

# Whangarei District Council Meeting

## Supplementary Agenda

**Date:** Thursday, 7 November, 2024

**Time:** 9:00 am

**Location:** Civic Centre, Te Iwitahi, 9 Rust Avenue

**Elected Members:** His Worship the Mayor Vince Cocurullo  
Cr Gavin Benney  
Cr Nicholas Connop  
Cr Ken Couper  
Cr Jayne Golightly  
Cr Phil Halse  
Cr Deborah Harding  
Cr Patrick Holmes  
Cr Scott McKenzie  
Cr Marie Olsen  
Cr Carol Peters  
Cr Simon Reid  
Cr Phoenix Ruka  
Cr Paul Yovich

For any queries regarding this meeting please contact the Whangarei District Council on (09) 430-4200.

#### **4. Decision Reports / Whakatauripoata**

##### **4.1 Alcohol Control Bylaw - Hearing**

###### ***4.1.1 Alcohol Control Bylaw - Additional feedback***

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## 4.1.1 Alcohol Control Bylaw - Additional feedback

**Meeting:** Whangarei District Council  
**Date of meeting:** 7 November 2024  
**Reporting officer:** Will McNab (Strategic Planner – Bylaws)

### 1 Purpose / Te Kaupapa

To receive additional feedback, including two late submissions, to be read in conjunction with Attachments 1 and 2 and forming part of Resolution 1.

### 2 Background / Horopaki

Council received three submissions in addition to those included in Attachments 1 and 2:

- One hard copy submission (Attachment 4), received during the consultation period;
- Two late submissions (Attachment 5), received after the close of the consultation period.

### 3 Attachments / Ngā Tāpiritanga

Attachment 4 - Hard copy submission

Attachment 5 - Late submissions



## Alcohol Control Bylaw feedback form

Give us your feedback on the proposed Alcohol Control Bylaw and related alcohol ban areas.

The closing date for feedback is 5:00pm on Monday 21 October 2024.

### Points to remember when making a submission

- Please print clearly. The form should be easy to read and be understood, and may need to be photocopied.
- Please ensure that you provide appropriate contact details so that we can respond to you following the conclusion of the process.
- All submissions are considered public under the Local Government Official Information and Meetings Act, and may be published and made available to elected members and the public.
- The collection and use of personal information by Whangarei District Council is regulated by the Privacy Act 2020.  
[www.wdc.govt.nz/Privacy](http://www.wdc.govt.nz/Privacy)
- Your submission will not be returned to you once it is lodged with Council. Please keep a copy for your reference.

### How to get this form to us

**In person:** By visiting Customer Services at either:

- Te Iwitahi, 9 Rust Avenue, Whangārei
- Ruakākā Service Centre, Takutai Place, Ruakākā

**By post:** Alcohol Control Bylaw feedback  
Whangarei District Council  
Private Bag 9023  
Te Mai  
Whangārei 0143  
Attention: Will McNab

**By email:** [BylawsConsult@wdc.govt.nz](mailto:BylawsConsult@wdc.govt.nz)

**Online:** Complete this form online: [www.wdc.govt.nz/HaveYourSay](http://www.wdc.govt.nz/HaveYourSay)

### Please enter your details below

Name: Megan Amohanga

Email: [REDACTED]

Phone number: [REDACTED]

I am writing this submission (✓ box)  as an individual  on behalf of an organisation

Organisation name: \_\_\_\_\_

### What is your preferred method of contact?

We will use your email address or phone number to contact you about your submission and any hearing details. We will also keep you updated about the outcome of the consultation.

By email  By phone  I do not want to be contacted

**Your feedback**

Do you support the proposed amended Alcohol Control Bylaw in general? (✓ box)

- Yes
- No
- Partially

Tell us more

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Do you support the locations and times of the alcohol bans listed in the Statement of Proposal? (✓ box)

- Yes
- No
- Partially

**What changes or additions to the alcohol bans would you like to see, if any?**

Please specify the details of each location.

Location 1: \_\_\_\_\_

Do you think alcohol should be banned in this location? (✓ box)  Yes  No

**Tell us why**

*If you think alcohol should be banned there, please tell us about the types of crime or disorder you have seen that you think have resulted from drinking in that location, including when it has happened (time of day, season, etc.).*

*Cars racing, loud music,  
people fighting, rubbish left.*

Location 2: \_\_\_\_\_

Do you think alcohol should be banned in this location? (✓ box)  Yes  No

**Tell us why**

*If you think alcohol should be banned there, please tell us about the types of crime or disorder you have seen that you think have resulted from drinking in that location, including when it has happened (time of day, season, etc.).*

*At night*

Location 3: \_\_\_\_\_

Do you think alcohol should be banned in this location? (✓ box)  Yes  No

**Tell us why**

*If you think alcohol should be banned there, please tell us about the types of crime or disorder you have seen that you think have resulted from drinking in that location, including when it has happened (time of day, season, etc.).*

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Location 4: \_\_\_\_\_

Do you think alcohol should be banned in this location? (✓ box)  Yes  No

**Tell us why**

*If you think alcohol should be banned there, please tell us about the types of crime or disorder you have seen that you think have resulted from drinking in that location, including when it has happened (time of day, season, etc.).*

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**Any other comments?**

The beach is for family/whanau to enjoy.  
At night beach road becomes a race track.

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Feel free to add additional pages if required.

## Hearings

### Want to tell us more in person?

A hearing is an opportunity for the public to have their say to Council in person. Submitters have five minutes to deliver their submission and Councillors can then ask questions to clarify their understanding of the points made by the speaker. No decisions are made at a hearing.

If you would like to speak at the Hearing, you must register your interest during the submission period. Please let us know in advance if you require the services of a sign language interpreter.

The date for the Hearing is currently scheduled for **7 November 2024**. We'll be in touch to confirm a time with you.

Would you like to speak to Council in person at the Hearing:  Yes  No

*If yes, please ensure you have filled in either your email address or phone number on page 1 of this form, so we can contact you about your hearing time.*



## Attachment 5 - Late submissions

The feedback in the following table was received after the closing date of consultation.

Receipt Number	Name (organisation)	Submission
Email-8	Jan Boyes	<p>I am upset that although you list most of the beaches in the Whangarei District Council area, you do not include most of the Whangarei Heads beaches. Anyone who reads the list might realise the omission. It might seem we have had few examples of problems, but this may well be because of the existing bylaws. We, like the rest of the beaches in the district, have attractive beachfronts where a gathering could easily turn noisy and nasty – and we are a long way from the city so getting police help would take too long.</p> <p>My submission asks that we should all keep the rather low key protection we have now. Please leave “the blanket coastal ban that applies from mean low water springs 300 metres landwards.” This covers most coastal roadways, beachfronts and coastal reserves.</p> <p>If this could be continued for all areas that would please me. Whangarei Heads should not be such an obvious exclusion. At the moment anyone writing about a new bylaw like this could make a summary for a newspaper that makes a comment saying "There are no alcohol bans anywhere at Whangarei Heads."</p> <p>It is probably worth reminding you that only a few weeks ago a party got out of control late at night in (and in the carpark of) the Taurikura Hall, itself 50 metres from the beach. Youngsters were parked and spread along the beachfront and up to the Hall and its carpark. At least 2 police cars attended this incident.</p> <p>Thank you very much.</p>
Email-9	Melissa Arsenault (Whangarei Heads Citizens Association)	<p>Thank you for allowing the Whangarei Heads Citizens Association to make a late submission on the Alcohol Control Bylaw.</p> <p>We understand currently there is a District-wide ban that applies 300m landwards from the mean low tide mark and the proposed changes include:</p> <ul style="list-style-type: none"> <li>• Changing the operative times of the existing alcohol bans in the following coastal locations from 24 hours per day to 7pm-7am: <ul style="list-style-type: none"> <li>– Oakura</li> <li>– Whananaki North</li> <li>– Whananaki South</li> <li>– Matapouri/Whale Bay</li> <li>– Pataua North and South</li> </ul> </li> <li>• Introducing new beach and foreshore bans in Bream Bay, from Marsden Point to Waipu Cove and at Langs Beach. These bans would also apply daily from 7pm to 7am.</li> <li>• Lifting the blanket coastal ban that applies from mean low water springs 300 metres landwards, which now largely duplicates the other coastal bans in place.</li> </ul> <p>These proposed changes will enable the consumption of alcohol in all coastal beach and foreshore areas in the Whangarei Heads area at any time. We understand the exclusion of the Whangarei Heads area is a</p>

## Attachment 5 - Late submissions

		<p>result of a relative lack of reported problems related to drinking in these areas.</p> <p>It is unclear if the current blanket coastal ban has resulted in the relative lack of reported problems related to drinking in these areas.</p> <p>We would like to seek clarification on the following:</p> <p>Alcohol bans give police extra search and arrest powers. When there are no alcohol bans in place what enforcement action will the police have related to drinking in the Whangarei Heads area.</p> <p>If problems arise is council able to introduce a new ban and/or amend the bylaw at anytime or can this only be done at the next bylaw review?</p> <p>The WHCA is not in a position to propose any amendments or changes at this time as we have not had the time and resources to consult with community on the proposed bylaw changes.</p> <p>We will however keep our local community informed of the bylaw changes and encourage them to report any issues or concerns they may have.</p>
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**RESOLUTION TO EXCLUDE THE PUBLIC**

That the public be excluded from the following parts of proceedings of this meeting.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

1.	The making available of information would be likely to unreasonably prejudice the commercial position of persons who are the subject of the information. {Section 7(2)(c)}
2.	To enable the council (the committee) to carry on without prejudice or disadvantage commercial negotiations. {(Section 7(2)(i))}.
3.	To protect the privacy of natural persons. {Section 7(2)(a)}.
4.	Publicity prior to successful prosecution of the individuals named would be contrary to the laws of natural justice and may constitute contempt of court. {Section 48(1)(b)}.
5.	To protect information which is the subject to an obligation of confidence, the publication of such information would be likely to prejudice the supply of information from the same source and it is in the public interest that such information should continue to be supplied. {Section7(2)(c)(i)}.
6.	In order to maintain legal professional privilege. {Section 2(g)}.
7.	To enable the council to carry on without prejudice or disadvantage, negotiations {Section 7(2)(i)}.

**Resolution to allow members of the public to remain**

If the council/committee wishes members of the public to remain during discussion of confidential items the following additional recommendation will need to be passed:

**Move/Second**

"That \_\_\_\_\_ be permitted to remain at this meeting, after the public has been excluded, because of his/her/their knowledge of Item \_\_\_\_\_.

This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because \_\_\_\_\_.

*Note:*

*Every resolution to exclude the public shall be put at a time when the meeting is open to the public.*