



NAPIER
CITY COUNCIL
Te Kaunihera o Ahuriri

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REGULATORY COMMITTEE

Open Agenda

Meeting Date: Tuesday 21 August 2018

Time: Following the Strategy and Infrastructure Committee

Venue: Council Chambers
Hawke's Bay Regional Council
159 Dalton Street
Napier

Committee Members Councillor Jeffery (In the Chair), Mayor Dalton, Councillors Boag, Brosnan, Hague, McGrath, Price, Tapine, Taylor, White, Wise and Wright

Officer Responsible Director City Strategy

Administration Governance Team

Next Regulatory Committee Meeting
Tuesday 2 October 2018

ORDER OF BUSINESS

Apologies

Cr Larry Dallimore

Conflicts of interest

Public forum

Nil

Announcements by the Mayor

Announcements by the Chairperson

Announcements by the management

Confirmation of minutes

That the Minutes of the Regulatory Committee meeting held on Tuesday, 29 May 2018 be taken as a true and accurate record of the meeting.10

Agenda items

1 Annual Dog Control Report 2017/183

Public Excluded

Nil

AGENDA ITEMS

1. ANNUAL DOG CONTROL REPORT 2017/18

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Dog Control Act 1996
<i>Document ID:</i>	559263
<i>Reporting Officer/s & Unit:</i>	Hayleigh Brereton, Manager Regulatory Solutions

1.1 Purpose of Report

To present the territorial authority report on dog control policies and practices for the dog control registration year 1 July 2017 – 30 June 2018, for adoption by Council as required under Section 10A of the Dog Control Act 1996, prior to being submitted to the Secretary for Local Government and being made publically available.

Officer's Recommendation

The Regulatory Committee:

- a. Adopt the Napier City Council Annual Dog Control Report 2017/18.
 - i. That the report be submitted to the Secretary for Local government and published in accordance with the Dog Control Act 1996.

Chairperson's Recommendation

That the Council resolve that the officer's recommendation be adopted.

1.2 Background Summary

Section 10A of the Dog Control Act 1996 requires territorial authorities to report on their dog control policy and activities annually.

The law requires that:

- the report be adopted by Council and made publically available each year (subsection 1);
- notice of adoption of the report be published in a daily paper or other newspaper that has an equivalent circulation within the district, or by any other means the territorial authority thinks is desirable (subsection 3); and
- within one month of adoption, a copy of the report must also be submitted to the Secretary for Local Government (subsection 4).

1.3 Issues

The Napier City Council Annual Dog Control report 2017/18 is shown in attachment A. In Summary:

- Napier City Council has 7,640 registered dogs

- 3,090 complaints were received
- A total of 803 dogs were impounded
- 46 dogs were rehomed

1.4 Significance and Engagement

Council officers have prepared the attached report in accordance with the Section 10A reporting requirements provided by the Department of Internal Affairs. No consultation is required for this report as it is a legislative requirement.

1.5 Implications

Financial

N/A

Social & Policy

N/A

Risk

Failure to adopt the report and make it available to the public would put Napier City Council in breach of the Dog Control Act 1996.

1.6 Options

The options available to Council are as follows:

- a. Adopt the report, submit it to the Secretary for Local Government, and publish it so that the information is publicly available to meet legislative requirements under the Dog Control Act 1996.
- b. Not adopt the report.

1.7 Development of Preferred Option

N/A

1.8 Attachments

- A Annual Dog Control Report 2017/18 [↓](#)



ANNUAL DOG CONTROL *report*



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1. Introduction

The Napier City Council, as a territorial authority, is required to manage and enforce provisions pursuant to the Dog Control Act 1996 (the Act) and subsequent amendments in 2003, 2004, 2006 and 2010. Section 10A of the Act requires the Council to report annually to the Secretary of Local Government on its Dog Control Policy and practices.

This report fulfils this statutory requirement for the dog registration years:

- 1 July 2017 to 30 June 2018.

2. The Council's Dog Control Policy and Practices

2.1 Policy objectives

The council adopted the Dog Control Policy in 2014.

The objectives of the policy are to:

- provide clear guidance to the public and staff in the administration of the Dog Control Act 1996,
- provide a safe and healthy environment for citizens and visitors,
- minimise dog attacks by appropriate enforcement of the policy, bylaw and Act, and
- ensure dogs kept under human care are well cared for.

The Council adopted the Napier City Council Animal Control Bylaw in 2014. The objectives of the bylaw are to:

- enhance the safety of the public and children by minimising the distress, nuisance and intimidation caused by dogs to the community
- avoid the inherent danger of uncontrolled dogs in public places



3. Dog Control Statistics

The information provided below sets out the statistical information required by Section 10(A)(2) of the Act.

Number of Registered Dogs

Category	2016/17	2017/18
Number of dogs registered by council	7,462	7,640

Dangerous and Menacing Dogs

Number of dogs classified as dangerous (Section 31)

Category	2016/17	2017/18
Dangerous by owner conviction S31(1)(a)	1	3
Dangerous by sworn evidence S31(1)(b)	6	7
Dangerous by owner admitting in writing S31(1)(c)	6	3
Total Dangerous Dogs	13	13

Number of dogs classified as menacing (Section 33A and 33C)

Category	2016/17	2017/18
Menacing by behaviour S33A(1)(b)(i)	57	73
Menacing by breed characteristics S33A(1)(b)(ii)	6	14
Menacing by Schedule 4 breed or type S33C(1)	155	127
Total Menacing Dogs	218	214

Infringements

Number of infringement notices issued:

Category	2016/17	2017/18
Infringement notices issued	26	704

* The increase in infringements has largely occurred as infringements have been issued to known owners who have failed to register their dog.

Classification of Dog Owners

Number of classified dog owners

Category	2016/17	2017/18
Probationary Owners	6	0
Disqualified Owners	0	5

**Prosecutions****Number of prosecutions taken for offences under the Dog Control Act 1996**

Category	2016/17	2017/18
Prosecutions	1	2

Complaints**Number and nature of dog complaints received**

Category	2016/17	2017/18
Public Safety related complaints		
Dog attack on people - minor	41	46
Dog attack on people - serious		4
Dog attack on other animals	74	78
Dog attack on stock	37	36
Dog worrying stock	7	11
Dog Chasing		7
Dog rushing	41	63
Aggressive dog behaviour other than rushing		20
Roaming dogs reported by public	704	804
Non-safety concerns		
Roaming dogs contained by public		588
People's dogs that are reported lost	112	328
Barking	390	576
Fouling	9	8
Bylaw breach		9
Unregistered dog		9
Welfare concerns		2
Miscellaneous	274	428
Licence/Permit		12
Information Requests	147	55
Total	2,293	3,090

* a review of the categories for complaints was undertaken during the year. The Department of Internal Affairs Enforcement guideline complaints categories have been adopted. 2016/17 categories have been matched as best as possible based on the new classification. Serious attacks are those that may require significant medical treatment. 2016/17 dog attacks have been unable to be distinguished between minor and serious.

**Impounding and Rehoming**

Category	2016/17	2017/18
Total Dogs Impounded	468	803
Dogs returned to owner	303	546
Dogs rehomed	52	46
Dogs surrendered to SPCA	24	15
Dogs euthanised	85	177
Dogs surrendered by owners		40
Other (death by natural causes etc)	4	3

REGULATORY COMMITTEE

Open Minutes

Meeting Date: Tuesday 29 May 2018

Time: 3.07pm – 3.28pm

Venue Council Chambers
Hawke's Bay Regional Council
159 Dalton Street
Napier

Present Mayor Dalton, Councillor Jeffery (In the Chair), Councillors Boag, Brosnan, Dallimore, Hague, McGrath, Price, Tapine, Taylor, White, and Wise

In Attendance Chief Executive, Director Corporate Services, Director Community Services, Director Infrastructure Services, Director City Services, Director City Strategy, Manager Communications and Marketing, Manager Regulatory Solutions, Policy Planner, Strategic Planning Lead

Administration Governance Team

Apologies

Councillors Jeffery/ Brosnan

That the apology from Councillor Wright be accepted.

Carried

Conflicts of interest

Nil

Public forum

Nil

Announcements by the Mayor

Councillors were requested to remain after the meeting for some short updates from management.

Announcements by the Chairperson

Nil

Announcements by the management

Nil

Confirmation of minutes

Councillors Taylor / Hague

That the Minutes of the meeting held on 22 November 2017 were taken as a true and accurate record of the meeting.

Carried

Notification and justification of matters of extraordinary business

(Strictly for information and/or referral purposes only).

AGENDA ITEMS

1. NAPIER CITY BLACK FRIDAY FIESTA

Type of Report: Operational

Legal Reference: Local Government Act 2002

Document ID: 468801

Reporting Officer/s & Unit: Fleur Lincoln, Strategic Planning Lead
Andy Long, Project Planning Facilitator

1.1 Purpose of Report

To obtain a Council resolution to allow food trucks and other mobile food operators to operate within Market and Emerson Street at the upcoming Napier City Black Friday Fiesta to be held on the 13th July 2018 in accordance with the Trading in Public Places Bylaw 2014.

At the Meeting

In response to questions from councillors it was advised that the fiesta is a part of Napier business Inc.'s recent work looking at ways to engage people in the city centre after work and to enliven the CBD area. This focus on creating night life is in line with Council's city vision. It was noted that the alignment with the Art Deco winter festival weekend was a good outcome, whether intended or not.

Committee's recommendation

Councillors Brosnan / Wise

The Regulatory Committee:

- a. Resolve to allow mobile trading (food and drink) within the public spaces of Market and Emerson Streets on the 13th July 2018 as part of the Black Friday Fiesta event to be held by Napier City Business Inc.

Carried

2. STREET NAMING-240 AND 250 GUPPY ROAD TARADALE

Type of Report: Procedural

Legal Reference: N/A

Document ID: 472545

Reporting Officer/s & Unit: Paul O'Shaughnessy, Team Leader Resource Consents

2.1 Purpose of Report

The purpose of this report is to obtain Councils approval for two new street names within two recently approved residential subdivisions at 240 and 250 Guppy Road Taradale.

At the Meeting

There was no discussion on this item.

Committee's recommendation

Councillors Taylor / Brosnan

The Regulatory Committee:

- a. Approve two new street names within the subdivisions at 240 and 250 Guppy Road as follows:

Road 1 - Young Place (240 Guppy Road)

Road 2 - Chue Place (250 Guppy Road)

Subject to confirmation from the Māori Consultative Committee.

Carried

3. PARKING CONTROLS

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Traffic Regulations/ Parking Control Bylaws 2014
<i>Document ID:</i>	470409
<i>Reporting Officer/s & Unit:</i>	Hayleigh Brereton, Manager Regulatory Solutions

3.1 Purpose of Report

To seek Council approval to revoke parking time restrictions in the Napier CBD so as to allow all day parking in a number of streets and to add additional pay and display areas in Vautier Street and Marine parade (between Albion and Vautier Street) to ensure consistency with surrounding parking provision.

At the Meeting

In response to questions from councillors it was clarified that:

- There are at least 100 additional public all day car parks in the city centre, some of which are free and some paid.
- It was recognised that the central medical centres did not have enough parking of their own and changes in Wellesley and Munroe Streets may have an impact on parking options. Parking in Munroe will be P120 spaces , encouraging turnover and helping with parking for those attending the medical centre. This will be closely monitored.
- The Strategy had been developed based on objective data and it was important that parking be addressed on a big picture level. Once the Strategy has been approved by Council, officers will meet with stakeholders and retailers in town, ensuring they are able to see the options, availability, assess the impacts for them and ask any questions.
- The implementation and implications from the Strategy will be closely monitored and there will be the opportunity to make adjustments if these are identified as necessary. For example, Councillors noted that there may be more pressure on all-day parking once the gravel pit is closed on Munroe Street. Feedback will come via the operational team who see behaviours and pressure points on a daily basis, as well as the formal annual parking survey.
- Opportunities for further leased car parking for workers in the CBD continue to be looked at. It was noted that it was expected that vehicle options and parking practices would change considerably over the next few years and flexibility was important in the solutions sought.

It was remarked that accompanying the Parking Strategy with encouragement to use alternative modes of transport, instigate safe cycleways and provide for bicycle parking would be a good approach.

Committee's recommendation

Councillors White / Jeffery

The Regulatory Committee:

- a. Resolve that the P120 time restrictions be revoked at the following locations;
 - i. Tiffen East Carpark
 - ii. Emerson Street between Clive Square East and Clive Square West
 - iii. Wellesley Road between Raffles and Latham Street
 - iv. Wellesley Road between Kennedy Road and 45 Wellesley Road on the north-western side of the road only
 - v. Munroe Street between Dickens and Station Street on the western side only.
 - vi. Station Street between Tennyson Street and the Station Street roundabout.
 - vii. Bower Street between Edwardes and 41 Bower Street on the eastern side only.
 - viii. Marine Parade between Albion Street and Vautier Street
 - ix. Vautier Street between Marine Parade and Munroe Street
- b. Resolve that a parking fee apply at \$1.00 per hour for the following locations;
 - i. Vautier Street
 - ii. Marine Parade between Albion Street and Vautier Street.

Carried

The meeting closed at 3.28pm

Approved and adopted as a true and accurate record of the meeting.

Chairperson

Date of approval