



AGENDA

Ordinary meeting of the

**Planning and Regulatory Committee meeting to
hear submissions on the Urban Environments
Bylaw**

**Thursday 12 March 2015
Commencing at 9.00am
Council Chamber
Civic House
110 Trafalgar Street, Nelson**

Membership: Councillor Brian McGurk (Chairperson), Her Worship the Mayor Rachel Reese, Councillors Ian Barker, Ruth Copeland, Eric Davy, Kate Fulton, Matt Lawrey, Mike Ward, and Glenice Paine.

Guidelines for councillors attending the meeting, who are not members of the Committee, as set out in Standing Orders:

- All councillors, whether or not they are members of the Committee, may attend Committee meetings (SO 2.12.2)
- At the discretion of the Chair, councillors who are not Committee members may speak, or ask questions about a matter.
- Only Committee members may vote on any matter before the Committee (SO 3.14.1)
- It is good practice for both Committee members and non-Committee members to declare any interests in items on the agenda. They should withdraw from the table for discussion and voting on any of these items.

12 March 2015

A1322045

Page No.

Apologies

1. Confirmation of Order of Business

2. Interests

2.1 Updates to the Interests Register

2.2 Identify any conflicts of interest in the agenda

3. Draft Hearings Schedule

7

Document number A1293842

4. Submissions Index

8

Document number A1292842

5. Copy of Submissions

9-68

Document number A1302673

Draft Schedule of Hearings - Urban Environments Bylaw 2015

Thursday 12 March 2015

Time	Page No.	Sub No.	Speaker's Name	Organisation
9.05	14	5	Nelson Youth Council	Nelson Youth Council
9.15	46	7	Stephen Savage	Nelson Police
9.25	43	12	Carolyn and Raymond Necklen	
9.30	57	15	Brian Say	Blind Citizens (NZ) Nelson Branch
9.40	11	3	Donald Stevens	
9.45	44	13	David Stephenson	
9.50	64	17	Steve Cotter	

Index Urban Environments Bylaw 2015

Page No.	Submission No.	No. of parts of bylaw	Name	Salutation	Organisation
6	1	6	Mark A'Court	Mark	Fresh Choice Nelson City
9	2	6	Ron Taylor	Ron	Little Rock Bar & Nightclub
11	3		Donald Stevens	Donald	"Keep Nelson Tidy"
12	4	4,5	Hugh Briggs	Hugh	
14	5	3,4,5,6,8	Nelson Youth Council	Nelson Youth Council	Nelson Youth Council
17	6	6	Macalister Family	Macalister Family	
19	7	6	Stephen Savage	Stephen	Nelson Police
21	8	7	Kelly Parekowhai	Kelly	Transpower New Zealand Ltd
41	9	3,4	Queenie Ballance	Queenie	Local Issues Group of the Nelson Branch of National Council of Women of New Zealand
34	10	6	Peter Burton and Andrew Lindsay	Peter and Andrew	Nelson Marlborough District Health Board - Public Health Services
39	11	4	Sue Ware and Peter Kortegast	Sue and Peter	
43	12	6	Carolyn and Raymond Necklen	Carolyn and Raymond	
44	13	3	David Stephenson	David	
46	14	3	Adrian Abraham	Adrian	
57	15	4	Brian Say	Brian	Blind Citizens (NZ) Nelson Branch
61	16	3	Alison Moore	Alison	
64	17	4	Steve Cotter	Steve	
67	18	3,4	Donald Stevens	Donald	

Bev Mcshea

From: Administration Support
Subject: FW: Draft Urban Environments Bylaw submissions

From: Council Enquiries (Enquiry)
Sent: Monday, 19 January 2015 12:20 p.m.
To: Jane Loughnan
Subject: Draft Urban Environments Bylaw submissions

Name: *
Mark A'Court

Daytime phone: *
03 548 0191

Email address: * mark@freshchoicenelson.co.nz

Address:
69 Collingwood Street, Nelson

Organisation represented (if applicable)
Fresh Choice Nelson City

Do you wish to be heard in support of your submission?
Yes

EditableLiteralField2398
Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:
Part 3: keeping of animals
No

My submission on keeping of animals is:
Part 4: urban amenity
No

My submission on urban amenity is:
Part 5: trading in public places
No

My submission on trading in public places is:
Part 6: control of alcohol in publicly and privately owned places
Yes

My submission on control of alcohol in publicly and privately owned places is:
Part 7: reserves
No

My submission on reserves is:
Part 8: burial and cremation
No

My submission on burial and cremation is:
Anti-spam:

Submission 1

Bev Mcshea

From: Submissions
Sent: Monday, 19 January 2015 12:35 p.m.
To: Administration Support
Subject: FW: Alcohol Ban areas in nelson - consultation open

Categories: Bev

From: Veronica Hippolite[SMTP:VERONICA@FRESHCHOICENELSON.CO.NZ]
Sent: Monday, January 19, 2015 12:34:32 PM
To: Submissions
Subject: Alcohol Ban areas in nelson - consultation open
Auto forwarded by a Rule

Your site had no space to submit this on-line so are submitting by email.

From: Mark A'Court [<mailto:mark@freshchoicenelson.co.nz>]
Sent: Thursday, 24 July 2014 10:27 a.m.
To: Sarah Yarrow
Subject: Liquor Ban in Public area's

The damage caused from persons consuming alcohol in and around the Supermarket buildings and car park after our trading hours IE from 9pm until 5am

This is what we endure on a daily basis although obviously more Friday and Saturday evenings

Empty bottles , cans and packaging from off licence purchased alcohol littering the car park, streets and gardens

Broken glass.

Vomit and Urine (even around our door way entrance and on Collingwood St every weekend)

General vandalising of our property , last year we spent 5k on damage repairs from evening activities of the party going public , over past years we have replaced gardens with cemented rocks , and had a 15k sculpture wrecked and replaced. We have lined our building with tread plate and used stainless steel to protect continuous damage to our exterior paint.

I pay over 4k per year in extra cleaning and water blasting of the footpaths around my shop on Collingwood and Bridge Sts

I would strongly support a liquor ban within our car-park ,around our Supermarket , including Collingwood St , Harley St and Provincial Lane.

Also areas around the " old Shed and Support Works Office (Old Med lab) these areas are not well lit and are often the chosen places for people to side load alcohol whilst out on the town

Submission 1

Regards Mark A `Court
Owner Fresh Choice Supermarket
69 Collingwood St
Nelson

Bev Mcshea

From: Administration Support
Subject: FW: Draft Urban Environments Bylaw submissions

From: Council Enquiries (Enquiry)
Sent: Monday, 19 January 2015 4:11 p.m.
To: Jane Loughnan
Subject: Draft Urban Environments Bylaw submissions

Name: *
Ron Taylor

Daytime phone: *
0275480509

Email address: *
ron@rockbar.co.nz

Address:
165 Bridge Street, Nelson

Organisation represented (if applicable)
Little Rock Bar & Nightclub

Do you wish to be heard in support of your submission?
Yes

EditableLiteralField2398
Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:
Part 3: keeping of animals
No

My submission on keeping of animals is:
Part 4: urban amenity
No

My submission on urban amenity is:
Part 5: trading in public places
No

My submission on trading in public places is:
Part 6: control of alcohol in publicly and privately owned places
Yes

My submission on control of alcohol in publicly and privately owned places is:
That the inner city alcohol ban needs to be extended to at least the other side of the Maitai river as to distract people from drinking alcohol so close to the city center before they enter the citys alcohol ban area, My self and my staff have to constantly remove empty alcohol bottles & cans through out the night from Fresh Choice super mart car park, Harley Street, New Zealand Home Loans car park, Little Rock Car park, Fresh Choice seating or planter boxs in Bridge Street and Collingwood Street, car park on corner of Bridge street & Harley Street, Court house grounds and up Bridge to just past the Verdict, people constantly sit, sit in there cars or stand in these areas consuming alcohol on most nights before moving into the bars or center city, the reason that we moniter and clean up these area

Submission 2

is to remove the bottles for safety & to stop these people hanging around in groups where trouble may start,, The Little Rock supplys 3 wheelie bins for this purpose, I beleve this could help with people preloading before coming into town

Part 7: reserves

No

My submission on reserves is:

Part 8: burial and cremation

No

My submission on burial and cremation is:

Anti-spam:

Nelson City Council Draft Urban Bylaws

Please tell us what you think

Please type or print clearly. Remember to read the submission writing guidelines (overleaf) before starting.

Office Use Only			
File Ref		Submission Number	
INITIALS			

Name Donald Stevens

Daytime phone (03) 54 83 504

Address 10 COLLINGWOOD STREET, NELSON.

Organisation represented (if applicable) "KEEP NELSON TIDY"

Do you wish to be heard in support of your submission? ☒ YES ☐ NO # of pages


_____ If you do not tick a box we will assume you do not wish to be heard.

Public information: All submissions (including the names and contact details of submitters) are public information and will be available to the public and media in various reports and formats including on the Nelson City Council website. Personal information will also be used for administration relating to the subject matter of the submissions. Submitters have the right to access and correct any personal information included in any reports, information or submissions.

Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:

"KEEP NELSON CLEAN"

My submission is:

① "CLEAN THE BRIDGE"
PODS & PAINT.
COLLINGWOOD STREET BRIDGE
A HEALTH HAZARD - TOURISTS
COMMENT "ONE OF THE WORST
THEY HAVE SEEN. PUT IT ON FACE
BOOK. WORLDWIDE. COME ON NELSON.
INSTALL RIDGE FENCES ON
TOP-BARBED WIRE & METAL
STOP BRIDGE WALKERS 

2 "CLEAN THE SLIME OF THE
STONES MAITAI RIVER.
PICK UP DRIFT WOOD UNDER
TRAFALGAR STREET BRIDGE
STOP DOGS - POO, HEALTHY RIVER

Date 19/01/2015.

Signature D Stevens

 **Nelson City Council**
 te kāunihera o whakatū

PO Box 645 • Nelson 7040
 03 546 0200 • nelson.govt.nz

URBAN ENVIRONMENTS BYLAW Submission 4

Nelson City Council Draft Urban Bylaws

Please tell us what you think

Please type or print clearly. Remember to read the submission writing guidelines (overleaf) before starting.

Name HUGH BRUGGS

Daytime phone 027 243 5301

Address 42 STRATHAVEN PLACE ARAWA

Organisation represented (if applicable) —

Office Use Only	
File Ref	Submission Number
INITIALS	

RECEIVED

13 FEB 2015

NELSON CITY COUNCIL
Customer Service

Do you wish to be heard in support of your submission? ☐ YES ☒ NO # of pages

_____ If you do not tick a box we will assume you do not wish to be heard.

Public information: All submissions (including the names and contact details of submitters) are public information and will be available to the public and media in various reports and formats including on the Nelson City Council website. Personal information will also be used for administration relating to the subject matter of the submissions. Submitters have the right to access and correct any personal information included in any reports, information or submissions.

Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:

REFER TO PURPOSE OF BYLAWS AS WELL AS ACTUAL BYLAWS.
(SEE IN SUBMISSION)

My submission is:

1. INTRODUCTION
SUPPORT PURPOSE OF COMPREHENSIVE BYLAW #3.1 TO
MANAGE ACTIVITIES THAT HAVE POTENTIAL TO IMPACT ON OTHER
PEOPLES' AMENITY AND EXPERIENCE OF PLACES TO WHICH THE
PUBLIC HAVE ACCESS ... "

2. THE SPECIFIC "ACTIVITY" THAT I FEEL CAN (AND SHOULD) BE
CONTINUED UNDER SEVERAL OF THESE BYLAWS IS THE
PARKING AND USE OF THE FOOTPATHS IN THE CBD BY
LEWIS STATION! HE IS ENGAGED BY HIS ACTIVITY
IS IN PART ADVERTISING, BEGGING AND SOLICITING OF
DONATIONS.

3. AS STATED IN 3.3 (P3) "THESE ACTIVITIES ARE MOST
EFFECTUALLY ADDRESSED THROUGH BYLAW PROVISIONS THAT
GIVE COUNCIL (AND POLICE) TO "STOP PEOPLE FROM IMPAIRING
UNREASONABLY OR OTHERS". HE IS DOING JUST THAT.

BYLAWS SPECIFIC

4. MAINTAIN PURPOSE IN 1.3 (INTRO) (PARTICULARLY WITH REFERENCE TO MR. STATION) (i), (ii) and (iv) (PROGN ATTACHED)

Date 12 FEB 2015 Signature Hugh Bruggs

 **Nelson City Council**
te kaunihera o whakatū

PO Box 645 • Nelson 7040
03 546 0200 • nelson.govt.nz

5. ENSURE THAT 1.5 AND 1.6 ARE ENFORCED (BUREAU OF BYLAW)

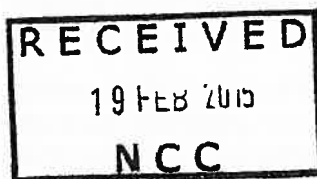
6. 2.1 DEFINITION 1, I WOULD CONSIDER THAT MR. STANTON'S NORMAL ACTIVITY WOULD BE CLASSIFIED AS "ADVERTISING". AGAIN I WOULD CONSIDER HIS ACTIVITY COMES UNDER "BEGGING". HIS ACTIVITY CERTAINLY COMES UNDER "NUISANCE". HE ALSO HAS "SIGN" ON HIS CART.

7. S.7 "SOLICITING" - HE DOES SEEK SOME FORM OF PAYMENT (KONA) THROUGH HIS SIGNAGE.

S.11 "BEGGING" - HE IS IN EFFECT BEGGING.

S.14. "BYLAW" - WHEN SETTING UP ON THE FOOTPATH OR STREET; HE IS DISPLAYING SIGNAGE (MESSAGE) NOT BELONGING TO THE BUSINESSES WHICH HE IS OUTSIDE OF!

S.20 "ADVERT" - HE HAS USED CHALK ETC ON THE FOOTPATH IN THE PAST.



PO Box 645 Nelson 7040
P 03 546 0200
F 03 546 0239

10 February 2015

Rachael Large
545 8746
rachael.large@ncc.govt.nz
www.nelson.govt.nz

Nelson City Council
P O Box 645
Nelson

To The Mayor and Councillors

NELSON DRAFT URBAN ENVIRONMENT BYLAW

The Nelson Youth Council wish to make comment on the following areas of the draft Urban Environment Bylaw

Poultry - Youth Council feels the underlying issue on this matter is the containment of poultry within the property of the owner. As such, we support a minimum distance from neighbouring dwellings to be introduced. We also believe that a minimum distance from the property's boundaries should be set, this being 2 metres back from said boundaries.

Cats - Youth Council believes the maximum number of cats should be specified and believe that 3 adult cats per property is an appropriate limit. We would also like to see the feasibility of owners having to register their cats, similar to the existing conditions for dogs looked into.

Caravans on Residential Properties - We are in favour of removing the current 50 day limit, as suggested under the options to be considered. Youth Council would also like to see the current boundary limit of 1.5 metres removed, as well as the rule concerning caravans in the front yard of the site (i.e. caravans should be allowed to be kept in front yards).

Begging - Youth Council is in favour of maintaining the current approach on this matter.

Busking* - Youth council supports seizing equipment if in breach of rules, particularly if the buskers in question are causing a significant disruption to foot traffic and/or if neighbouring shop owners complain. We also support the increased limit to one hour, as, in our view, the majority of

Submission 5

buskers adds to the vibrancy of the CBD and very few adhere to the current 30 minute rule anyway. Youth Council would also recommend that the possibility of a "busker sign in system" be put in place either online or in the community services area at council.

Sandwich Boards - We feel that the placement of sandwich boards should be made consistent both for aesthetic purposes and to aid blind people in avoiding such boards. We support that they be placed on the edge of the kerb by businesses wishing to use them.

Alcohol in Public Places - We as a Youth Council are in favour of the addition of extra alcohol-free areas to be considered because we feel these areas have the potential to become unsafe if alcohol is not prohibited.

Conditions on Headstones and Monuments - We are in favour of maintaining the current approach on this matter.

Animals in Cemeteries - Youth Council is in favour of removing the provision of "animals not permitted, except for dogs on lead, and grazing which Council has permitted" from the bylaw, seeing as the Control of Dogs Bylaw already requires dogs to be on a lead in cemeteries.

*We would like to add that the recently discussed proposal to make the section of Trafalgar Street between Hardy Street and Selwyn Place permanently vehicle-free would almost certainly provide an ideal area for buskers to perform, thereby creating a vibrant and unique urban environment in this area of the CBD.

We do wish to speak to our submission.

Yours sincerely,

Jethro Burr

Nick Erasmuson

Emily-Rose James

Daniel Leaper

Carla Lindley

Hannah Malpas

Chloe Rumsey

Samantha Stephens

Joseph Cotton

Patrick Gerard

Chia-Wei Jao

Jackie Liang

Sam Mackay-Wright

Sophie Ross

Sophie Smith

Harry Tod-Smith

Emily Thomas

Bronte Shaw

Lucy Field

Zoe Palmer

Fynn Jankiewicz-McClintock

Keegan Phipps

Jordan Lankshear

Sam McIlroy

Elaine Ang

Katie Shaw

Jamie Morgan

Taylah Shuker

Submission 5

Abbey Paterson

Paige Byers

Rachel Burton

Evy Ngawhika-Elliott

Nelson Youth Councillors 2014 and 2015

Natascha Van Dien

From: Submissions
Sent: Tuesday, 17 February 2015 1:28 p.m.
To: Administration Support
Subject: FW: Draft Urban Environments Bylaw submissions
Categories: Submissions, Natascha

From: Jane Loughnan
Sent: Tuesday, February 17, 2015 1:27:36 PM
To: Submissions
Subject: FW: Draft Urban Environments Bylaw submissions
Auto forwarded by a Rule

From: Council Enquiries (Enquiry)
Sent: Tuesday, 17 February 2015 12:50 p.m.
To: Jane Loughnan
Subject: Draft Urban Environments Bylaw submissions

Name: *

Macalister Family

Daytime phone: *

027 637 2054

Email address: *

smelorfi@gmail.com

Address:

36 Alfred Street, Nelson South, Nelson

Organisation represented (if applicable)

Do you wish to be heard in support of your submission?

No

EditableLiteralField2398

Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:

Part 3: keeping of animals

No

My submission on keeping of animals is:

Part 4: urban amenity

No

My submission on urban amenity is:

Part 5: trading in public places

No

My submission on trading in public places is:

Part 6: control of alcohol in publicly and privately owned places

Submission 6

Yes

My submission on control of alcohol in publicly and privately owned places is:

We support the proposed amendment to the bylaw to impose a 24/7 liquor ban at Victory Square and Wigzell Park. As neighbours of Wigzell Park, we have experienced an ongoing problem with alcohol-related antisocial behaviour in the area. Wigzell Park is a community space, enjoyed by children, teenagers, families, dog walkers and the elderly. It is also a popular place throughout the day, from midday onwards, for people wanting to consume alcohol. Some days there are up to two or three separate groups of around two to four mostly middle-aged men drinking alcohol in the park. While some of the regular drinkers are respectful of the park and other users, many are not. They can be abusive to other users including children, and leave broken glass, rubbish and drug utensils for residents to clean up or dispose of. We believe that a liquor ban will help to minimise and discourage this behaviour. Interestingly, we have observed a noticeable absence of alcohol drinkers in the park since the Victory Liquor Store closed in late January 2015.

Part 7: reserves

No

My submission on reserves is:

Part 8: burial and cremation

No

My submission on burial and cremation is:

Anti-spam:

Natascha Van Dien

From: Administration Support
Subject: FW: Draft Urban Environments Bylaw submissions

From: Submissions
Sent: Wednesday, 18 February 2015 2:20 p.m.
To: Administration Support
Subject: FW: Draft Urban Environments Bylaw submissions

From: Jane Loughnan
Sent: Wednesday, February 18, 2015 2:20:18 PM
To: Submissions
Subject: FW: Draft Urban Environments Bylaw submissions
Auto forwarded by a Rule

From: Council Enquiries (Enquiry)
Sent: Wednesday, February 18, 2015 2:20:15 PM
To: Jane Loughnan
Subject: Draft Urban Environments Bylaw submissions
Auto forwarded by a Rule

Name: *

Stephen Savage

Daytime phone: *

03-5463840

Email address: *

stephen.savage@police.govt.nz

Address:

Nelson Police, St John Street, Nelson

Organisation represented (if applicable)

New Zealand Police

Do you wish to be heard in support of your submission?

Yes

EditableLiteralField2398

Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:

Part 3: keeping of animals

No

My submission on keeping of animals is:

Part 4: urban amenity

No

My submission on urban amenity is:

Part 5: trading in public places

No

My submission on trading in public places is:

Submission 7

Part 6: control of alcohol in publicly and privately owned places

Yes

My submission on control of alcohol in publicly and privately owned places is:

I am the alcohol harm prevention officer for Nelson Bays, I have Policed in Nelson for 17 years and this has been predominantly on the front line. In the first few years of my career there was no liquor ban in place. Nelson during that time was not a safe place. Within a short time of the bylaw being implemented the number of offences decreased and things became safer. In regards to the Victory Square proposal to extend the area to the buses and to make it 24hr- Police fully support that move. There are other areas very close to the Nelson CBD which is also causing us problems and that is the block bounded by Collingwood Street, Nile Street and Maitai River. The carparks and streets within this area are used for preloading and we find evidence in the form of empty and broken bottles every night the bars are operating. Another area for discussion is the Hathaway Court area near Trafalgar Park. I wish to talk at the submissions hearing and will be able to produce maps and some statistics to back up our concerns.

Part 7: reserves

No

My submission on reserves is:

Part 8: burial and cremation

No

My submission on burial and cremation is:

Anti-spam:

Submission 8

Natascha Van Dien

From: Submissions
Sent: Thursday, 19 February 2015 10:40 a.m.
To: Administration Support
Subject: FW: Submission by Transpower NZ Ltd on Nelson City Council Draft Urban Environments Bylaw
Attachments: 20150219 Submission by Transpower NZ Ltd on Nelson City Council Draft Urban Environments Bylaw.pdf
Categories: Submissions, Natascha

From: Environment Policy[SMTP:ENVIRONMENT.POLICY@TRANSPOWER.CO.NZ]
Sent: Thursday, February 19, 2015 10:39:11 AM
To: Submissions
Subject: Submission by Transpower NZ Ltd on Nelson City Council Draft Urban Environments Bylaw
Auto forwarded by a Rule

Good morning

Please find attached the submission by Transpower NZ Ltd on the Nelson City Council Draft Urban Environments Bylaw.

Can you please confirm your receipt of this submission?

If you have any queries about the attached submission please contact me on 04 590 8586.

Kind regards

Kelly Parekowhai
Environmental Planner

Transpower New Zealand Ltd
96 The Terrace, PO Box 1021, Wellington 6140
DD 04 590 8586
M 027 521 0854
E kelly.parekowhai@transpower.co.nz
www.transpower.co.nz

This email, including attachments, is intended solely for the addressee's use and may contain confidential or legally privileged information. If you receive this email in error, please notify the sender immediately and delete or destroy all copies. Thank you.

Submission 8

Nelson City Council Draft Urban Bylaws

Please tell us what you think

Please type or print clearly. Remember to read the submission writing guidelines (overleaf) before starting.

Office Use Only	
	Submission Number
File Ref	INITIALS

Name Transpower New Zealand Limited

Daytime phone 04 590 8586

Address PO Box 1021, Wellington 6140 Attention: Kelly Parekowhai

Organisation represented (if applicable) Transpower New Zealand Limited

Do you wish to be heard in support of your submission? ☐ YES ☒ NO # of pages 3

If you do not tick a box we will assume you do not wish to be heard.

Public information: *All submissions (including the names and contact details of submitters) are public information and will be available to the public and media in various reports and formats including on the Nelson City Council website. Personal information will also be used for administration relating to the subject matter of the submissions. Submitters have the right to access and correct any personal information included in any reports, information or submissions.*

Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:

Part 7 - Reserves

My submission is:

Please refer to the attached letter

Date 19/02/2015 Signature Kalekwhai

Signature Kawenhai



Nelson City Council
te kaunihera o whakatū

PO Box 645 • Nelson 7040
03 546 0200 • nelson.govt.nz



TRANSPOWER

Keeping the energy flowing

Transpower House
96 The Terrace
PO Box 1021
Wellington 6140
New Zealand
P 64 4 495 7000
F 64 4 495 7100
www.transpower.co.nz

Kelly Parekowhai
Tel: 04 590 8586
Mob: 027 521 0854
Email: kelly.parekowhai@transpower.co.nz

19 February 2015

Jane Loughnan
Planning Administrator
Nelson City Council

Dear Jane

TRANSPOWER NEW ZEALAND LTD - SUBMISSION ON NELSON CITY COUNCIL DRAFT URBAN ENVIRONMENTS BYLAW

Transpower New Zealand (Transpower) has reviewed the Nelson City Council proposal to consolidate seven of its existing bylaws. Transpower understands the draft Urban Environments Bylaw consolidates the following bylaws:

- Miscellaneous Matters Bylaw 2008;
- Numbering of Buildings Bylaw 2009;
- Trading in Public Places Bylaw 2007;
- Advertising of Commercial Sexual Services Bylaw 2011;
- Control of Drinking in Public Places Bylaw 2009;
- Reserves Bylaw 2014;
- Burial and Cremation Bylaw 2008.

Transpower had a strong interest in the Reserves Bylaw when it was developed in 2014. Transpower has attached its submission on draft Reserves Bylaw 2014 to provide background and context to this submission.

In regards to the draft Urban Environments Bylaw, Transpower seeks to retain Clause 7.12 as notified:

"Exemptions...

7.12 Nothing in this part of the Bylaw shall prevent the operation, maintenance, development, and upgrading of network utilities where this is otherwise permitted or approved by the Council or other legislation".

Under the Electricity Act 1992, Transpower must provide notice to landowners before entering land. Transpower actively seeks to work with landowners around the timing, and where relevant, the methods used for any scheduled work. However, there are also instances where Transpower can need immediate access to land for emergency repairs.

Section 43E of the Resource Management Act 1991 does not allow any bylaw to be more stringent than a National Environment Standard (NES) unless the NES expressly states that a bylaw may be more stringent. There is nothing in the Resource Management (National Environmental Standards for

Electricity Transmission Activities) Regulations 2009 (NESETA) that provides for any bylaw to be more stringent than the NESETA.

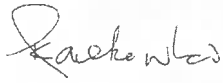
The NESETA only applies to the work that Transpower undertakes to operate, maintain and some upgrading of the National Grid transmission lines that existed on the 14 January 2010 (when the NESETA came into effect).

Transpower seeks that the exemption in Clause 7.12 is retained in the draft Urban Environments Bylaw as notified, since the bylaw could potential capture Transpower's maintenance activities which are otherwise permitted under the NESETA. It is for this reason that Transpower supports and seeks to retain the exemption in Clause 7.12 in the draft Urban Environments Bylaw as notified.

If you require any additional information or wish to discuss any of the above please do not hesitate to contact me on 04 590 8586.

Yours sincerely

TRANSPOWER NZ LTD



Kelly Parekowhai
Environmental Planner

Appendix A

Submission by Transpower
New Zealand Ltd on the
Nelson City Council Draft
Reserves Bylaw (March 2014)

Submission by Transpower New Zealand Ltd on the Nelson City Council Draft Reserves Bylaw

March 2014

Keeping the energy flowing



TRANSPOWER



Address for Service:

Transpower New Zealand Ltd
Attention: Mike Hurley
PO Box 1021
Wellington 6140

Phone (04) 590 7244
Email: environment.policy@transpower.co.nz

Transpower New Zealand Limited The National Grid

**SUBMISSION BY TRANSPOWER NEW ZEALAND LIMITED
ON THE NELSON CITY COUNCIL DRAFT RESERVES BYLAW**

To: Nelson City Council

By email: enquiry@ncc.govt.nz

Name of Submitter:

Transpower New Zealand Ltd

This is a submission on the Nelson City Council Draft Reserves Bylaw

Address for Service:

Transpower New Zealand Ltd
Attention: Mike Hurley
PO Box 1021
Wellington 6140

Phone (04) 590 7244
Email: environment.policy@transpower.co.nz

Transpower NZ Ltd wish to be heard in support of its submission.



Signature of submitter

Date: 03 March 2014

**SUBMISSION BY TRANSPOWER NEW ZEALAND LIMITED
ON THE NELSON CITY COUNCIL DRAFT RESERVES BYLAW**

Introduction to Transpower

Transpower is the state-owned enterprise that owns and operates the National Grid – or high voltage transmission network – that carries electricity around the country. It connects power stations owned by generating companies to substations feeding the local networks that distribute electricity to homes and businesses. Some businesses that are intensive electricity users directly connect to the National Grid. The National Grid represents the asset base and includes towers, poles, lines, cables and substations, stretching and connecting the length and breadth of the country; with two national control centres (in Hamilton and Wellington). The National Grid is supported by a telecommunications network of some 300 telecommunication sites, which help link together the components that make up the National Grid.

One of Transpower's key objectives therefore is to maintain and develop the National Grid. As part of this objective, Transpower must plan and develop the network to meet increasing demand, and to connect new generation, which contributes to New Zealand's economic and social aspirations.

Area Assets

The following National Grid assets are within or traverse Nelson City:

- Stoke to Upper Takaka A & B (STK-UTK A&B) 66kV lines on pi-poles
- Kikiwa to Stoke B 110kV (KIK-STK B) line on pi-poles
- Blenheim to Stoke A 110kV (BLN-STK A) line on towers
- Kikiwa to Stoke A 220kV (KIK-STK A) line on towers
- The Stoke substation

A map showing the location of the National Grid assets within Nelson City has been included as Appendix A.

National Grid lines traverse a least one reserve and possibly others within the City. The Stoke to Upper Takaka A and B lines both traverse Saxton Field and this is an area where the bylaw would apply. The Stoke to Upper Takaka A and B lines are currently being relocated as shown on the map in Appendix B to provide for the future development of the Saxton Field area.

Specific Comments on the Bylaw

The National Policy Statement on Electricity Transmission 2008 (NPSET) and the Resource Management (National Environment Standards for Electricity Transmission Activities) Regulations 2009 (NESETA) both recognise and confirm the national significance of the National Grid. The objective of the NPSET is as follows:

To recognise the national significance of the electricity transmission network by facilitating the operation, maintenance and upgrade of the existing transmission network and the establishment of new transmission resources to meet the needs of present and future generations, while:

- a. Managing the adverse environmental effects of the network; and*
- b. Managing the adverse effects of other activities on the network.*

The NESETA manages the effects under the RMA of the operation, maintenance, development and upgrading of the National Grid transmission lines. The provisions of the NESETA apply to all areas of the City including any reserves that the existing lines traverse. The provisions of the

NESETA will continue to apply to the lines following the relocation of the lines for the Saxton Field development.

Under the Electricity Act 1992 Transpower must provide notice to landowners before entering land and actively seeks to work with landowners around the timing, and where relevant, the methods used for any scheduled work. However, there are also instances where Transpower can need immediate access to land for emergency repairs. The Electricity Act provides Transpower with the legal right to enter land to operate and maintain the National Grid Infrastructure.

Transpower considers that there are clauses in the proposed bylaw that unnecessarily regulate Transpowers activities that are already covered by other legislation.

Clause 6 (Motor Vehicle Use) will require Transpower to obtain the written authority of an authorised officer to drive or park any motor vehicle on a reserve. Transpower appreciates that recognition has been made for the use of vehicles where the written approval of an authorised officer has been obtained. The maintenance activities of Transpower also require the use of heavy machinery and this is provided for when the written approval of an authorised officer has been obtained.

In addition Transpower is concerned that the wording of Clauses 7 (Hazard or Damage) and 9 (Respect for Other Users) could compromise its ability to maintain the existing National Grid Transmission lines. Any maintenance work that Transpower carries out has the potential to cause a hazard for other uses of the reserve. Transpower would seek carry out its necessary work as safely as possible. One way of minimising the hazard would be to restrict access to the area where the maintenance work is occurring, however this could be seen as contrary to clause 9 as it would restrict the use of the reserve for other people.

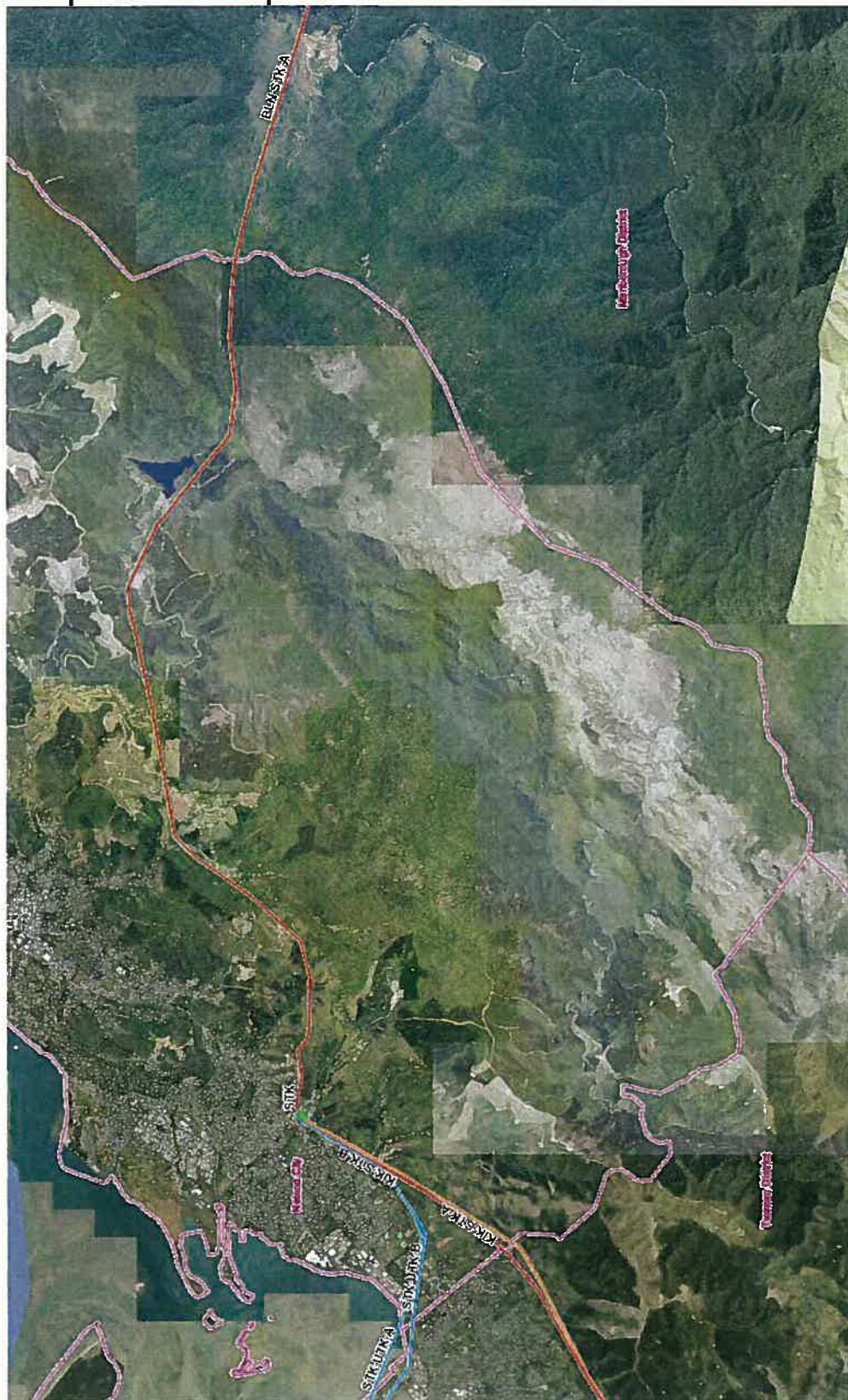
Transpower appreciates that the drafting of the bylaw may have inadvertently captured its activities.

Decision Sought

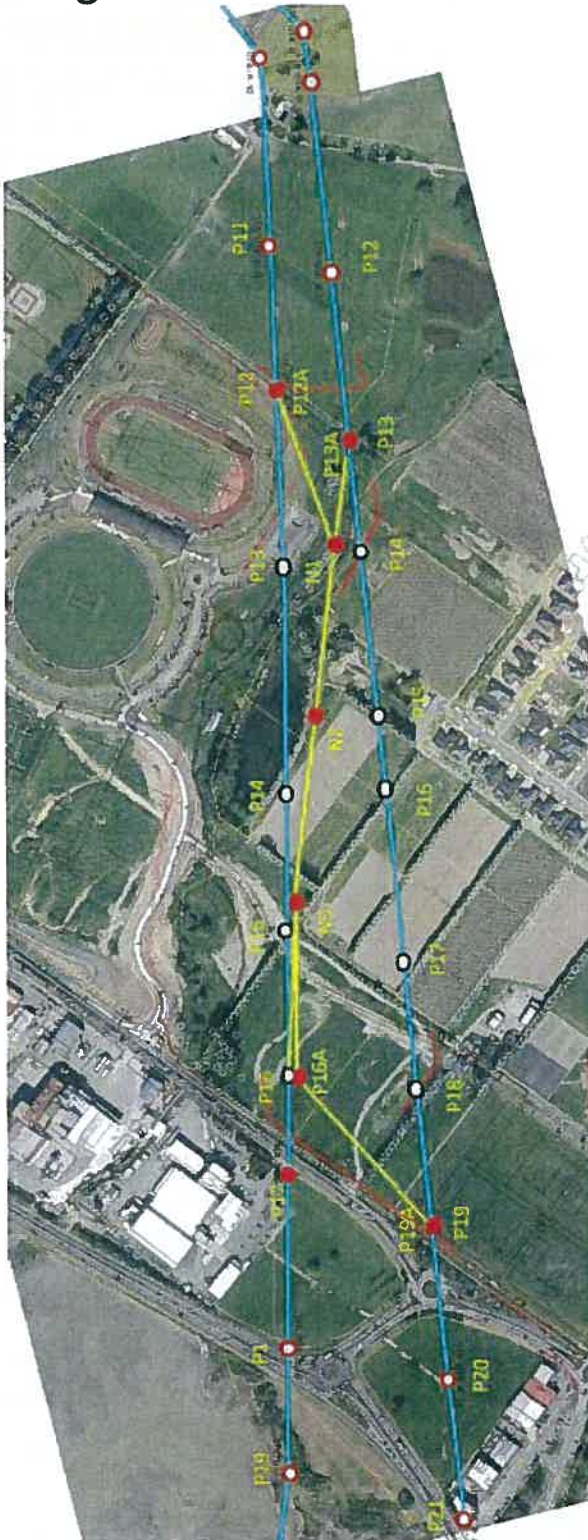
That an exemption is included in Clause 11 (Exemptions) for the operation, maintenance, development, and upgrading of the National Grid (or network utilities in general) where it is otherwise permitted or approved by the Council.

Appendix A

Map of Transpower Assets within Nelson City



Appendix B Realignment of lines in Saxton Field



Existing alignment in Blue. New Alignment in Yellow

Submission 9

Natascha Van Dien

From: Submissions
Sent: Thursday, 19 February 2015 12:29 p.m.
To: Administration Support
Subject: FW: submission Draft Urban Environments Bylaw
Attachments: 215 Submission Draft Urban Bylaws.docx

Categories: Natascha, Submissions

From: Queenie Ballance[SMTP:QUEENIEBEE@CLEAR.NET.NZ]
Sent: Thursday, February 19, 2015 12:27:39 PM
To: Submissions
Subject: submission Draft Urban Environments Bylaw
Auto forwarded by a Rule

I attach submission on Draft Urban Environments Bylaw from Local
Issues Group of Nelson Branch National Council of Women NZ

Queenie Ballance, group convener



NATIONAL COUNCIL OF WOMEN OF NEW ZEALAND (Inc)

Te Kaunihera Wahine o Aotearoa

To Nelson City Council

Consultation

Draft Urban Environments Bylaw (no. 225)

Submitters name Queenie Ballance

Daytime phone 539 0459

6 Brougham Street, Nelson 7010

Submission on behalf of Local Issues Group of the Nelson Branch of
National Council of Women of New Zealand

I do not wish to be heard in support of my submission

Introduction:

The following comments have been suggested by Nelson Local Issues Group Nelson Branch NCWNZ. Members of the group and branch reflect the wider community in having a range of ages, socio-economic and educational backgrounds, and as women represent the 'average' person.

We support the overall concepts of the draft proposals, and offer a few minor comments.

1 PART ONE - INTRODUCTION

1.3 Purpose

We agree with those listed but would also like to see the bylaw banning the sale and use of Legal Highs in public places. We appreciate this omission may be because Legal Highs come under other legislation.

3 PART THREE - KEEPING OF ANIMALS

3.5 There are many gardens too small to allow poultry house to be sited 5 metres from dwellings on neighbouring properties. We see it can automatically exclude some people from owning poultry, and this could be the intention of the rule, conceding that modern sections are too small to allow the keeping of poultry

4 PART FOUR - URBAN AMENITY

4.9 Numbering of buildings

We applaud the push to number properties, this must include CBD as it is difficult to track numbers in this area of shops.

CONCLUSION

We support the Urban Bylaws as drafted and hope sufficient funds are available for monitoring. When implemented the bylaws need to be publicized, eg in *Live Nelson*.



**Nelson Marlborough
District Health Board**

**Submission 10
Public Health Service**

Fax: (03) 546 1542
Phone: (03) 543 7917

Private Bag 18
Nelson, New Zealand

RECEIVED

23 FEB 2015

19 February 2015

Dear Jane,

Submission on the Nelson City Council Draft Urban Environments Bylaw

Please find attached a submission from the Nelson Marlborough District Health Board Public Health Service (NMDHB-PHS) on the Nelson City Council (NCC) Draft Urban Environments Bylaw.

The NMDHB-PHS does not wish to be heard in support of its submission.

The NMDHB-PHS does, however, look forward to working proactively with NCC in other areas in reducing alcohol related harm within our communities including through the development of the DHB Alcohol Harm Reduction Strategy.

Yours sincerely

Peter Burton
Service Manager
Public Health, Rural Health
and District Nursing
peter.burton@nmhs.govt.nz

Dr Andrew Lindsay
Medical Officer of Health
andrew.lindsay@nmhs.govt.nz



**Nelson Marlborough
District Health Board**

Submission on Nelson City Council Draft Urban Environments Bylaw

19 February 2015

For more information please contact:

Angela Lenz

NMDHB Public Health Service

Email: angela.lenz@nmdhb.govt.nz

Phone: (03) 543 7805

Nelson Marlborough District Health Board (NMDHB) is a key organisation involved in the health and well-being of the people within Te Tau Ihu. NMDHB's Public Health Service (NMDHB-PHS) appreciates the opportunity to comment from a Public Health perspective on the Nelson City Council (NCC) Draft Urban Environments Bylaw.

We see it as very important for the NCC to continue to work in partnership with the NMDHB-PHS around promoting and developing social and physical environments which are likely to contribute to the health and resiliency of the local population. Of particular relevance to this submission, this applies to the area of alcohol harm reduction.

As the NCC will be aware, the NMDHB adopted a position statement on alcohol in 2012 and will be developing an alcohol harm reduction strategy as a follow on to this. Working with territorial authorities in developing local alcohol policy was identified as an action in that position statement and will make up a component of the DHBs Alcohol Harm Reduction Strategy. The NCC is currently in the process of making its Nelson City Council Local Alcohol Policy operative in which the NMDHB-PHS provided input into.

The NMDHB-PHS recognises alcohol bylaws to be another important mechanism in reducing alcohol related harm. Accordingly, the focus of this submission relates to Part Six: Control of Alcohol in Public Places of the Draft Urban Environments Bylaw.

NMDHB has presented this submission in the following format:

- Areas of support for Part 6 of the Draft Urban Environments Bylaw which will result in a good outcome for reducing alcohol related harm.
- Recommended amendments to Part 6 of the Draft Urban Environments Bylaw that NMDHB-PHS wishes NCC to include.

Areas of support for Part 6 of the Draft Urban Environments Bylaw which will result in a good outcome for reducing alcohol related harm.

The NMDHB-PHS supports the proposed public spaces listed in Schedule A of the draft bylaw as being prohibited from alcohol being brought into, possessed or consumed during the periods specified. In particular, the NMDHB-PHS:

1. Supports the continuation of existing liquor ban areas in the Inner City Zone for both prohibition period categories (24 hours 7 days a week and 9:00pm on any day to 7:00am on the following day); and
2. Supports the proposed extension of liquor ban areas to include Victory Square and Wigzell Park, including the proposed prohibition period of 24 hours 7 days a week.

Victory Square and Wigzell Park are situated within low socio-economic areas. The New Zealand Deprivation Index calculated from 2013 Census data by Otago University¹ shows that for the Toi Toi Census Area Unit, which includes Victory Square, and the Broads Census Area Unit, which includes Wigzell Park, 930 of the 1671 residents (56%) and 1134 of the 1515 residents (74%), respectively, were calculated as living in meshblocks with the highest levels of deprivation (NZ deprivation index of 8, 9 or 10 – the most deprived). This compares with 22% for the Nelson area overall. A report by the New Zealand Law Commission² shows that people living in higher areas of deprivation experience a greater burden of alcohol related harm compared to other New Zealanders. The NMDHB-PHS therefore considers the proposed extension of liquor ban areas to include Victory Square and Wigzell Park to be consistent with these findings in providing a good outcome for reducing alcohol related harm. Furthermore, the NMDHB-PHS encourages the NCC to consider extending the bylaws to cover other similar profile areas through any future reviews.

Recommended amendments to Part 6 of the Draft Urban Environments Bylaw that NMDHB-PHS wishes NCC to include.

The NMDHB-PHS notes that the draft bylaw allows an exemption to be applied for any low risk activity involving a limited amount of alcohol and also provides for conditions to be imposed on any permit granted, for example, in relation to the amount of alcohol that will be made available. The NMDHB-PHS recommends the following amendment in relation to this provision:

3. That the following wording under section 6.12 "A permit granted in accordance with this section of the Bylaw may include conditions related to:-" be changed to "A permit granted in accordance with this section of the Bylaw may include conditions related to the following matters to ensure that the activity remains low risk with respect to minimising alcohol related harm:-".

The draft bylaw defines 'low risk activity' as meaning the consumption of alcohol where it is ancillary to a wedding, funeral or other function. The draft bylaw does not, however, provide a definition or any criteria for determining whether any particular function can be classified as low risk or not. While the NMDHB-PHS acknowledges that the imposition and enforcement of appropriate permit conditions will ensure that an activity remains low risk, it recommends the above amendment for purposes of clarity and certainty.

¹ Otago University (2014). *Socioeconomic Deprivation Indexes NZDep and NZiDep*, Department of Public Health. <http://www.otago.ac.nz/wellington/departments/publichealth/research/hirp/otago020194.html>

² New Zealand Law Commission (2010). *Alcohol in Our Lives: Curbing the Harm* (Law Commission report; no. 114)

Conclusion

The NMDHB-PHS believes that Part Six and accompanying Schedule A of the Draft Urban Environments Bylaw will contribute towards reducing alcohol related harm within the Nelson Marlborough district. We see it as very important for the NCC to continue to work in partnership with the NMDHB-PHS, as supported by the NMDHB position statement on alcohol. NMDHB-PHS looks forward to working proactively with NCC in other areas in reducing alcohol related harm within our communities including through the development of the DHB Alcohol Harm Reduction Strategy.

Natascha Van Dien

From: Submissions
Sent: Sunday, 22 February 2015 9:44 p.m.
To: Administration Support
Subject: FW: Submission to Bylaw 5.13
Attachments: Busking Bylaw 2015.docx

Categories: Natascha, Submissions

From: Sue Ware[SMTP:GECKO@TS.CO.NZ]
Sent: Sunday, February 22, 2015 9:45:15 PM
To: Submissions
Cc: Debra Bradley
Subject: Submission to Bylaw 5.13
Auto forwarded by a Rule

Dear NCC
Please find attached our submission due 23rd Feb 2015.

Regards
Sue Ware and Peter Kortegast

Name: Sue Ware and Peter Kortegast

Daytime Ph: 0276 837 836

Address: 60 Mount Street Nelson 7010

Do you wish to be heard: Yes

Number of Pages for Submission 2.

NCC Bylaw 5.13

Submission re Busking Bylaw – Lack of Enforcement

We have been trying to get NCC Environmental Enforcement Services to apply the current rules since Nov 2013 with no success. NCC needs to modify the current bylaw to make it enforceable or accept it is completely pointless.

Our teenager, registered busker and a musician for 10yrs, tried many times to busk in Bank Lane but was repeatedly frustrated by a busker occupying this spot every Saturday, all day during the market hours.

First time attempting to get some action – we went with them and asked the busker what time he was moving so she could wait till he was finished and take that spot – surely the polite thing to do. We were greeted with “no one will give me a job. This is how I make my money. This is private property anyway so I am not moving” That’s odd, we thought it was NCC land.

So, we went to NCC and they told us it was owned by the BNZ. We asked at the bank and were laughed at and told it belonged to NCC. Back to NCC, the “We can answer all your questions at one place” shop and they looked a bit further and admitted we were right, it is NCC land.

Bingo, then please enforce the 30 minute busking bylaw and let others have a fair go. We are sent to Environmental Enforcement at this point, who told us to ask him to move if he is there longer than he should be.

Back to Mr “you are really annoying me now and I really am not moving” busker to be met with – yep you guessed it – I am not moving, you can’t tell me what to do. I need this money to support myself (really – I thought that we had a welfare system for this? Or even jobs?) Bank Lane is obviously a really good place to busk on Saturday when the market is running. Does IRD ever swing by?

Anyway, back to Environmental Enforcement, we did what was asked and he is not moving. Was told to phone Enforcement when the chap is there. I laughed, he is there every Saturday rain or shine – after all it is a covered lane – in the lane that you own and are paid to enforce under NCC bylaws. That didn’t matter, we had to phone in and complain on a Saturday when he was there.

Thus began our 3 month relationship, regularly phoning council on a Monday to report he is still there and guess what, still not moving. Yep still in the same place, hey he was there again...etc.

Submission 11

But we gave up, our daughter cannot busk in Bank Lane as Environmental Enforcement admitted that they were powerless to enforce their own bylaw. They did pay him a visit but said short of arresting him, there is nothing else they can do.

Well – he is still there. Maybe I could direct him to the many jobs being advertised in Nelson so that he could manage without hogging the busking spot.

So why write and now rewrite a bylaw that people do not respect, Environmental Enforcement won't enforce (huh?) and does not work?

CHANGE SORT

1. Penalty or means that lets Environmental Enforcement do their job of enforcing NCC bylaws.
2. If repeat offender – revoke buskers licence and enforce keeping them out of CBD busking.

Name: Sue Ware and Peter Kortegast

Natascha Van Dien

From: Submissions
Sent: Monday, 23 February 2015 4:03 p.m.
To: Administration Support
Subject: FW: Submission

Categories: Natascha

From: Raymond Necklen[SMTP:RAYMONDNECKLEN@GMAIL.COM]
Sent: Monday, February 23, 2015 4:02:46 PM
To: Submissions
Subject: Submission
Auto forwarded by a Rule

Re part 6 ... Control of Alcohol in Public Places.

Sorry but couldn't access the online submission form ... but here are our views on the above proposal.

We support the proposal to introduce alcohol liquor bans in both Wigzel Park and Victory Square.

We live at 37 Alfred Street ... this is right next to Wigzel Park ... we have noticed lengthy and noisy all-day drinking sessions. We believe Wigzel Park should be promoted as an area that is family friendly; by banning alcohol this will be achieved. One point to note is that if Victory Square is designated as alcohol free then it follows that Wigzel Park must also have the same designation ... as the problem would simply shift from Victory to Wigzel.

We are happy to talk to this brief submission.

Carolyn & Raymond Necklen
37 Alfred Street
NELSON 7019

Phone 548 1515.

Natascha Van Dien

From: Submissions
Sent: Monday, 23 February 2015 4:16 p.m.
To: Administration Support
Subject: FW: Submission to urban by-law
Attachments: Urban-bylaws-consult-form-2014-signed.pdf

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Natascha

From: d.stephenson@clear.net.nz on behalf of d.stephenson[SMTP:D.STEPHENSON@CLEAR.NET.NZ]
Sent: Monday, February 23, 2015 4:15:47 PM
To: Submissions
Subject: Re: Submission to urban by-law
Auto forwarded by a Rule

Please find attached a corrected submission.

----- Original Message Follows -----

> Please find attached a submission to the Draft Urban By-Law.
>
> [Attachment: Urban-bylaws-consult-form-2014.pdf - Adobe Reader.pdf]

Nelson City Council Draft Urban Bylaws

Please tell us what you think

Please type or print clearly. Remember to read the submission writing guidelines (overleaf) before starting.

Office Use Only			
		Submission Number	
File Ref		INITIALS	

Name David Stephenson

Daytime phone 03 543 8483

Address 25 Quebec Road, Nelson

Organisation represented (if applicable) none

Do you wish to be heard in support of your submission? ☒ YES ☐ NO # of pages

1 If you do not tick a box we will assume you do not wish to be heard.

Public information: All submissions (including the names and contact details of submitters) are public information and will be available to the public and media in various reports and formats including on the Nelson City Council website. Personal information will also be used for administration relating to the subject matter of the submissions. Submitters have the right to access and correct any personal information included in any reports, information or submissions.

Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:

Part Three - Keeping of animals

My submission is:

I request Council amend the proposed By-Law to include a provision that allows for Council to reduce the amount of cats to a maximum number of three, where the number of cats is impacting on neighbours.

This option was strongly supported in resident surveys prior to November 2014 and was supported in officer reports.

The option provides a reasonable back-stop in the event that keeping of cats is adversely impacting on neighbours. The provision would only impact owners of cats where they were impacting neighbours.

Date 23 February 2015 Signature 

Nelson City Council Draft Urban Bylaws

Please tell us what you think

Please type or print clearly. Remember to read the submission writing guidelines (overleaf) before starting.

Office Use Only	
File Ref	Submission Number
	INITIALS

Name ADRIAN ABRAHAMDaytime phone 5470065 0272771125Address 19 ULSTER STREET, NELSON

Organisation represented (if applicable) _____

Do you wish to be heard in support of your submission? ☒ YES ☒ NO # of pages 10

_____ If you do not tick a box we will assume you do not wish to be heard.

Public information: All submissions (including the names and contact details of submitters) are public information and will be available to the public and media in various reports and formats including on the Nelson City Council website. Personal information will also be used for administration relating to the subject matter of the submissions. Submitters have the right to access and correct any personal information included in any reports, information or submissions.

Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:

PART 3 - KEEPING OF ANIMALS

My submission is:

AS PER ATTACHED

Submission 14

23 FEB 2010

Note: This is an exact copy of the submitted form.

Submission on Proposed Urban Environments Bylaw Part Three - Keeping of Animals

This submission relates solely to the problems caused by out of control wandering cats. For ease of understanding, this submission is divided into a number of sections as defined by the following table of contents.

Table of Contents

1. Introduction
2. The Problem - My Experiences
3. The Solution
4. Other Proposed Ineffective Solutions
5. The Australian Experience
6. Summary
7. Endorsements

1. Introduction

The Nelson City Council's web site under Animal Control states:

Cats and other animals

Council provides a service for cat control through a service level agreement with the Nelson SPCA. For any information about cat traps or to report a problem with a cat or if you have queries or complaints regarding other types of animal, please contact the Nelson SPCA on 03 547 7171 weekdays from 9.30am to 5.00pm.

This diversion of complaints to the SPCA is the reason I had never complained to council about the problems I have been experiencing and I am certain the same applies to many other people. That is why the council has been far less aware of the societal problems caused by wandering cats than the SPCA or, indeed, the wider community. Yet, when the SPCA is notified (and I have had extensive conversations with them over the years) they are completely powerless to take any action due to the total lack of any laws or bylaws relating to cat control.

2. The Problem - My Experiences

Nelson has a significant problem with out of control domestic cats running wild although, admittedly, it is not an issue in all areas. This has been both privately and publicly acknowledged by the SPCA and other organisations. When I first moved to my current house in 2001 there was no significant problem with domestic cats at my address (notwithstanding the fact that my closest neighbour had a cat but it was well cared for and kept under control so caused no problems - in fact it was a delight); regrettably the area did not long remain so pleasant as a result of irresponsible cat owners moving into the neighbourhood. I will outline some of the problems:

(i) One problem that makes life particularly unpleasant is the stench of cat excrement all around the property. Typical is excrement on the lawn, on barked garden, on compost piles, on the garden mulch, in the garden beds and sometimes dug into the garden. This is an almost daily affair with sometimes as many as three loads of excrement needing to be removed. It absolutely stinks and it is not always easy to find where the stench is emanating from. This turns the garden from the delightful sanctuary it should be into a repellent and unpleasant experience.



Cat faeces on lawn



Cat faeces on garden mulch



Cat faeces causing dieback of lawn.

While I appreciate that this is not a problem universal to all properties in Nelson, it is widespread. In recent times I have visited a number of open homes looking at real estate and some of these properties absolutely stunk of cat excrement. Examples include 23 Seaton St, 2 Stansell Ave and 8 Coster St demonstrating that the problem is not isolated to a single geographic area. As far as I am aware none of these properties owned a cat but they all suffered problems caused by cats. Tasman provided similar examples such as 18 Crescent St. While I acknowledge that many properties were pleasant and showed little sign of cat damage these examples clearly show the problem to be widespread, even if not ubiquitous.

(ii) The second problem is that I am a keen gardener and take a great deal of pride in my garden. It is annoying, to say the least, having it continually dug over by neighbourhood cats. As it is a generally accepted tenet of civilised society that private property should be respected, what is it that gives others the right to destroy peoples gardens, albeit vicariously through free ranging their cats? I have tried numerous alleged remedies such as Skunk Shot cat repellent (minimal benefit to about half a metre), cayenne pepper (no effect), lemon juice (no effect), sprayed lemon rind oil mixture (no effect), ultra sonic alarm (some slight effect over an area of about 2-3 sq metres but totally impractical as would cost thousands of dollars per year just for the batteries alone), Rue (possibly effective to about 1 metre). None of these alleged remedies is near sufficient in controlling roaming cats so I have had to spend a considerable amount of time and money to create frames of netting without which there would be simply no possibility of a garden. This is effective to allow seeds to germinate and seedlings to get established but problems persist when the netting must inevitably be removed and, of course, it is totally ineffective against the all pervasive stench.



Cat faeces in the potato patch



Fly infested cat faeces at recently acquired Tui Glen Rd property

One undesirable side effect of the netting is that birds get under it. While the birds can easily get back out if left to their own devices, it is a different matter when a cat arrives to terrorise them. As well as killing the birds the cats also damage the netting causing further costs in repair. Where I live, cats have proven to be the very worst of all the garden pests.



Cat damage to netting

(iii) The third problem is the suffering caused to the bird life. I like bird life on my property and would like it to be seen as a sanctuary for the birds. Dozens of birds have been killed by cats on my property over the years but it is not just the deaths but the suffering of the birds being traumatised by a cat that is truly gut wrenching to see.



Bird killed by neighbours roaming cat

I appreciate that not all cats are a significant threat to birds but all have the potential and some are. There is one such cat in my neighbourhood which has caused horrendous suffering and death. I like to think that no decent person would stand by and do nothing about that but it was up to me as it was on my property that this genocide was occurring. I eventually caught the cat in a legal trap (but regrettably one that was restricted in where it could be used) although I had previously (but unsuccessfully) attempted to catch the culprit in a trap hired from the SPCA. Unfortunately I was out when the cat was trapped and I was unable to deal with it. I discussed the matter with the SPCA but they explained that they are completely powerless to do anything about it. They explained that if I caught the cat again the only thing I could do would be to return the cat to its irresponsible owner. As the owner was clearly unwilling to keep this cat contained, I (twice) unsuccessfully offered to pay the cost to have it humanely euthanased. To this day this cat is left to roam freely both day and night over my property and others terrorising and exterminating the bird life. It is almost certainly the cat responsible for killing an near tame blackbird I had befriended.

(iv) I have also been troubled with cats getting into the basement (which includes an unused bedroom and storage areas) of my house. This has regularly stunk of cat urine (although, thankfully, no excrement). In October 2013 I returned from two weeks away and back surgery to find a stinking dead cat in this area of my house which I was unable to remove to due to my reduced mobility following surgery. I had to call a friend (and a very good friend indeed to be willing to undertake this job) to help remove and dispose of it. This was not a pleasant experience!

3.The Solution

I have no interest in preventing people from owning cats. Properly cared for they can make excellent pets and provide valuable companionship to people. But, one person's right to have a cat (or cats) should NOT trump another's right not to have a cat. That is the important principle. Allowing people to free range their cats of other peoples property is not acceptable. The only workable solution is to have a law requiring cat owners to keep their cats on their own property or under proper control when on public land. This principle already applies to other domestic animals such as dogs, chickens, rabbits, etc., and should apply equally to cats given the damage and problems they can and do cause. The vast majority (and quite possibly all, as I have been unable to find any exceptions) westernised countries with the sole exception of New Zealand have laws regarding the control of domestic cats and it is truly to our shame that we lag so far behind the civilised world in this regard.

Keeping a cat on the owners property is not a difficult proposition. Firstly cats can be kept indoors which is very common overseas and the cats can be quite well adjusted and happy (it is a good idea to provide some high spots where the cats can jump and get a view). Secondly, if a cat owner wants to allow the cat outdoors, on most properties it would be quite a simple matter to build a cat proof enclosure. What is not easy is to cat proof an entire block of land due to the presence of trees close to boundaries and the need to allow vehicle access for residents and emergency services. Within a property it is not generally difficult to find a place to erect a cat proof enclosure.

Requiring cat owners to keep their cats within their own property would have other benefits apart from the obvious improvement to the quality of life for neighbours of cat owners. For example cat versus car rarely works out well for the cat. Since living in the area I have had the misfortune to run over one cat and narrowly missed others. It is not a pleasant experience seeing a dying cat in obvious pain crawling off into the undergrowth. Here is an interesting statistic from Chicago which I recently visited-

Average life span of a free-roaming cat -- less than 3 years.

Average life span of an indoor only cat -- 12-15 years.

source -

http://www.cityofchicago.org/city/en/depts/cacc/provdrs/care/svcs/tips_on_caring_foryourcat.html

While Chicago and Nelson are clearly different cities, the principal still applies.

Another benefit of cats being contained within the owners property would be to the bird life as it would create safe havens for them on properties without cats. It is not an ideal solution but it would be a big improvement without impacting on cat owners.

The SPCA, other organisations and many individuals have clearly stated the need for a law to control the cat problem. Surely that is far better than leaving it to people to take matters into their own hands as, indeed, the SPCA has publicly stated.

4. Proposed Ineffective Solutions

(i) The Nelson City Council considered a proposal to restrict the number of cats resident at a property to a maximum of three. This would serve only to penalise genuine responsible cat owners who could well have more than three cats without causing any problems and, at the same time, have no impact on the real issue. An irresponsible owner with just one cat that they allow to run wild over other peoples property is a problem. I am not aware of anyone owning more than two (let alone three) cats in the area where I live yet the problem is undeniable. Accordingly I would be opposed to such a proposal although the council should, of course, have the power to restrict the ownership of any domestic animals where the owner has caused and continues to cause problems.

(ii) Micro chipping of cats. This would impose a cost on cat owners for absolutely no benefit. While this would allow a cat to be identified it would be of no value as there is currently no law for dealing with a problem cat or a problem cat owner. Should cat identification become an issue, this could be dealt with by requiring any un-micro chipped cat to wear an identifying collar which would be a less expensive option for cat owners. A register of owned cats, however, would be of benefit as it would better allow council to monitor the ongoing problem.

5. The Australian Experience

Australia has a cat population and problems, relatively speaking, very comparable to that of New Zealand. Legislation has been recently introduced in a number of states to control this nuisance while still allowing the full benefits of pet cat ownership. The Gold Coast is an excellent (but by no means the only) example. I would strongly encourage the council to communicate with their trans Tasman colleagues with regard to the outstanding success of recent legislation in dealing with the problem.

6. Summary

The SPCA used to have a splendid article about cats on the web page entitled Pet or Pest. The article is no longer there for some reason but it explained that while domestic cats can make very fine pets they can also be very nasty pests to both the neighbourhood and the wildlife. Let us please ensure that we keep our cats as pets and not as pests. New Zealand has fallen well behind the rest of the civilised world in having no laws or bylaws to deal with this issue. Central government has no interest in dealing with the issues (as Nick Smith advised me during a recent conversation) so it is left (as it has been in many countries) to local government. The document "Statement of Proposal to Adopt an Urban Environments Bylaw (No. 225) December 2014" states "Council has the power to make a bylaw to protect the public from nuisance" and this is exactly what I am asking the council to do. What a great outcome it would be if Nelson could lead the way in this country and set an example for other local authorities to follow.

7. Endorsements

We, the undersigned, being residents of Nelson, support the above submission in as much as:

- (i) We have suffered considerable nuisance from neighbouring wandering domestic cats,
- (ii) We agree that the proposal to require cat owners to keep their cats within their owners property is correct, in the same way that applies to other domestic animals.

Name	Address	Signature
Gillian Finnegan	3 Cherry Ave.	G. B. Finnegan
Donna Mulligan	18 Masefield St	D. M.
Lynda Fitzgerald	18 Masefield St, Stoke	L. Fitzgerald
Carol Minchin	97 Arapiki Rd, Stoke	C. Minchin
Roger Minchin	97 Arapiki Rd Stoke	R. Minchin
RAY CANNELL	30, AIRLIE ST, GLENDEAN	R. Cannel
Katherine Flanagan	30, Airlie St, Glendean	K. Flanagan
John Wells	6276 Glen Rd point(ii)	J. Wells
John Wells	54 Yui Glen Rd	J. Wells
Pit Barget	18 Orakei Street Tokoroa	P. Barget
S. Carter	5 TAITE ST 18 ORAKEI	S. Carter
D. Wilson	2/39 Section St. Wakatu	D. Wilson

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Submission 15
24 FEB 2015

24 FEB 2015

NEW YORK CITY COUNCIL

44-191 Service

**The Nelson City Council wants your opinion.
Please tell us what you think.**

Please type or print clearly. Remember to read the submission writing guidelines (over) before starting.

<div> <div>Service</div> <div>Office Use Only</div> </div>			
		Submission Number	
File Ref		INITIALS	

Name Brian Sau

Daytime phone 539-4700

Address 1. Rosa Cristina Way, Nelson, 7010

Organisation represented (if applicable) Blind Citizens (NZ) Nelson Branch

Do you wish to be heard in support of your submission? ☒ YES ☐ NO # of pages

If you do not tick a box we will assume you do not wish to be heard.

Public information

Submissions to Council consultation are public information. Your submission will be included in reports, which are available to the public and the media.

The consultation/proposal my submission relates to:

Draft Urban Environments Bylaw - Street Furniture

My submission is:

See attached pages.

Date 23.2.2015.

Signature

Help with making a submission overleaf...



Nelson City Council
te kaunihera o whakatū

PO Box 645 • Nelson 7040 • 03 546 0200
www.nelsoncitycouncil.co.nz

To: Nelson City Council
From: Blind Citizens (New Zealand) Nelson Branch

Subject: Review and comment on the revision of the Draft Urban Environments Bylaw:
Street Furniture.

Blind Citizens (New Zealand) Nelson Branch is an advocacy organisation which was established in 1945. It advocates for changes in society to improve the environment and make it safer for blind and vision impaired people.

The Council in its proposal to change this bylaw is planning to widen the cleared pathway to 2.0m and to place sandwich boards and flags adjacent to the kerbside. Blind Citizens (New Zealand) Nelson Branch strongly advocates for the elimination of all sandwich boards and flags on the pavements.

There is much evidence globally to support a proactive approach to high quality pedestrian access that encourages people to walk. Material taken from a presentation by Dr Rodney Toulley at the Richmond Library on Friday 20 February 2015, highlights some crucial points from recent research:

- ◆ people who walk to main streets spend more
- ◆ they visit more often because they carry less
- ◆ NZ research shows there is a disparity between what retailers want and what shoppers want
- ◆ high quality pedestrian access is the network of capillaries and veins that keep the heart of the shopping area beating
- ◆ a good walking environment is a good retail environment.

In Nelson and Tasman, our councils are busy addressing in their planning for the "Silver Tsunami"; our aging population. In Blind Citizens (New Zealand) we are very aware that age related Macula Degeneration is the most common cause of sight loss. We must be looking at creating an accessible street environment – as important as an accessible home environment for the elderly. Seniors love to walk. Many in this demographic die from falls. Sandwich boards are a trip hazard. An unexpected slap in the face from a flag is not too pleasant either. Blind Citizens (New Zealand) Nelson Branch urges our council to get safety right.

Why are we advocating for this change? Over the past seven years the use of the pavements by both the Council and the retailers has increased dramatically. We now have many people using the pavements for a variety of reasons to the detriment of the available pedestrian areas and pathways.

Some of these instances include:

- ◆ Sandwich boards and flags to advertise business premises
- ◆ Tables and chairs outside eating establishments
- ◆ Clothing racks and other displays of trading goods
- ◆ Seating for the public, trees and plants to provide decorative value

Brian Say

Blind Citizens (NZ) Nelson Branch

✓

- ◆ Cycle racks, food stands and seasonal stalls selling produce
- ◆ The pavement is also used by elderly people with mobility scooters and by young people to cycle on, to skateboard and, on occasions, used by a segway operator for his tour business
- ◆ As a result of the increased use of cycles, they are often padlocked to other fixed objects on the pavements, rather than in the racks provided, to the surprise of blind and vision impaired pedestrians when they unexpectedly bump into them.

This increase in the utilisation of the pavement area has resulted in less space for pedestrians and gives a very cluttered appearance to the central city. This has made it increasingly difficult for both the public and blind and visually impaired people to walk around safely in this area.

In Nelson, high quality pedestrian areas would also facilitate access to the Provincial Museum, the Alma Turner Library, the Suter Art Gallery, the Nelson Cathedral, the Nelson Marlborough Institute of Technology and of course, Civic House and the Nelson City Council. High quality maps in existing parking areas and at key points could more effectively indicate to shoppers the placement of retailers and civic places, supporting retailers by delivering pedestrians to them.

Melbourne, Vancouver and Vienna are three of the top ten walkable and economically viable cities in the world. It is noteworthy that Melbourne dispensed with sandwich boards as part of its dramatic success in becoming one of these top ten cities. By removing sandwich boards and flags we can all walk confidently into Wakatu (safe harbour), Nelson with this small but important step.

Another aspect of this bylaw is that it is left to the public to notify the Council of violations. It falls upon individuals and organisations like Blind Citizens (New Zealand) Nelson Branch to continually alert the Council of infringements. With the current system dependant on individuals and organisations reporting the violations, it can take a significant period of time for these to be put right. Many of the violations become compliant only to be ignored again after 2-4 weeks. There needs to be a firmer compliance policy inserted into the bylaw to ensure that all parties to the bylaw adhere to its rules and regulations.

Blind Citizens (New Zealand) Nelson Branch would like to make the following points and recommendations:

Blind Citizens (New Zealand) Nelson Branch strongly supports the increase in the pedestrian pathways from 1.5m to 2.0m. This will provide additional space for pedestrians and bring the Council into line with Tasman District Council.

Blind Citizens (New Zealand) Nelson Branch advocates for the complete elimination of sandwich boards and flags from the pavement area. However, it realises this is a complex issue. We propose to Council that a small working group is established to resolve the issue with interested parties. In the meantime Blind Citizens (New Zealand) Nelson Branch would advocate for the sandwich boards and flags to remain on the store side of the pedestrian pathways.

Blind Citizens (New Zealand) Nelson Branch recommends that the one sign that is allowed to advertise business premises be licensed by the Council and that this license be displayed. The Invercargill City Council has introduced a licensing system which could be used as a basis for licensing sandwich boards here in Nelson.

Blind Citizens (New Zealand) Nelson Branch recommends that the Nelson City Council assumes responsibility for compliance with the bylaw. Relying on the goodwill of the public to notify the

Council of offenses against the bylaw does not work in a practical way.

With the increasing use of bicycles, there is a need to consider some rules and penalties for cyclists. It is recommended that the working group, if established, deal with this issue.

Blind Citizens (New Zealand) Nelson Branch wishes to thank the Nelson City Council for the opportunity to comment and make suggestions for the improvement of the bylaw.

We look forward to a mutual resolution of the above recommendations. Thank you for your consideration of them.



Brian Say
Blind Citizens (New Zealand) Nelson Branch

RECEIVED

Nelson City Council Draft Urban Bylaws 24 FEB 2015

Please tell us what you think

NELSON CITY COUNCIL

Please type or print clearly. Remember to read the submission writing guidelines (overleaf) before starting.

Office Use Only			
		Submission Number	
File Ref		INITIALS	

Name Alison MooreDaytime phone 539 4059Address 13 Harper Street, NelsonOrganisation represented (if applicable) —Do you wish to be heard in support of your submission? ☐ YES ☒ NO # of pages 1 d/s— If you do not tick a box we will assume you do not wish to be heard.

Public information: All submissions (including the names and contact details of submitters) are public information and will be available to the public and media in various reports and formats including on the Nelson City Council website. Personal information will also be used for administration relating to the subject matter of the submissions. Submitters have the right to access and correct any personal information included in any reports, information or submissions.

Please indicate the numbers of the parts of the Bylaw (from 3 to 8) your submission/s relates to:

Part 3 only

My submission is:

printed, attached

Briefly that sandwich boards should not
be placed on the outside edge of
footpaths
and

that bylaws should be introduced
covering cats in urban areas

Date 23/2/15 Signature Alison Moore

Part Three 3.2 Sandwich Boards

I wish to make a submission against the change in the Urban Plan that will "Require all sandwich boards to be placed beside the kerb".

Reasons to keep sandwich boards by the walls

1. The wall/window of the building already exists and is very visible. Natural human behaviour is to walk a foot or two away from the wall of the building. So there's a natural dead space that means a sandwich board effectively only intrudes about a foot into otherwise usable pedestrian area.
2. Doors of buildings can open both ways, even if they're not meant to someone occasionally opens a door outwards, thus encroaching on that metre of space. Another reason to make dual use of the space to keep pedestrians out slightly, away from that hazard.
3. People have a tendency to hesitate and cluster around doorways on their way in or out, thus blocking that metre of space. Another reason to move the general flow about a metre out by allowing sandwich boards near the wall.

Additional reasons NOT to place sandwich boards on the outer edge of the footpath

1. All of the above blockages (people clustering, doors opening out by mistake etc) will still occur in the metre of space by the walls and yet there would now be an additional metre of space unavailable on the outside of the footpath by the signs (I use 'metre' here and above loosely, it may be 600mm, a yard or two feet, but the principle remains). And if the signs are to be **up to** 600mm from the **edge** of the footpath that means they'll eat even further into the walking space.
2. Toddlers may play around them and be invisible to parking drivers. They could easily lose their footing on the edge on the footpath. Children would also be less visible if they run towards the road between signs and give a driver less reaction time to stop.
3. If anyone should trip over one of the numerous differently designed plinths of these signs, they are right next to the edge of the road and in more danger of injury from a difference in height of footpath to road, not to mention traffic, even if it is just a parking car. For our increasingly aged population and those with osteoporosis, falling off the pavement is highly likely to lead to broken bones.
4. In a high wind, these signs are far more likely to cause material damage to cars. You could come back and find a dent or scratch on the car but have no idea where to lay the blame. The signs are meant to be weighty

Alison Moore page 1

enough to withstand a light wind, but the truth is in a medium wind they fly around. Most shops will remove a sign once it's obvious the wind's too strong, but usually they'll only know this once it's already blown along the street a few times.

Keeping of Animals

CATS

I object vehemently to there being no by-law provisions regarding cats. There are provisions regulating most other animals; dogs, rabbits, goats, horses, sheep, pigs, cattle, and even poultry ~~and horses~~. The council is therefore failing in its duty regarding

protecting the public from nuisance;

and

protecting, promoting and maintaining public health and safety;

by doing nothing about roaming cats and wantonly deposited faeces.

The SPCA acknowledged the nuisance of cats in the Nelson Mail in Nov 2015 and urged microchipping, yet the Council ignores their expert opinion.

Cats ARE a nuisance to most residents who are not cat owners. Whether as a non-cat-owner in Nelson I'm in a minority or majority is irrelevant to my right to reside in my own property without the nuisance of objectionable deposits of faeces on my property and the equally objectionable stink of tomcat urine from territorial neighbouring cats that wish to mark their territory. Except of course, it's not their territory in the human context, hence the conflict.

If you have received few complaints about this issue it's not because it is not a big problem for those who have to suffer it. Rather, we feel helpless in the face of an organisation and community that seems to think it's ok to inflict your pet's stinking deposits on your neighbours. It is a very hard issue to manage as you may not see the culprit so you don't actually know whose cat it is. You don't expect to find dog, or human faeces in your garden, so why make an exception for a pet cat. Wildlife droppings are entirely different and perfectly natural in the sense that cats are not (or shouldn't be allowed to be in an urban setting) wildlife.

Since the council initially provides households with recycling bins, and provides plastic doggy-do bags in public places, maybe you could consider providing cat-owning households with cat litter trays and the SPCA could run cat-training courses to encourage carefree cat owners to take some responsibility. Behaviour will not change without a little regulatory help.

My submission is that cats be regulated in the by-laws, they be micro-chipped and the council collaborate with the SPCA rather than ignoring their advice regarding neutering to reduce cat numbers to a manageable level.

Submission 17

24 FEB 2015

NELSON CITY COUN
Cust. of S...

COUNCIL Office Use Only			
		Submission Number	
File Ref		INITIALS	

PO Box 645 • Nelson 7040
03 546 0200 • nelson.govt.nz

Sandwich Boards on Footpaths in Nelson

20/02/2015

I am concerned that the bylaws relating to advertising on footpaths from shop-owners and businesses is outdated needs to be revised.

I have read the proposed Urban Draft Environment By-law and find it inadequate and ineffective to adequately control the placing of sandwich boards and street advertising.

I disagree with the proposed approach of placing sandwich boards within 600 mm of the kerb and think it will be ineffective and cause unnecessary footpath congestion. I think the signs should be 100 mm off the kerb and be placed at the front and rear of parking spaces away from opening car doors.

I have spoken to a couple of councils around New Zealand and have obtained copies of their by-laws. Invercargill City council have an up to date, good clear bylaw. Their law states the signs should be a maximum 100 mm off the kerb. They have good deterrent penalties. Some of the other councils are not so clear.

I have seen numerous instances around the Nelson city where the current by-laws have been abused.

The traffic wardens and council staff have to spend quite a bit of time and effort enforcing these existing laws. The penalties to shop keepers I consider to be inadequate.

Examples of abuse are :

- signs being placed in the middle of the footpath. (Chokdee- Hardie St,)
- Sandwich boards being placed outside of trees or telecommunication termination points (Nile Street).
- Signs being placed outside of tables (Hardies Street Turkish Takeaway shop Hardie St)
- Two sandwich boards being either side of the footpath placed, narrowing the footpath, such that pedestrians have to change their straight through line of walking. (Lonestar Café -Hardie St,
- 6 Nile Street cycle hire - opposite Rutherford Hotel).

The rule which states there should be clearance of 1.5 metres footpath clearance width needs to be revised. Some of the footpaths are quite wide (over 3 metres) but signs are place in direct line of the publics walking path.

Shop keepers are using any excuse they can to place signs further out in the footpath, placing them outside of, trees, rubbish bins, street lighting, telecom boxes, to name a few. Maybe with shopkeepers who have trees or bins outside of there shops should have a split sign that fits around so it can be viewed from both directions rather than being place outside of the tree or rubbish bin. An increasing practice I have seen is to have flower pot plants placed beside the

sandwich board. Any sandwich board should be designed so it does not blow over in the wind and not project outside allowable dimensions.

Sometimes when there are two persons walking towards one another they have to change their line of path or wait for the other person to go through.

If one business is allowed to get away with this abuse of privilege other shop keepers will follow their example. Most businesses in Nelson toe the line and are respectful of the bylaws.

Some businesses are also abusing the bylaw in the weekend when there are not enforcement officers working or the council is closes.

The council and ratepayer spends hundreds of thousands of dollars on footpath pedestrian crossing indicators for the visually impaired but then is not adequately enforcing obstructions on the footpath.

There needs to be more severe penalties for continues continued abuse of the bylaw.

Any new bylaw needs to cater for modern advertising methods. Distractions are being used. (as on the internet and flickering). Rotating banners, such as tear-drop flags need to be adequately covered in the bylaw). The modern age of advertising will come up with methods of distracting and attracting peoples' attention. Up to date signage by-laws must be designed to keep the public safe.

The current by-law only allows the council to confiscate the sign after continued abuse of the by-law. Traffic wardens re taking a lot of time and effort to administer these by-laws, this must be frustrating for them if the by-law is weak and in-effective. If the sign is cheap to buy or make do they really care. Especially if having the sign in a place attracting attention increases sales.

The by-laws are there to protect the public, council staff are there to administer them.

Do the shop owners have to take out liability insurance?.

Failure to protect the public responsibly will make the council liable.

Steve Cotter
104 Mount Street
Nelson 7010



Email : stevecotter@yahoo.com



Submission 18 HENS
10 COLLINGWOOD ST
NELSON

URBAN DRAFT

RECEIVED

24 FEB 2015

NELSON CITY COUNCIL
Customer Service

PLAN - 2015

HEARING MARCH

SUBMISSION

~~MY RATEPAYERS~~

SURVEY

- 1 * ~~DAMS / WATER SUPPLY~~
- 2 * ~~RUBBISH RECYCLE REMOVAL~~
~~RATEPAYER RESPONSIBLE~~
- 3 * ~~LESS MONEY SPENT. N.C.C.~~
~~NO GARBROTORS - (DISEASE)~~
~~(SEWERAGE)~~
- 4 * ~~MAITAI BROOK FORESTRY~~
~~CLEAN UPS / WEIR (PROPOSAL)~~
- 5 * ~~STOCK CONTROL - 2 ANIMALS~~
~~1 dog. ADEQUATE SET UP GUIDE~~
~~EVENTS - THOSE LINES~~
- 6 * ~~FESTIVAL~~
- 7 * ~~HOSTING PAY. (NOT RATEPAYERS)~~
- 8 * ~~NO GARBROTORS - WASTE WATER~~
~~SEWERAGE.~~
- 9 * ~~LESS HOUSING GRANTS~~
~~HOME OWNERS - RESPONSIBLE~~
~~CHECKS DONE N.C.C.~~
- 10 * ~~SPORTING EVENTS - ORGANISATION PAYS~~

URBAN DRAFT PLAN 2015.

CONTH.

- 11 ~~STOP POLITICING OPPOSITION~~
YES BUT NOT POLITICAL
CYCLEWAYS - (MINORITY)
12. ~~COUNCIL RELEASES NOT~~
~~TALKED UP~~ LISTEN TO
WHO IS SCRATCHING
WHO'S BACK.
RATEPAYERS.
EXPERTISE OF COUNCIL STAFF.
LOCAL KNOWLEDGE. IMPORTANT.
~~ACCOUNTABILITY~~ FROM
~~COUNCILLORS - RATEPAYERS MONEY~~
~~LESS FRICTION (BOTH SIDES)~~
~~ATTEND MEETINGS - IMPORTANT~~
EYES = EARS TO RATEPAYER
DECISIONS -

NELSON CITY COUNCIL

URBAN ENVIRO

BYLAWS 2015.

12th MARCH 2015.

① Jane.loughnan@ncc.govt.nz ADMINISTRATOR
MATT HEALE. - PLANNING MANAGER.

- COUNCIL EMPLOYEES' - OFTEN NO
IDEA OF PUBLIC AS TO TRAINING
AND BACKGROUND - EXPERIENCE.

② OLD ISSUES
DAMS, WATER, BRIDGES - ROADS - HIGHWAYS^{etc.}
CONTRACTORS - SUB CONTRACTORS
SUB/SUB
(ACCOUNTABILITY)

POWER OF COUNCIL - OFTEN POLITICAL
GOVERNMENT. . MONEY. -

COLLECT RATES. - OPPOSITION.
DEMOCRATIC. -

* PUBLIC FRUSTRATED REPORTS YES
BUT. ROBIN HOOD
MENTALITY.

OFFICERS - GOOGLE. "BUMS ON SEATS"
BEAUSCRATIC. SCARED OF JOB LOSSES.

* PATCH UP. - FLY BY NIGHTERS.
LEAKY HOMES. N.Z. CODE.

OVER & OVER - FRUSTRATION. - MEETING
TIMES.