach there needs to be a bigger no driving area where families etc can play in peace.

Attached Documents

File
No records to display.

Submission: #11

Introduction

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Summary of Key Changes

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Submitter Details

First Name: **John**
 Last Name: **Bridgman**
 Organisation: **Gordonton District Committee**
 Street: **111 Piako Rd.**
 Suburb: **Gordonton**
 City: **Hamilton**
 Country: **New Zealand**
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 Daytime Phone: **0274 522 875**
 Mobile: **0274 522 875**
 eMail: **johnbridgman@xtra.co.nz**

Resident or Ratepayer:

 Ratepayer Resident Non-resident ratepayer Other

Which Community Board Area is your property in?

Proposed Reserves and Beaches Bylaw 2016 from Bridgman, John organisation: Gordonton District Committee

- | | | | |
|---|---------------------------------|-----------------------------------|---|
| <input type="radio"/> Awaroa ki Tuakau | <input type="radio"/> District | <input type="radio"/> Eureka | <input checked="" type="radio"/> Hukanui-Waerenga |
| <input type="radio"/> Huntly | <input type="radio"/> Newcastle | <input type="radio"/> Ngaruawahia | <input type="radio"/> Onewhero-Te Akau |
| <input type="radio"/> Outside of district | <input type="radio"/> Raglan | <input type="radio"/> Tamahere | <input type="radio"/> Unknown |
| <input type="radio"/> Whangamarino | | | |

Wishes to be heard:

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Correspondence to:

- Submitter
- Agent
- Both

Submission

Preferred method of contact?

- Email
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- 25-35
- 36-50
- 51-65
- 66+
- Not stated

Ethnicity (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Comments

Do you support the proposed Reserves and Beaches Bylaw?

- Yes
- No

Please tell us why:

How would you like vehicles accessing beaches to be managed?

Comments

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Proposed Reserves and Beaches Bylaw 2016 from Bridgman, John organisation: Gordonton District Committee

Comments

Additional comments

Comments

Attached Documents

File
No records to display.

Submission: #12

Introduction

Waikato District Council has reviewed its existing Waikato District Council Reserves and Beaches Bylaw 2008 and Franklin District Council Beach Control Bylaw 2006. The bylaws enable Council to control certain activities on reserves and beaches administered by Council, in order to ensure that reserves and beaches may be used for the enjoyment of the community.

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Submitter Details

First Name: **Jennifer**
 Last Name: **Cox**
 Street: **96 Hull Road**
 Suburb: **RD 2**
 City: **Waiuku**
 Country: **NZ**
 PostCode: **2682**
 Daytime Phone: **09 235 8715**
 Mobile: **022 082 1644**
 eMail: **jennifercoxnz@yahoo.com**

Resident or Ratepayer:

Ratepayer Resident Non-resident ratepayer Other

Which Community Board Area is your property in?

Awaroa ki Tuakau District Eureka Hukanui-Waerenga

Proposed Reserves and Beaches Bylaw 2016 from Cox, Jennifer

- Huntly
 Newcastle
 Ngaruawahia
 Onewhero-Te Akau
 Outside of district
 Raglan
 Tamahere
 Unknown
 Whangamarino

Wishes to be heard:

- Yes
 I do NOT wish to speak in support of my submission and ask that the following submission be fully considered.

Preferred hearing location:

- Proposed Reserves and Beaches Bylaw** - Wednesday, 22 June 2016 Council Chamber, Waikato District Council, 15 Galileo Street, Ngaruawahia

Hearing Needs:

Correspondence to:

- Submitter
 Agent
 Both

Submission

Preferred method of contact?

- Email
 Post

Age (Optional)

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- 16-24
 25-35
 36-50
 51-65
 66+
 Not stated

Ethnicity (Optional)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Comments

New Zealand Pakeha

Do you support the proposed Reserves and Beaches Bylaw?

- Yes
 No

Please tell us why:

Increased population in surrounding areas is increasing the environmental pressure on reserves and beaches and thus council require bylaws in order to be able to control this impact.

How would you like vehicles accessing beaches to be managed?

Comments

I agree that vehicles should have a permit as adopted by the Auckland Council last year, with free

Proposed Reserves and Beaches Bylaw 2016 from Cox, Jennifer

permits and a permit to last for a year at a time. However, motorbikes should be banned from the beach and quad bikes only allowed for the purposes of fishing only and require a permit every time they access the beach for this purpose. This is to ensure the dunes are protected. At present there are always bikes on the dunes and they never have registrations, despite Kariotahi beach being a public road.

Are there any activities that you would like to be restricted or prohibited on reserves and beaches? If yes, why?

Comments

As above: the riding of any motorbikes and quad bikes unless the latter has special permit for fishing purposes.

Additional comments

Comments

The permits and management of the beach needs to be enforced a lot more either by council staff or police. We got a permit last year and regularly drive the beach for whitebaiting, picnics and fishing and were shocked by the number of unregistered vehicles, bikes on dunes, and speeding vehicles, particularly near picnickers.

Attached Documents

File
No records to display.

Submission # 13

File No: 25 05-00
 Enquiries to: Graeme Silver
 Client ID: 6184733



19 May 2016

401 Grey Street
 Hamilton East
 Hamilton 3216

Submissions on Proposed Reserves and Beaches Bylaw
 Waikato District Council
 Private Bag 544
 Ngaruawahia 3742

Private Bag 3038
 Waikato Mail Centre
 Hamilton 3240

Email: consult@waidc.govt.nz

ph +64 7 859 0999
 fax +64 7 859 0998
www.waikatoregion.govt.nz

Dear Gavin,

RESERVES AND BEACHES BYLAW SUBMISSION

Thank you for the opportunity to provide comment on the above. Please find attached the Waikato Regional Council's submission in regard to the Reserves and Beaches Bylaw.

As a result of the submission period timing this submission has been prepared by staff and has not progressed through a Committee of Council. The Strategy and Policy Committee of Council, who has delegation to approve Council submissions, meet next on 14 June where retrospective endorsement of the submission will be sought. As a result of discussions at the upcoming committee meeting amendments may be made to the submission, these will be forwarded in due course.

Should you have any queries regarding the content of this submission please contact Graeme Silver on (07) 859 0958 or by email at graeme.silver@waikatoregion.govt.nz.

Regards

Tracey May
 Director Science and Strategy

Waikato Regional Council's Freephone 0800 800 401

Paeroa phone +64 7 854 8376

Taupo phone +64 7 373 6539

Whitanga phone +64 7 865 0172

**WAIKATO REGIONAL COUNCIL'S SUBMISSION ENVIRONMENT WAIKATO'S
SUBMISSION IN REGARDS TO THE PROPOSED RESERVES AND BEACHES BYLAW**

TO: Gavin Ion
Chief Executive
Waikato District Council
Private Bag 544
NGARUAWAHIA

FROM: Chief Executive
Waikato Regional Council
Private Bag 3038
Waikato Mail Centre
HAMILTON 3240

The Waikato Regional Council appreciates the opportunity to comment on the Waikato District Council Proposed Reserves and Beaches Bylaw. Council's comments in regard to this draft are provided below.

A. SUBMISSION

The Waikato Regional Council (the council) supports moves to regulate vehicles on beaches due to the safety concerns, nuisance issues and environmental effects, especially damage to dunes. The use of vehicles on beaches below the line of mean high water spring (MHWS) is controlled by the Waikato Regional Coastal Plan (WRCP), as such consistency between the bylaw and the WRCP is imperative.

Similar to the proposed bylaw, the plan currently requires a consent for the use of a vehicle on the foreshore (rule 16.6.3) with a range of exceptions (provided by permitted activity rule 16.6.2). However the range of exceptions is much wider and includes:

- i. launching boats;
- ii. life saving activities;
- iii. conservation activities undertaken by the Department of Conservation, in accordance with their statutory functions;
- iv. dune management activities, or the servicing of public facilities undertaken by territorial authorities;
- v. private access where no other landward access is available;
- vi. removal of sediment from mouth of waterways which empty into the CMA;
- vii. access for people with disabilities;
- viii. defence purposes, undertaken in accordance with the Defence Act 1990;
- ix. gathering drift seaweed or driftwood;
- x. maintenance of infrastructure;
- xi. temporary events authorised under any Waikato Regional Council Navigation Safety Bylaw;
- xii. being an accessory use to the activities provided for by the following rules in this Plan:
 - a. 16.2.1 Removal of Vegetation (Permitted Activity)
 - b. 16.4.1 Temporary Structures (Permitted Activity)
 - c. 16.4.1A Monitoring and Sampling Structures (Permitted Activity)
 - d. 16.4.5 Navigational Aids (Permitted Activity)
 - e. 16.4.10 Structures Associated with Network Utility Operations (Permitted Activity)
 - f. 16.4.20 Maintenance and Repair of Structures (Permitted Activity)
 - g. 16.4.23 Removal or Demolition of Structures (Permitted Activity)
 - h. 16.6.1 Recreational Activities (Permitted Activity)
 - i. 16.6.4 Military Training (Permitted Activity)
 - j. 16.6.5 Military Training in Military Operation Areas (Permitted Activity)

- k. 16.6.7 Removal of Sediment from Waterways (Permitted Activity)
- l. 16.6.10 Minor Disturbances/Deposits (Permitted Activity)
- m. 16.6.23 Maintenance of Existing Drainage Canal Outlets, Floodgate Outlets and Stopbanks (Permitted Activity)

In all these cases, vehicle use as a permitted activity must comply with the following conditions:

- i. Any visual disturbance to the foreshore or seabed shall be remedied within 24 hours, except for the activities provided for in Rule 16.6.23.
- ii. No contaminants shall be discharged to water or land from the vehicle.
- iii. There shall be no use of vehicles on shellfish beds, vegetated areas, bird nesting areas during nesting season, or in any area identified as waahi tapu, except for the activities provided for in Rule 16.6.23.
- iv. No vehicle shall be operated at a speed in excess of 10 km/hour.
- v. The vehicle shall take the most direct route, and shall only operate within the area necessary to carry out the works to ensure minimal disturbance to the foreshore and seabed.

Consistency of regulatory tools

1. In order to ensure consistency between the two regulatory tools, and to provide clarity for vehicle users, the council suggests that the exceptions provided for under the bylaw should be expanded to include those provided by the permitted activity rule in the WRCP, and further that an exception is also provided for vehicle use that has been expressly allowed by way of a resource consent.

Redress of an identified gap in present regulation

2. The WRCP is being reviewed and new provisions in regard to vehicle use of beaches is expected to be notified for submissions in 2018. An existing identified gap in the permitted activity rule is the failure to provide for the use of vehicles on beaches by fisheries officers. The council suggests that the bylaw provide for any central or local government staff vehicle use where this is required as a result of their statutory functions and duties.

Speed limit for boat launching and retrieval

3. The bylaw only imposes a speed limit on vehicles launching and retrieving boats. The WRCP imposes the same speed limit for all vehicle use under the permitted activity rule. The council suggests that the speed limit should apply to all exceptions provided by the bylaw, except to emergency and police vehicles.

Efficient operations of a dual regulatory regime

Some thought should be given to how to manage situations where a vehicle user requires both a permit under the bylaw and a resource consent. Council staff would like to engage with Waikato District Council during the review of the Waikato Regional Coastal Plan and Waikato Regional plan to explore how an efficient system could be established.

Application of bylaw to dunes

How the bylaw applies to dunes is unclear. The council would like to see dunes be included in 5.5(a), similar to the wording of the Franklin 2006 bylaw part 5(4).

Thank you for the opportunity to make this submission.

We do not wish to speak to this submission.

Signed:

Tracey May

Position:

Director Science and Strategy

Submission: #14



10 Smith Street,

RAGLAN

Phone 8258867

Email theharts.raglan@actrix.gen.nz

**Submission to the Waikato District
Council
Reserves & Beaches Bylaw
And Freedom Camping Bylaw Review
By
Raglan Sport Fishing Club Inc.**

Introduction

The Raglan Sport Fishing Club was founded in the year 2000 and we currently have 500 members with another 400 angler contacts who fish the area. Although the club was only founded 15 years ago. Our fishing club is the largest club of its kind in the Waikato.

It is a known fact that only 10% of recreational fishers belong to any fishing or boating club, so the Raglan Sport Fishing club undertakes the responsibility of representing all fishers by default, who fish out of Raglan. This includes those who visit from other areas.

Reserves - General Concerns

All reserves within the Raglan town area need to be brought under the umbrella of the Raglan Coastal Reserves Committee, unless there are existing committee already covering them.

Reasoning being that the management of the reserves outside of the few that already full under the current committee it appears that the management of these is very ad hock.

The protection of natural scenic views must be protected in the marine environment. This is to include the erection of monuments.

Comments on the draft Reserves & Beaches Bylaw 2016

Clause 5.1 D) Can we add ... this clause shall not apply to fishing and the collection of food from the marine environment.

Clause 5.5 create D) Parking on a reserve in relation to a boat ramp is a permitted activity.

E) There is to be no vehicular access to beaches except for emergency services on any West Coast Beach or by special permit

Clause 7 Closing of reserves

When an event is planned on a reserve that contains a boat ramp free access must be made available for boat users and their crew.

2.6 Raglan Ward

2.6.1 Bay View Road Reserve

We agree with the general proposals for this area accept for the creation of a storage station for Kayaks. The owners need to take them home to their own storage facility.

2.6.2 Oram Park

We agree with all council proposals.

2.6.3 Warihi Park

Some acknowledgement needs to be made to the Raglan Scouting movement who created the playground initially. However we agree with all council proposals.

2.6.4 Whale Bay Reserve

Reserve Management Policy

1. Investigate opportunities to develop surf and safety information signage in conjunction with the Point Boardriders Club and Coastguard.

Proposed Development

- Consideration should not be made for the removal of public toilets at Whale Bay. They should be replaced. (Manu Bay is a long way away when the need arises).

Freedom Camping Bylaw Review

The Raglan Sport Fishing Club supports council proposals to ban Freedom Camping from all reserves within their area.

Conclusion

The Raglan Sport Fishing Club need to be in continued consultation with council on the future planning and development for all marine spaces within the Waikato District Council West coast marine area.

Waikato District Council need to provide within their annual budget sufficient funding to provide for enforcement of any rule implementation within given timeframes.

We wish to be heard in relation to this submission by council.

Yours faithfully,

Raglan Sport Fishing Club

Sheryl Hart (Mrs)

Secretary

Submission: #15

Market day
14/5/16

RECEIVED
14 MAY 2016



Waikato District Council

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ECM Project # PR-333-03

ECM #

Submission #

Customer #

Reserves and Beaches Bylaw 2016

Are the rules right for me?

Submission form Please provide your feedback by 20 May 2016

Name/organisation Danielle Bargui - Island Child Charitable Trust Mt

Postal address PO Box 14-417, Pannure Postcode 1072

Email islandchildextra.co.nz Phone 0274811681

A hearing will be held on 22 June 2016.

Do you want to speak about your submission at this hearing? Yes No

Preferred method of contact Email Post

Age (optional) 16-24 25-35 36-50 51-65 66+

Ethnicity (optional) Maori (European)

This information will be used for statistical purposes only, to help us understand who is engaging with council.

Do you support the proposed Reserves and Beaches Bylaw? Yes No

Please tell us why:

He believe North Waikato area (Port Waikato/Onewhero),
needs to reflect the rural lifestyle element of
area. This includes trail bike riding/horse riding,
tramping in rural Public Reserves.

We are pro-horse riding on our reserves as it is a
valued pastime for many rural communities.
How would you like vehicles accessing beaches to be managed?

Maintain status quo.

Written feedback

Postal Address
Waikato District Council, Private Bag 544,
Ngauruhia 3742 • Telephone 0800 492 452

Online feedback

■ www.waikatodistrict.govt.nz/sayit
■ consult@waidc.govt.nz

Submissions are public information. Your feedback will be used for purposes such as reports to Councillors, which are made available to the public, media and on our website. If you would like your personal information concealed, please tell us in your submission.

Are there any activities that you would like to be restricted or prohibited on Reserves and Beaches?
If yes, why?

Maintain Status Quo

Additional comments:

There is an issue with litter / rubbish left by human users. Environment litter minimisation initiatives at Community ~~point~~ level via grants would be beneficial.

Thank you for making a submission.
You'll receive an email or letter to confirm we've received your submission.
If you've indicated you would like to present your submission in person, we'll be in touch to arrange a time.

Written feedback
Postal Address
Waikato District Council, Private Bag 544,
Ngaurawahia 3742 • Telephone 0800 492 452

Online feedback
■ www.waikatodistrict.govt.nz/sayit
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Waikato District Council Reserves and Beaches Bylaw 2016

Waikato District Council, in exercise of its powers under the Local Government Act 2002 and the Reserves Act 1977, their respective amendments, and all other relevant powers, hereby makes the following bylaw.

INTRODUCTION

1.0 Short Title, Commencement and Application

- 2.0 The bylaw shall be known as the "Waikato District Council Reserves and Beaches Bylaw 2016".
- 2.1 The bylaw shall apply to the Waikato District, with the exception of the Taitua Arboretum and Hamilton Zoo which are controlled and administered by the Hamilton City Council.

2.2 Where there is a conflict between policies contained within Reserve Management Plans and the bylaw, the bylaw will take precedent.

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2.2.2.3 The bylaw shall come into force on **Enter date**.

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3.0 Revocation

3.1 The following bylaws are hereby revoked from the day this new bylaw comes into force:

"Waikato District Council Reserves and Beaches Bylaw 2008" and "Franklin District Council Beach Control Bylaw 2006".

4.0 Definitions

4.1 For the purposes of this Bylaw, the following definitions shall apply, unless inconsistent with the context:

Approved	means approved by the Council or by any officer of the Council appointed or authorised for the purpose.
Authorised Officer	means any person appointed by the Council to act on its behalf and with its authority.
Beach	means any land adjacent to any sea, coast or lakeside capable of being used for recreational purposes which for the time being is vested in or under the control of the local authority and is contiguous to the foreshore and used in connection therewith, and, where the control of the foreshore and dunes is vested in the Council, includes the foreshore and dunes.
Council	means the Waikato District Council.
Foreshore	means such parts of the bed, shore or banks of a tidal water as are covered and uncovered by the flow and ebb of the tide at ordinary spring tide.
Person	includes a natural person, corporation and any body of persons,



Reserve	whether incorporated or not. means any open space, plantation, park, garden, beach, wharf, jetty, ground, track or land set apart for public recreation, enjoyment, conservation, beautification, education, or research, and under the management or control of the Council.
Vehicle	means any motor vehicle, motorcycle, bicycle, trailer, land yacht, skateboard or any other contrivance equipped with wheels, tracks, or revolving runners on which it moves or is moved.

5.0 Prohibited and Restricted Activities on Reserves

5.1 Miscellaneous

- a) No person shall interfere with or disturb, destroy, remove or damage any plants, soil, stones, signs, articles or buildings on any reserve, or plant any plants or trees on any reserve except with the prior written permission of the Council.
- b) No person shall light or cause to remain alight, any fire within any reserve except for a gas barbecue, or with the prior written permission of the Council.
- c) No person shall build or place any buildings or structures of any kind, including but not limited to stalls, tents, or amusement devices, on any reserve and allow those buildings or structures to remain in place overnight, except with the prior written permission of the Council. Freedom camping must occur in accordance with the Council's Freedom Camping Bylaw.
- d) No person shall hunt, injure or kill any animal or interfere with birds, nests and eggs on a reserve provided this clause shall not apply to fishing.

5.2 Litter and Pollution

- a) No person shall place, store or leave any rubbish, trade waste, rubble or debris, or other offensive or dangerous matter on any reserve.
- b) No person shall discharge any offensive or dangerous matter or cause pollution within any reserve or any stream, dam, pond, or fountain therein.

5.3 Interference with Enjoyment

- a) No person shall obstruct, disturb, or annoy any person or interfere with any other person in the use or enjoyment of any reserve, or use abusive or obscene language, or be noisy or riotous, or in any way misbehave. Persons who are potentially impaired from the consumption of either drugs or alcohol will not be permitted on reserves.

5.4 Animals

- a) With the exception of disability assist dogs, no person shall bring onto a reserve any dog or allow any dog to be within the area of a reserve other than in accordance with the Council's Dog Control Bylaw 2015 and any subsequent amendments or substitute.
- b) No person shall lead or ride any horse or other animal on any area of a reserve except on those areas set aside specifically for such purpose, or with the prior written permission of the Council, ~~provided that this clause does not apply to dogs.~~
- c) No person shall cause or allow any animal to escape onto a reserve.

5.5 Vehicles



- a) Except in the case of an emergency, or with the prior written permission of the Council, no person shall drive, ride, propel or wheel or park any vehicle on a beach. This restriction does not apply to any person driving a vehicle by a direct route at a speed not exceeding 10km/h on a beach where vehicular access is permitted, to deposit or retrieve a boat in the water. Every vehicle shall be removed from the beach immediately upon retrieval or depositing of the boat. This clause does not apply to emergency vehicles, police vehicles, **central government vehicles** and Council vehicles or cases whereby properties can only be accessed via the beach, or where the beach is an unformed legal road.
- b) Where the Council has authorised the driving or riding of a vehicle on any area of a reserve, the driver or rider of such a vehicle shall drive or ride the vehicle at a speed **not exceeding 10km/h** and in a manner that does not endanger or cause inconvenience to any person in the reserve area, or damage the reserve.
- c) No person shall park or store any vehicle, boat, vessel or article on a reserve on a periodic, regular or continuous basis except with the prior written permission of the Council, provided that this clause shall not apply to life guard boats or other articles used for life saving purposes.
- d) **Where the Council has authorised the driving or riding of a vehicle on any area of a beach, the driver or rider of such a vehicle shall be prohibited from accessing dunes.**

5.6 Firearms and other Dangerous Articles

- a) No person shall take, carry or use any firearm, air gun, axe, bow and arrow, catapult, or other weapon or dangerous device on a reserve, except with the prior written permission of the Council.
- b) No person shall hit golf balls on reserves.
- c) Any authorised officer may seize any weapon or dangerous article from any person who takes or carries such weapon or dangerous article on a reserve.

5.7 Commercial Activities

- a) No person shall sell or offer for sale any article of food or kind of drink or refreshment or carry on any trade on a reserve, except with the prior written permission of the Council.
- b) No person shall operate a commercial business on any reserve except with the prior written permission of the Council.

6.0 Special Conditions for Beaches, Foreshores and Wharves

- 6.1 No person shall interfere, remove, destroy or damage any sign, navigation structure or aid, or any lifebuoy or lifesaving apparatus erected or maintained on the beach or on any wharf, jetty or landing place thereon.
- 6.2 No person shall interfere or remove any portion of any protective works or other structures erected on the foreshore for the control of sand or shingle or for the prevention of erosion.
- 6.3 The Council may close off access to any beach or any portion thereof, when required for health and safety purposes.

7.0 Closing of Reserves



- 7.1 If for any reason the Council requires a reserve to be temporarily closed, the Council may by public notification declare a particular reserve to be closed to the public during the period or periods specified in the public notice.

8.0 Charges for Special Events on Reserves

- 8.1 In accordance with the Reserves Act 1977, the Council may close all or any portion or portions of any reserve for particular games, events or other recreational activities during such time as it sees fit, and may fix charges for the right to use such portions as are open to the public.
- 8.2 Any person who on any day for which a charge is payable for admission to any reserve or any part thereof enters any such reserve or part thereof without paying the proper charge commits an offence against this part of this bylaw.

9.0 Conditions of Use

- 9.1 Where the Council has given permission to carry out certain activities on the reserve, whether by way of issuing a license or otherwise, such use shall be carried out in accordance with any conditions the Council may impose

10.0 Setting aside of Areas of Reserves

- 10.1 If the Council considers it desirable and beneficial for the convenience, recreation and enjoyment of the public to set aside certain areas of a reserve for activities otherwise restricted in this bylaw, the Council may from time to time set aside such areas.

11.0 Offences

- 11.1 Every person commits an offence against this bylaw who does or omits or causes to be done or omitted any act contrary to the provisions of this bylaw. Any person who, in the opinion of an authorised officer, commits a breach of any of the provisions of this Bylaw shall, if requested by an authorised officer, supply his/her full name and address. Any person who does not comply will be in breach of this bylaw and subject to prosecution.

12.0 Enforcement of this Bylaw

- 12.1 **Prosecutions**
Any person who commits an offence under this bylaw shall be liable to be prosecuted.
- 12.2 **Additional Enforcement Measures**
- a) If in the opinion of an authorised officer the behavior or actions of any person in a reserve may endanger the public or animals, or may cause damage in the reserve, the authorised



officer may request that person to desist from such behavior. Any refusal to comply with the request is an offence against this bylaw, and the authorised officer may require that person to leave the reserve immediately.

- b) Any vehicles, boats or articles which are in a reserve in breach of this bylaw, may be removed by any Council officer or Police officer and impounded at the expense of the driver or owner.
- c) The Council may remove any structure or article that has been placed or built on a reserve in breach of this bylaw, and may recover the costs of removal from the person who committed the breach.

12.3 Police Assistance

This bylaw authorises any member of the New Zealand Police to assist an authorised officer in the performance of the above additional enforcement measures.

13.0 Penalties

- 13.1 Any person who commits an offence against this bylaw is liable to a fine not exceeding \$20,000.00.

This bylaw was made pursuant to a resolution passed by the Waikato District Council on **Add Date**.

THE COMMON SEAL of WAIKATO
DISTRICT COUNCIL was hereto
affixed in the presence of:

Mayor

Chief Executive