



Agenda

SOUTH WAIRARAPA DISTRICT COUNCIL

**19 KITCHENER STREET
MARTINBOROUGH**

**ORDER PAPER FOR AN EXTRAORDINARY MEETING
TO BE HELD IN THE
DISTRICT COUNCIL CHAMBERS,
KITCHENER STREET, MARTINBOROUGH
ON
14 December 2016**

**MEMBERSHIP OF COUNCIL
HER WORSHIP THE MAYOR**

Mrs Viv Napier

(Deputy Mayor Brian Jephson)

Cr P Ammunson
Cr L Carter
Cr P Colenso
Cr M Craig

Cr D Harwood
Cr P Maynard
Cr C Olds
Cr C Wright

**RECOMMENDATIONS IN REPORTS ARE NOT TO BE CONSTRUED AS
COUNCIL POLICY UNTIL ADOPTED BY COUNCIL**



SOUTH WAIRARAPA DISTRICT COUNCIL

EXTRAORDINARY MEETING

AGENDA 14 December 2016

EXTRAORDINARY MEETING:

The meeting will be held in the South Wairarapa District Council Chambers, 19 Kitchener Street, Martinborough and will commence at 1:00pm. The meeting will be held in public with the express purpose of hearing and deliberating on submissions to the proposed change to the Camping in Public Places Bylaw – Ngawi and Ngawi Surf Breaks.

- 1. Apologies**
- 2. Conflicts of Interest**
- 3. Submissions hearings as per schedule**

Schedule of Submissions Hearings			
No.	Submitter	Start Time	Pages
1	Val Rait	1:00pm	49
2	Clive Patton	to follow	42-43

- 4. Proposed Change to the Camping in Public Places Bylaw
– Ngawi and Ngawi Surf Breaks Report**

Pages 1-49

SOUTH WAIRARAPA DISTRICT COUNCIL

14 DECEMBER 2016

AGENDA ITEM 4

PROPOSED CHANGE TO THE CAMPING IN PUBLIC PLACES BYLAW – NGAWI AND NGAWI SURF BREAKS

Purpose of Report

To provide a background report as part of the hearing of public submissions on whether to adopt the proposed Changes to the Camping in Public Places Bylaw 2013 which would allow dogs to be taken by freedom campers to the Ngawi and Ngawi Surf Breaks reserves.

Recommendations

Officers recommend that the Council:

1. *Receive the information.*
2. *That Council hear, consider and determine its response to the public submissions on changes to the Camping in Public Places Bylaw 2013 pursuant to section 83(1) (d) and Schedule 7 (Clauses 30 and 32) of the Local Government Act 2002.*
3. *That Council either a) adopt the proposed changes to the Bylaw or b) adopt a further modified Bylaw consequent on submissions or c) abandon the proposed changes to the Bylaw.*

1. Executive Summary

Reports were presented to Council in February 2016 (initial discussion and decision to proceed) and June 2016 (to commence legal process) this year (see Appendix 1 and 2).

These discussed allowing dogs to accompany freedom campers staying on the Council's reserves at Ngawi and Ngawi Surf Breaks and the necessary changes to Council's bylaw.

After advertising the proposal to change the bylaw and allow campers to take dogs to these two freedom camping sites for public comment, Council received four written submissions.

Council is required to hold hearings for submitters should they request to be heard. In the case of the proposed changes to the Camping in Public Places

Bylaw to allow campers to take a dog to the Ngawi and Ngawi Surf Breaks reserves, 3 submitters indicated they wished to be heard.

Contact has been made with three of the four submitters and two have now indicated a desire to be heard.

One submitter has not replied to a letter or telephone messages so may or may not attend the hearing (has been notified of time and place).

These submissions raise a number of issues in relation to the proposed changes. These are discussed in the following section.

Once Council has heard and considered the submissions, a decision whether to proceed or not needs to be made.

If the decision is to proceed, then Council must decide whether the Bylaw as publicly notified should be adopted or altered in the light of the submissions and then adopted or rejected.

2. Issues Raised

Four submissions were received and are included in Appendix 3. These were lodged in the name of C. Patton, M. Tipoki, Destination Wairarapa and V. Rait.

Of these submitters, Val Rait and Clive Patton have indicated a desire to be heard. Destination Wairarapa have neither confirmed nor declined attendance.

The submissions have raised many points and these are very briefly summarised as follows (please read attachment 3 for full comments);

- a) More dogs along the coast will put wildlife at risk (little Blue Penguin named);
- b) Dogs are difficult to police and control;
- c) Allowing dogs will generate higher demand for the camp sites which will pressurise infrastructure;
- d) Dogs will worry sheep as it is a farming area;
- e) Dog faeces are a health issue at busy camping sites;
- f) Children are vulnerable to dog attack;
- g) Dogs are often not registered or immunised;
- h) Dogs often fight when in close quarters;
- i) Dogs do not respect wildlife;
- j) Dogs get into rubbish making unsightly messes;
- k) Dog owners can be very rude and abusive when people comment of their dogs bad behaviour;
- l) As a regular camper pleased with current dog ban;
- m) Campsites very full of campers, no room for dogs;
- n) Bylaw unclear on what is an aggressive dog, what is sufficient space and how enforcement will occur; and

- o) Need for clear signs prohibiting dogs at other venues (that bylaw has not changed rules at those locations).

3. Conclusion

A number of concerns have been expressed by submitters. Many are similar in nature/intent and follow the issues raised by officers when Council first considered whether to change the bylaw and allow dogs at the Ngawi and Ngawi Surf Breaks reserves which are used by freedom campers.

Council needs to weigh these matters up and decide whether to confirm the draft bylaw, adopt the bylaw in a modified form or not proceed with any change.

4. Appendices

Appendix 1 – Council officers report to Council February 2016

Appendix 2 - Council officers report to Council June 2016

Appendix 3 - Submissions

Contact: Murray Buchanan, Group Manager, Planning and Environment

**Appendix 1 – Council
officers report to Council
February 2016**

SOUTH WAIRARAPA DISTRICT COUNCIL

24 FEBRUARY 2016

AGENDA ITEM D3

NGAWI AND NGWAI SURF BREAK: DOGS IN FREE CAMPING AREAS

Purpose of Report

To report on the findings of an informal survey of users and then discuss the current prohibition on dogs within the free camping sites particularly those located on the Ngawi and Ngawi Surf Breaks reserves. A decision on whether the current policy should stay in place or be changed for future seasons, is then required.

Recommendations

Officers recommend that the Council:

1. *Receive the information.*
2. *Resolve that no change be made to the current policy which prohibits dogs in the Ngawi and Ngawi Surf Breaks reserves, or*
3. *Resolve to allow dogs in the Ngawi and Ngawi Surf Breaks reserves and determine which of the following site specific conditions should apply:*
 - a) *Dogs are on a leash at all times within the camp ground;*
 - b) *Dogs are accompanied at all times (not left alone on the campsite while the owner is elsewhere);*
 - c) *Sufficient food, water and shelter is available;*
 - d) *Sufficient space between dogs and neighbouring campers;*
 - e) *Dog excrement is cleaned up and disposed of correctly;*
 - f) *No aggressive dogs allowed on the campsite;*
 - g) *Dog owners must obtain a permit from the Council before taking any dog onto a campsite and*
 - h) *The setting aside of specific sites for use by campers bringing a dog.*

1. Background

Over the last 3 summer seasons Council has been operating an extended coastal ranging service. This has resulted in some "tensions" around the

enforcement of the no dogs in the designated free camping areas, particularly at the Ngawi and Ngawi Surf Breaks sites.

Firstly, locals who often let their dogs "roam" have come under scrutiny as this means that their dogs are not deemed to be under lawful control. Consequently, the coastal ranger has been acting to ensure that dogs in public places (including the free camping areas) are under lawful control. This has led some locals to strongly challenge this enforcement.

Second, and at the same time, quite a few people who want to take advantage of the free camping areas, but who own a dog and wish it to accompany them, have not been able to use these sites.

In both cases the current prohibition on dogs is seen as the problem.

2. Discussion

2.1 The current policy and rules were introduced several years ago when problems with dogs on the free camping sites arose. It is fair to say that since then there have been few dog related problems. In addition staff find that the rather "black and white" form of the current structure is easy to enforce, as there is little room for interpretation and therefore debate.

Due to this background, the coastal ranger has however been subject to ongoing difficulties in trying to persuade local dog owners to keep their dogs under lawful control and off the areas set aside for free camping where dogs are prohibited.

2.2 The ranger has also faced angst from campers who have arrived and set up, but with a dog present. These people are asked to leave the camping sites and this has caused some upset, even though the coastal ranger operates the rules in a quite flexible way (will give campers sufficient time to decamp if required etc).

Lastly on this second aspect, a number of dog owning and potential campers have contacted Council to express the view that it is unfair and unnecessary to exclude them, as their dogs are not a danger in any sense, nor will they cause any other problems.

2.3 Towards the end of last season (2014-15) and during last year approaches have been made to Councillor Jephson and Council generally, to request a change in the current regime

For instance locals have now requested that a change be made, in consequence of a meeting held with Councillor Jephson on Friday 29 January 2016. In addition a letters from dog owners (e.g. Shavorne Simmonds – Appendix 2) have been received formally asking for the current rules to be changed.

2.4 To provide some information on attitudes of people staying at the free camping sites an informal survey was undertaken over this summer. The number of campers who agreed to participate was however small, with only 15 responses out of all campers (i.e. total camper sites 247; Ngawi/Ngawi Surf Break 159). The survey is therefore only indicative.

Approximately 40 campers actively declined to participate while other campers were not present to approach when the coastal ranger was checking a site (away at beach etc).

Of the 15 campers who did participate, there was a 70% agreement that campers dogs should be allowed. This agreement was however subject to a series of strong conditions (see Appendix 1).

2.5 Officers are of the view that the current rules are straight forward and therefore easily understood and enforced and in an ideal world be retained as is. However officers also recognise that there may be a number in the community, including current campers, who feel that they are no longer appropriate and so the rules should be reviewed.

Should Council decide to change the current rules then the Camping in Coastal Areas Bylaw 2009 (as amended in 2013) will need to be changed. The reference to a ban on dogs for the Ngawi and Ngawi Surf Breaks sites in Schedule 2 at least would need to be removed, and any site specific conditions agreed by Council would need to be included. If a change is desired, a report will be prepared along the lines of the resolution made by Council for consideration at the next meeting of Council.

3. Conclusion

Concerns have been raised on and off by locals and visitors, including potential visitors to Councils free camping sites on the south coast (and to a much lesser extent other sites). A decision is required as to whether to continue with the current rules or not.

4. Appendices

Appendix 1 –Survey Results

Appendix 2 – A Letter of Complaint

Reporting and Contact Officer: Murray Buchanan, Group Manager,
Planning and Environment

Appendix 1 – Survey Results

Informal Coastal Camping Dog Survey

Findings 2015/2016 Season

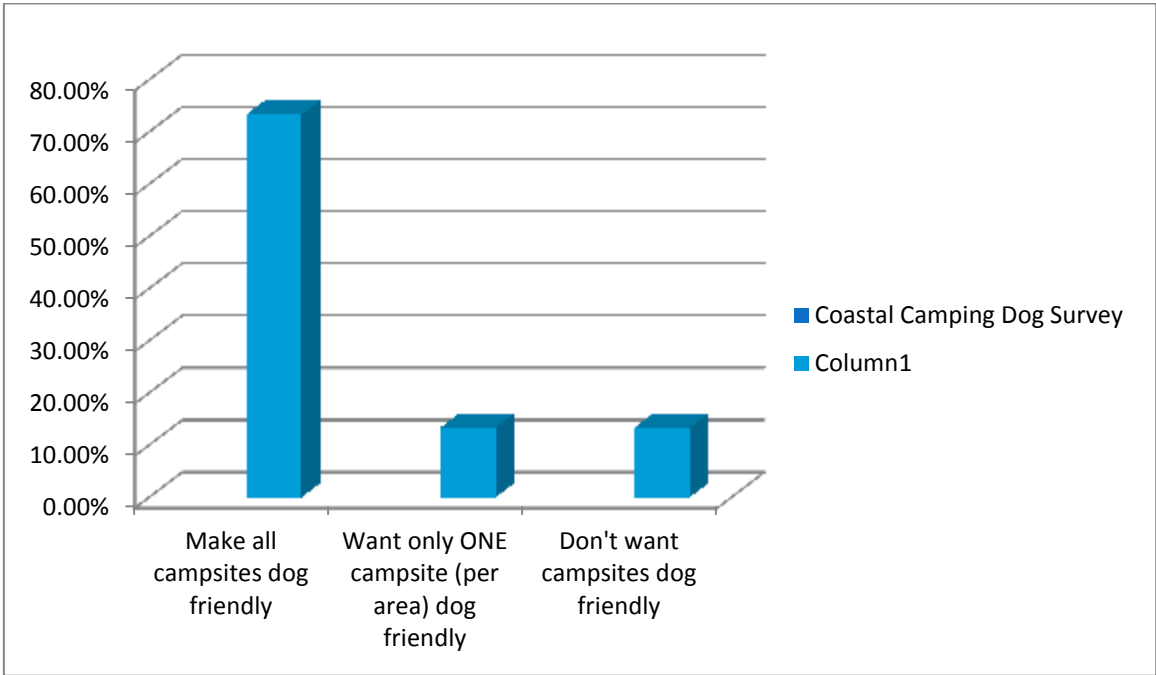
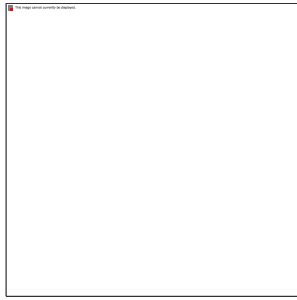
1. Nine campers would like dogs to be allowed on the campsite, under the following conditions;
 - Dogs are on a leash at all times within the camp ground
 - Dogs are accompanied at all times (not left alone on the campsite while everyone is on the beach)
 - Sufficient food, water and shelter is available
 - Sufficient space between dogs and neighbouring campers
 - Dog excrement is cleaned up and disposed of correctly

2. One camper preferred dogs to be allowed, under the following additional condition;
 - No aggressive dogs allowed on the campsite

3. One camper preferred dogs to be allowed on the campsite, with the following additional condition;
 - Dog owners must obtain a permit from the Council before taking any dog onto a campsite

4. Two campers preferred one of the campsites in each area to allow dogs, with the additional condition;
 - Policing at all times

5. Two campers did not want dogs to be allowed on any of the campsites because they were concerned about;
 - the breeds and types of dogs
 - safety of campers
 - the mess that the dogs will create



Appendix 2 – A Letter of Complaint

29.08.2015

Mrs Shavorne Simmonds

53 North Street

Greytown

Wairarapa 5712

Phone 0273603086



Dear Adrienne Staples,

I am writing concerning the issue of the NO DOGS ALLOWED signs in the South Wairarapa Camp grounds not only at Ngawi, but all the camp grounds.

I am a responsible rate payer & registered dog owner, who gladly pays fees every year.

My family and I have been camping at Ngawi for many years on our free weekends and now feel we are not welcome as we always take our family pet with us.

My Husband & I went up North not long ago and found every town welcoming with a dog friendly area to camp, all these campgrounds were nearly full. (Signed: Dog Friendly Camping, dogs must be on a lead).

I think the SWDC region is only unwelcoming place we have come across and this needs to be addressed.

SWDC are missing out on potential tourists to our beautiful region with their family pet. (Who may spend money in our region).

After talking with Murray Buchanan a few weeks ago, it has only left me feeling more frustrated as his solution is to park by the lighthouse, which is not an option as it is too hard and dangerous to get a 9metre bus with a boat on the back, around Kupaes Sail narrow single lane road.

Murray also said we could park on the roadside anywhere (Its Legal and we cannot be fined). But we are not allowed dogs in any Council reserve.

We love the township of Ngawi as we have friends and family out here but they have limited room or are hill side, so no room for parking.

I don't think the residents of Ngawi would be happy with a 9metre bus plus boat parked in front of their home obscuring their sea view and encroaching on their privacy, considering there is a camp ground across the road.

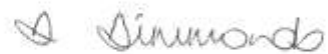
My elderly parents also camp with us in their campervan with their small dog and need to be close to council facilities.

I do realise there are a few bad dog owners (Penalise or fine them), but there are a lot of responsible dog owners, like me who feel like we have been penalised.

I would appreciate a full plan of the council land & area of Ngawi of where we are allowed to park with our little dog and if you could please help me come up with a practical solution to this issue.

Kind Regards

Shavorne Simmonds

A handwritten signature in cursive script that reads "Shavorne Simmonds".

Appendix 2 - Council officers report to Council June 2016

SOUTH WAIRARAPA DISTRICT COUNCIL

29 JUNE 2016

AGENDA ITEM C1

CHANGE TO SCHEDULE 2 OF BYLAW FOR CAMPING IN COASTAL AREAS 2009: NGAWI AND NGAWI SURF BREAK

Purpose of Report

To change the Coastal Camping Bylaw (Schedule 2) so as to permit dogs to accompany campers using the Ngawi and Ngawi Surf Break sites, subject to conditions.

Recommendations

Officers recommend that the Council:

1. *Receive the information.*
2. *Resolve to adopt the attached Statement of Proposal and Amended Bylaw for public consultation under the Local Government Acts special consultative procedure.*

1. Executive Summary

Over the last two summers concerns have been expressed about the inability of campers to take their dogs with them to the Ngawi and Ngawi Surf Break free camping areas.

The ban on dogs had arisen due to past problems, however Council has agreed to trial readmission of dogs to these sites after receiving a number of requests to do so.

This report is the second step in that process.

2. Discussion

2.1 Background

Over the last few summers the coastal ranger has had to enforce the ban on taking dogs to Council reserves where free camping is permitted. In the main this ban has worked with few campers being identified with dogs.

Those found to have dogs with them have cooperated with staff when the ban was made known to them by removing themselves and their dog from the camping areas.

However, a number of letters about this rule have been received which were critical of the rule and/or requested Council to review the policy.

Council has subsequently done so and the outcome was a decision to trial allowing dogs back onto the Ngawi and Ngawi Surf Break freedom camping areas.

2.2 Change to Bylaw

In order to allow dogs to accompany their owners who camp on the Ngawi and Ngawi Surf Breaks camping areas, Council has to resolve to change Schedule 2 to the bylaw.

This schedule identifies the sites which Council has made available for freedom camping activities and sets the terms of that use.

The following clauses need to be added to Schedule 2 for the Ngawi and Ngawi Surf Break Camping Areas to enable campers to bring their dogs onto these sites and to provide adequate controls;

"Dogs are permitted within the camping area subject to compliance with the following conditions,

- a. Dogs are on a leash at all times within the camp ground;*
- b. Dogs are accompanied at all times (not left alone on the campsite while the owner is elsewhere).*
- c. Sufficient food, water and shelter are available.*
- d. There is sufficient space between dogs and neighbouring campers.*
- e. Dog excrement is cleaned up and disposed of correctly.*
- f. No aggressive dogs allowed on the campsite"*

2.3 Consultation

Because the Camping in Coastal Areas 2009 Bylaw is not part of the consolidated bylaws, these changes to schedule 2 must go through the full public consultation procedures, rather than being adopted by simple Council resolution.

The applicable public consultation process is specified in the Local Government Acts "special consultative procedures" provisions under Sections 83(1)(a) and 87(2)(a) of the Local Government Act 2002.

This includes public notification and if necessary the holding of hearings to consider any submissions on the proposal. Because this is a long process it needs to be started this month if the change is to be in place for the next summer season.

A Statement of Proposal has been prepared along with the revised draft Bylaw provisions for this process and are attached in Appendix 1 and 2.

3. Conclusion

Council wishes to trial allowing dogs to accompany campers at the Ngawi and Ngawi Surf Breaks camping areas.

The necessary documentation has been prepared and a formal resolution is now required to commence the legal process.

4. Appendices

Appendix 1 – Statement of Proposal

Appendix 2 - Draft Amended Coastal Camping Bylaw 2009

Contact Officer: Murray Buchanan, Group Manager Planning and Environment

Appendix 1 – Statement of Proposal

Statement of Proposal to

alter Coastal Camping Bylaw 2009 (as amended 2013) so as to permit dogs to accompany campers when staying at the free camping sites located at Ngawi and Ngawi Surf Breaks.

South Wairarapa District Council

29 June 2016

STATEMENT OF PROPOSAL

This statement of proposal has been prepared under Section 83 of the Local Government Act 2002.

1. Introduction and reasons for proposal

1.1. In 2009 Council introduced a Coastal Camping Bylaw to manage and regulate the activities of “freedom Campers” in the district. This bylaw was amended in 2013 in the light of the Freedom of Camping Act 2011.

1.2. The bylaw reflected the need to limit camping activities to suitable areas along the coastline. This was to protect and maintain the natural qualities of that area.

1.3. The bylaw also established conditions under which the free camping areas could be occupied /used by campers. Among those controls (refer section 10 of Bylaw) there was a prohibition on dogs within the camping areas identified in the bylaw (Schedule 2).

1.4. This bylaw has successfully managed camping activity over the past 7 years. A coastal ranger monitors the use of the designated sites through the summer period to ensure the conditions are complied with to the benefit of all campers.

1.5. Over the past two summer seasons Council has however, been approached by a number of potential campers about the ban on dogs at the Ngawi and Ngawi Surf Break sites.

1.6 While these requests were relatively few in number when compared to the numbers using the free camping sites, they were persuasive in establishing that the ban has resulted in upset to a number of actual and potential campers who see themselves as responsible dog owners. These campers wished to have their dogs accompany them.

1.6 Consequently Council took the opportunity to question and obtain feedback from many campers over the last summer season to ascertain general attitudes to the presence or otherwise of dogs at the Ngawi and Ngawi Surf Break sites.

1.7 The responses once collated, showed that there was reasonable support for a relaxation of the current ban at those sites, but subject to the imposition of suitable behavioural controls for owners of dogs and their dogs.

1.8 Council has therefore agreed that the necessary steps to allow dogs at these sites should be proceeded with but still on a trial basis.

1.9 The bylaw cannot however be changed to reflect this approach without proceeding under the special consultative procedures of the Local Government Act to seek wider community views on the proposal.

2. Statutory Process

2.1. The South Wairarapa District Council is proposing to change the bylaw by modifying existing **Clause “10. Dogs”** so as to read;

“10. Dogs

10.1 Dogs are not permitted within the Camping Areas listed in Schedule 2 with the exception of the sites located at Ngawi and Ngawi Surf Breaks.

10.2 Any dog owner or person with an accompanying dog and camping at the Ngawi or Ngawi Surf Breaks sites shall comply with the following conditions at all times;

- a) every dog shall be registered and micro chipped as required under the Dog Control Act*
- b) all dogs shall be on a leash at all times and not left alone on the campsite while the owner is elsewhere*
- c) sufficient food, water and shelter shall be available for the dog*
- d) there shall be sufficient space / separation between any dog and neighbouring campers*
- e) all dog excrement shall be immediately removed and appropriately disposed of or stored for removal from the site*
- f) no aggressive dogs shall be allowed on the campsites*
- g) should an authorised officer of Council deem that one or more of conditions a) to f) above has been breached, the owner and accompanying dog shall be required to leave the site within a time specified by the officer, which shall not exceed 24 hours.*

10.3 Except as stated above, South Wairarapa District Council’s Control of Dogs Bylaw 2013 applies to all Public Places at all times.”

2.2. The Act requires that the Special Consultative Procedure under Section 83 of the Local Government Act 2002 be followed. Council has therefore prepared and approved this Statement of Proposal.

2.3 The proposed change to the bylaw is to be advertised in the *(to be inserted)* and placed on Council’s website, the Council offices at Martinborough and libraries at Featherston and Greytown.

2.4. Written submissions may be made to the South Wairarapa District Council from (*date to be inserted*) until 4.30pm on (*date to be inserted*). Oral submissions will be heard by Council on (*date to be inserted*) if required.

3. Proposal

3.1 The proposal is straightforward.

3.2 It is to modify the bylaw to allow a dog to accompany an owner who is freedom camping at either the Ngawi or Ngawi Surf breaks free camping sites owned and operated by Council.

3.3 This new right will be subject to compliance with conditions designed to minimise the risk of disturbance or nuisance arising from the change which allow dogs onsite, for other campers.

4. Options Considered

Option	Advantages	Disadvantages
1) Status quo – No change made.	Council not put in situation of having to enforce a more complex regulatory situation. Minimum involvement for Council, time and cost savings.	May continue to receive complaints about the ban and spend time explaining why a ban is in place. Discourages public access and use of free camping sites, may affect tourism adversely
2) Allow a dog to accompany an owner camping at Ngawi or Ngawi Surf Breaks.	Enables all members of the community to stay at these sites regardless of whether a dog is accompanying them while they are on holiday. Conditions enable reasonable control of dogs to be maintained.	Time and costs incurred if dog owner / dog not properly supervised / controlled on sites. May upset and discourage other campers at site if dog behaves poorly, may also cause complaints. Chosen locations may face adverse effects arising from a concentration of dog owners taking advantage of the removal of the ban. May result in dog owners assuming same rule for dogs applies at other sites still subject to ban.
3) Allow a dog to accompany an owner camping at any free camping site under Council control.	No potential for confusion over where dogs are allowed or banned. Would reduce the risk of a site being “taken over” by owners with accompanying dogs. Improved accessibility, for a group in the community who want to take their dogs with them when camping.	Likely increased time and costs incurred to control dogs at all free camping sites. Camping sites may face adverse effects arising from conflicts between dog/dog owners and other campers. Possible risk of transmission of disease through presence of dogs at all sites.

6. Submissions

6.1. Any interested person or body can make submissions or comments on the proposed change to the bylaw.

6.2. Copies of the Statement of Proposal are available from Public Libraries, the main Council offices at Martinborough and the Council website www.swdc.co.nz (*search phrase = to be inserted*).

6.3. Council in making its decision will take account of all the submissions made and the statutory provisions of the Act. There will be a Council hearing on (*date to be inserted*) for submitters who indicate they wish to speak in support of their submission.

6.4. After visiting Council's website www.swdc.govt.nz (*search phrase = to be inserted*) to obtain the available information (and to download the submission form), submissions can be lodged by:

- Dropping in your submission form to: Counter, Council Office, 19 Kitchener Street, Martinborough or,
- Posting your submission form to: Draft Amended Coastal Camping Bylaw , South Wairarapa District Council, PO Box 6, Martinborough 5741
or,
- Emailing your submission to: feedback@swdc.govt.nz

Submissions must be received no later than 4.30pm on (*date to be inserted*).

6.5. All enquiries should be directed to Murray Buchanan, Group Manager, Planning and Environment, on phone 306 9611 or email: murray.buchanan@swdc.govt.nz

Attachments

1. Proposed Bylaw as modified by proposal
2. Submission Form

Appendix 2 – Draft Amended Coastal Camping Bylaw 2009

SOUTH WAIRARAPA DISTRICT COUNCIL BYLAW FOR CAMPING IN COASTAL AREAS 2009 (AMENDED 2013)

1. Title

This bylaw may be cited as the South Wairarapa District Council Bylaw for Camping in Coastal Areas 2009.

2. Commencement

This bylaw shall come into force on 17 December 2009.

Update 2013: South Tora camping area reduced, and Ngawi Surf Breaks camping area added 31 July 2013.

3. Applicability

This Bylaw shall apply only to those areas of the District described in Schedule 1 to the Bylaw.

4. Interpretation

For the purpose of this bylaw, unless the context otherwise requires:

'the Act' means the Local Government Act 2002.

'Authorised Officer' means a person appointed by the Council to act on its behalf with its authority

'Camp' means staying overnight in any public place or in any building, structure, or tent on a public place or in any vehicle including campervan, caravan, or any other vehicle that is capable of use for accommodation purpose parked on a public place (and 'camping' has a corresponding meaning).

'Camping area' means areas designated for camping as listed in Schedule 2 to this Bylaw.

'Contaminant' has the meaning given to it by section 2(1) of the Resource Management Act 1991.

'Council' means the South Wairarapa District Council or any officer authorised to exercise the authority of the Council.

'Cycle' means a vehicle that has at least 2 wheels and that is designed primarily to be propelled by the muscular energy of the rider, and includes a power-assisted cycle.

'District' means the district of the South Wairarapa District Council.

'Fauna' means animals of any kind.

'Flora' means plants of any kind.

'Licensed Camping Ground' means a camping ground for which there is a current certificate of registration issued under the Camping Ground Regulations 1985.

'Litter' has the meaning given to it by section 2(1) of the Litter Act 1979.

'Natural water body' means any naturally occurring body of water, including a river, creek, stream, or drain, and includes coastal waters.

'Public Place' means all lands, buildings or facilities owned or administered by the Council and to which the public has access, whether by right or usage, and includes all roads whether formed or unformed, foreshore, beaches and lake and watercourse margins. Licensed Camping Grounds are excluded from the definition of Public Place. The definition of Public Place shall only apply to those areas of the District described in Schedule 1 of the Bylaw.

'Registered' in relation to a vehicle, means registered under the Transport (Vehicle and Driver Registration and Licensing) Act 1986.

'Vehicle' has the meaning given to it by section 2(1) of the Land Transport Act 1998 but does not include cycles.

5. Restrictions on Camping

- 5.1 No person shall, without the prior written permission of Council, camp in a Public Place, except in the Camping Areas specified in Schedule 2.
- 5.2 No person shall camp for a period longer than specified for any Camping Area in Schedule 2.

6. Behaviour in Camping Areas

- 6.1 No person may, in any Camping Area –
- (a) Damage, bury, disturb or remove anything in a Camping Area;
 - (b) Plant any tree, shrub or plant, or sow or scatter the seed of any tree, shrub or plant of any kind, or introduce any substance that may be injurious to animal or plant life in the area;
 - (c) Fix or place any placard, sign, or noticeboard
- Unless –
- (d) Prior approval in writing has been granted by the Council; or
 - (e) The activity is required for authorised maintenance purposes.

7. Vehicle Controls within Camping Areas

- 7.1 No person may drive or ride in any vehicle within any Camping Area in a manner which, having regard to all the circumstances, is or might be dangerous to any person.
- 7.2 No person may drive or ride any vehicle within any Camping Area in a manner which, having regard to all the circumstances, causes or might cause damage to structures, facilities, flora or fauna.
- 7.3 No person may drive any vehicle in any Camping Area at a speed in excess of 10km/h or at a speed contrary to the intent of clause 7.1 or such other

speed limit as the Council from time to time may indicate by a sign or signs. This limit does not apply to cycles.

- 7.4 No person may stop or park any vehicle within any Camping Area in such a manner that it causes or is likely to cause an obstruction to any entrance, thoroughfare, path or walkway.
- 7.5 Where, in the opinion of any Authorised Officer, a vehicle (whether complete or not) has been abandoned in any Camping Area, the officer may take possession of the vehicle and dispose of it in the same manner as provided by Section 356 of the Local Government Act 1974.

8. Pollution

- 8.1 No person shall, in any Camping Area wilfully or carelessly -
- (a) Spill oil, petrol or a similar substance
 - (b) Cause oil, petrol or a similar substance to be spilled
 - (c) Discharge human waste to land or water
 - (d) Discharge any other contaminant to land or water.
- 8.2 Human waste may be disposed of at Council-approved dump stations only.

9. Litter

- 9.1 No person shall, in any Camping Area, bury litter or leave litter.
- 9.2 However, a person may leave litter in a bin that is provided in any of the Camping Areas listed in Schedule 1, if the bin is provided by Council for the kind of litter that the person leaves in it.

10. Dogs

“ 10.1 Dogs are not permitted within the Camping Areas listed in Schedule 2 with the exception of the sites located at Ngawi and Ngawi Surf Breaks.

10.2 Any dog owner or person with an accompanying dog and camping at the Ngawi or Ngawi Surf Breaks sites shall comply with the following rules at all times:

- a) every dog shall be registered and micro chipped as required under the Dog Control Act*
- b) all dogs shall be on a leash at all times and not left alone on the campsite while the owner is elsewhere*
- c) sufficient food, water and shelter shall be available for the dog*
- d) there shall be sufficient space / separation between any dog and neighbouring campers*
- e) all dog excrement shall be immediately removed and appropriately disposed of or stored for removal from the site*
- f) no aggressive dogs shall be allowed on the campsites*

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10.3 Should an authorised officer of Council deem that one or more of conditions in section 10.2 a) to f) above has been breached, the owner and accompanying dog shall be required to leave the site within a time specified by the officer, which shall not exceed 24 hours.

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10.4 Except as stated above, South Wairarapa District Council's Control of Dogs Bylaw 2013 applies to all Public Places at all times."

11. Fire

- 11.1 Fires will only be permitted in accordance with the rural fire seasons, as directed by the Wairarapa Chief Rural Fire Officer.
- 11.2 The use of gas fire barbeques is permitted.
- 11.3 Despite Clause 11.2, the Rural Fire Officer may prohibit the use of gas barbeques in a prohibited fire season in specific areas when, in his or her opinion, such prohibition is reasonably necessary and is in the interests of public safety.
- 11.4 Fireworks and flares are prohibited in the Camping Areas listed in Schedule 2.

12. Ordering Off

- 12.1 An Authorised Officer may order any person to leave a Camping Area if that person has committed a breach of this Bylaw. Anyone ordered off by an Authorised Officer to leave a Camping Area must comply with that order immediately and remove all vehicles and effects.

13. Offences and Penalties

- 13.1 Every person who breaches this Bylaw commits an offence and is liable on summary conviction to a fine not exceeding \$20,000; and
- 13.2 Every person who is convicted of an offence against this Bylaw may be liable for the costs of remedying any damage caused in the course of committing the offence.

Schedule 1 – Public Places

Public places are within the areas described below and illustrated on the following maps.

Tora Coast – the area of land bound by the following features:

- Oterei River (northern boundary)
- Pukemuri Stream (southern boundary)
- Mean High Water Springs (eastern boundary)
- One kilometre inland from Mean High Water Springs (western boundary)

Ngawi –the area of land bound by the following features:

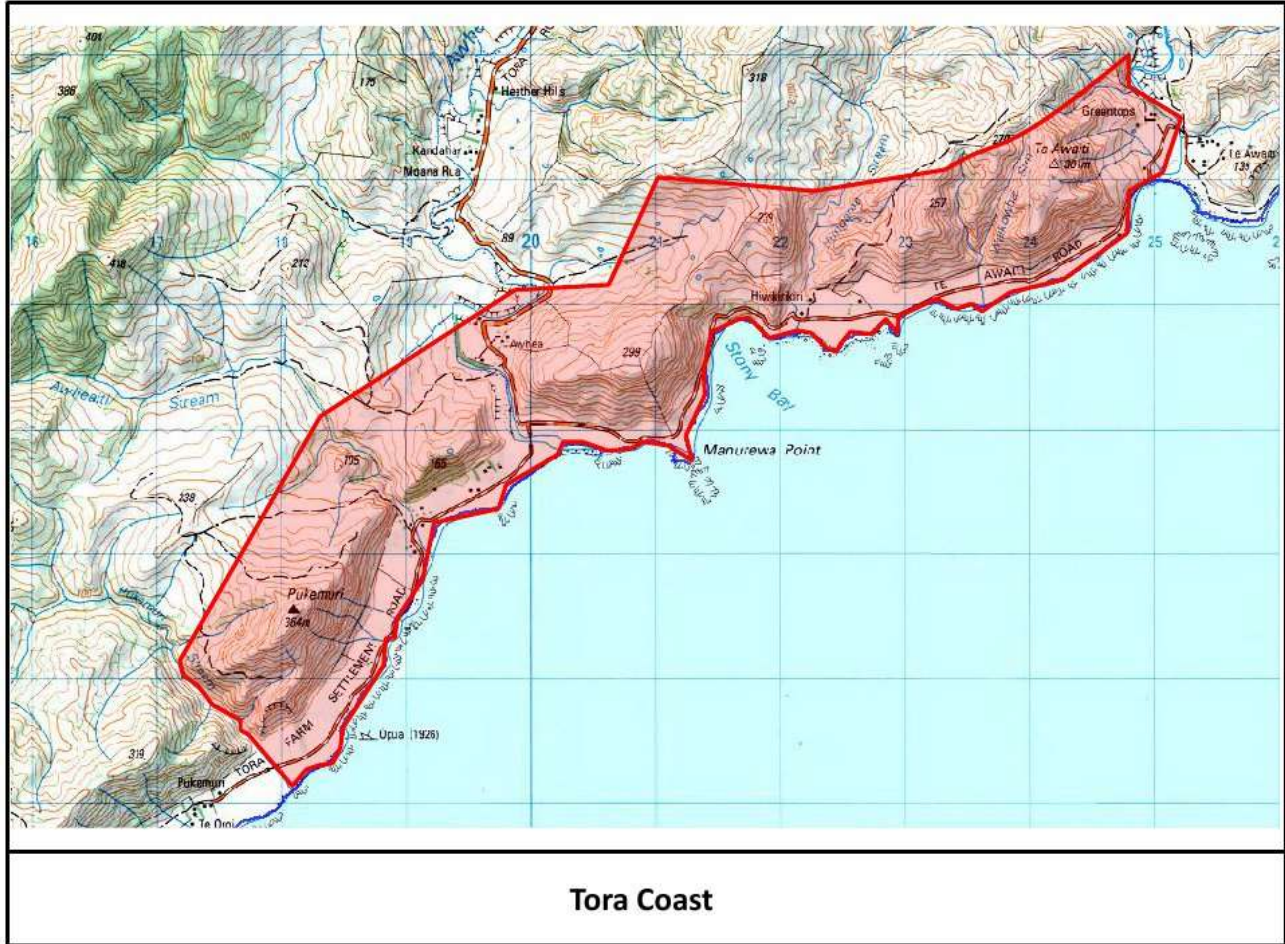
- Blueslip Creek (northern boundary)
- 500m south of Ngawi settlement (southern boundary)
- One kilometre inland from Mean High Water Springs (eastern boundary)
- Mean High Water Springs (western boundary)

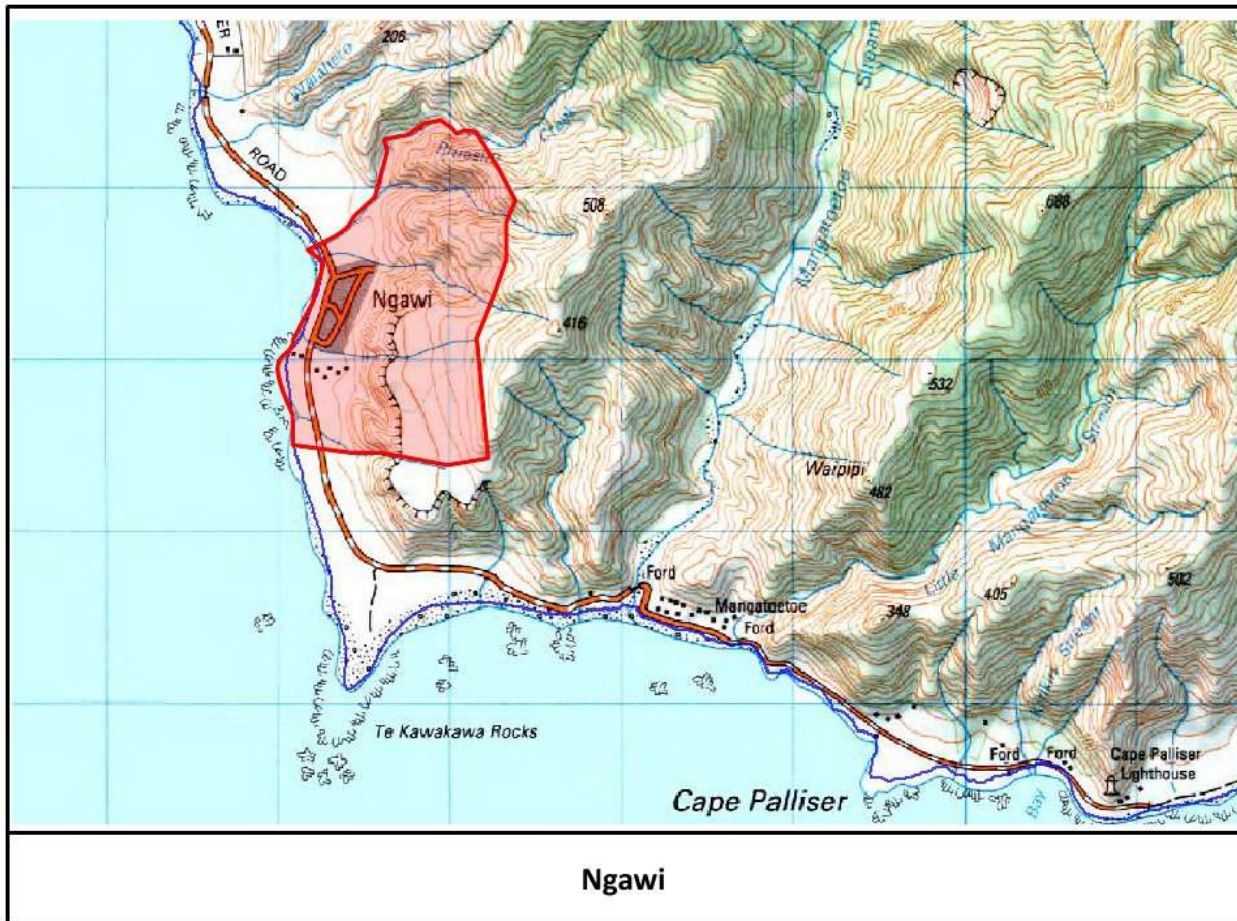
Ngawi surf breaks esplanade reserve – the area of land legally described as follows:

- Lot 2 DP 70767

Te Awaiti esplanade reserve – the area of land legally described as follows:

- Lots 3 and 4 DP 87044









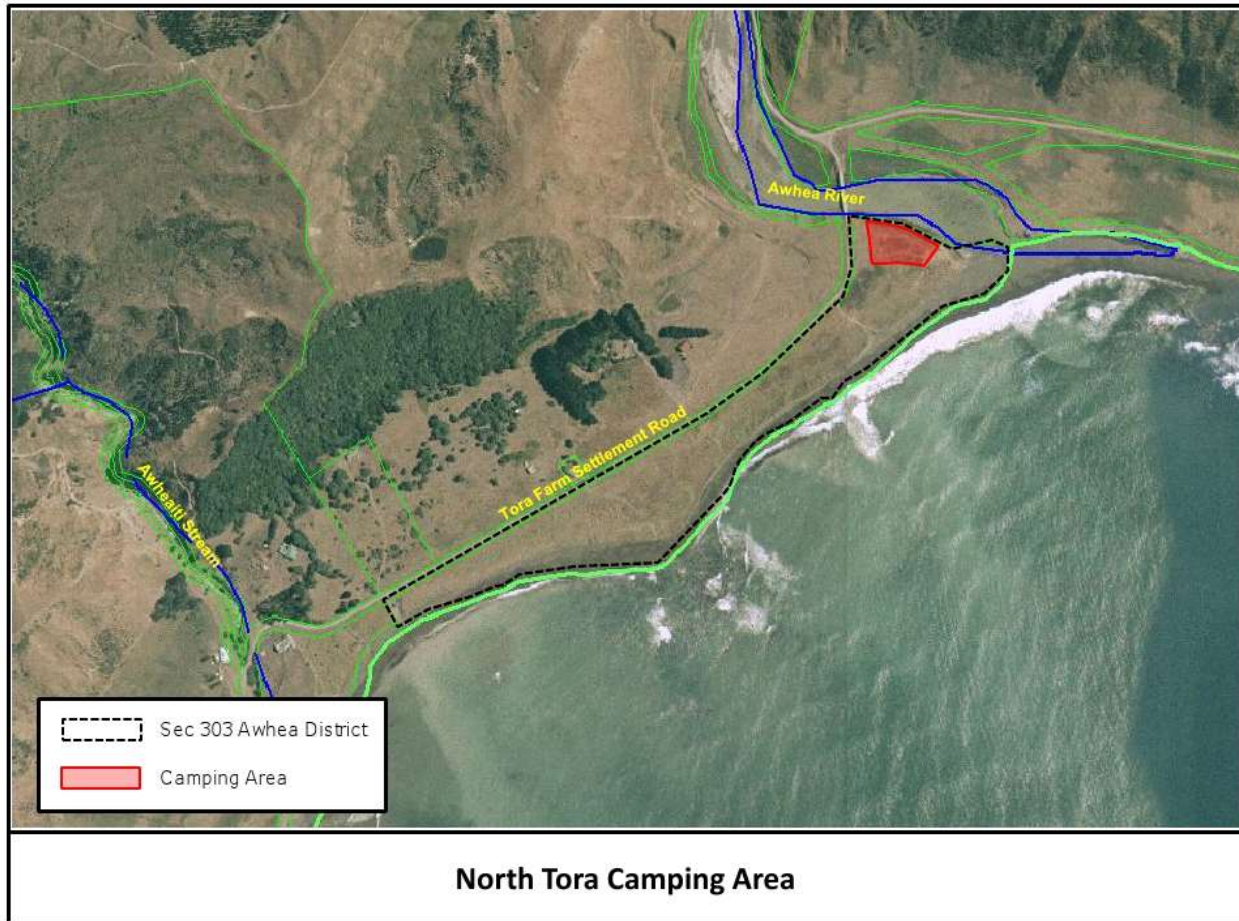
Schedule 2 – Camping Areas

Camping area	Legal description	Site description (see maps)	Authorised camping period and requirements
Ngawi	Lot 101 DP 29304	Coastal side of Cape Palliser Road, opposite settlement area	Camping for up to 21 days is permitted. Camping is only permitted in the area marked on plan and signposted on site.
Ngawi Surf Breaks	Lot 2 DP 70767	Coastal side of Cape Palliser Road, 2.5km north of settlement.	Camping for up to 21 days is permitted. Camping is only permitted in the area marked on plan and/or signposted on site.
North Tora	Sec 303 Awhea District	Coastal side of Tora Farm Settlement Road, south of Awhea River	Camping for up to 21 days is permitted. Camping is only permitted in the area marked on plan and signposted on site.
South Tora	Sec 304 Awhea District	Coastal side of Tora Farm Settlement Road, south of Awheaiti Stream	Camping for up to 21 days is permitted. Camping is permitted in signposted areas only. No camping in campervans or caravans is permitted.
Te Awaiti	Sec 299 Awhea District	Between Te Awaiti Road and Oterei River	Camping for up to 21 days is permitted. Camping is permitted in signposted areas only.

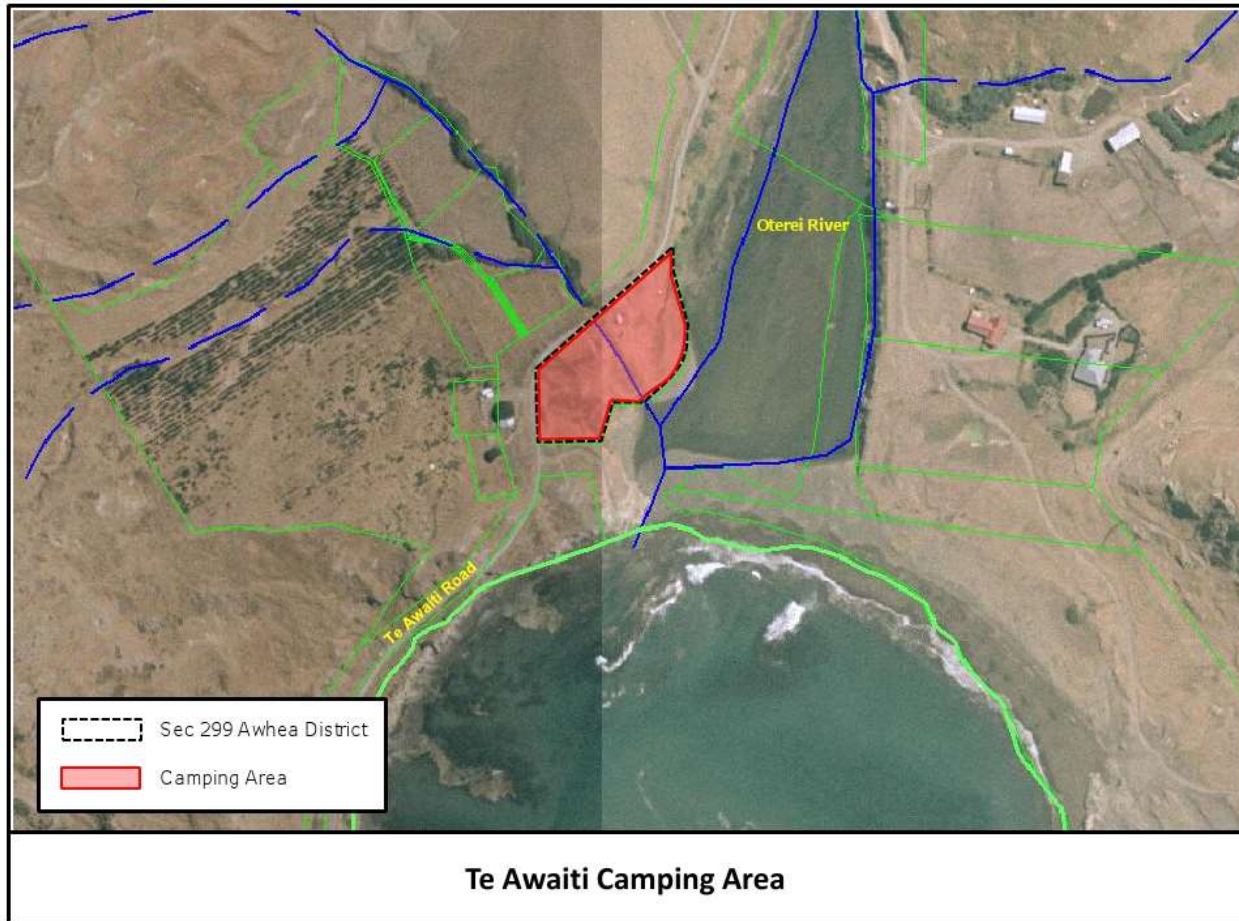


Ngawi Camping Area









I don't think the residents of Ngawi would be happy with a 9metre bus plus boat parked in front of their home obscuring their sea view and encroaching on their privacy, considering there is a camp ground across the road.

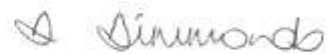
My elderly parents also camp with us in their campervan with their small dog and need to be close to council facilities.

I do realise there are a few bad dog owners (Penalise or fine them), but there are a lot of responsible dog owners, like me who feel like we have been penalised.

I would appreciate a full plan of the council land & area of Ngawi of where we are allowed to park with our little dog and if you could please help me come up with a practical solution to this issue.

Kind Regards

Shavorne Simmonds

A handwritten signature in cursive script that reads "Shavorne Simmonds".

Appendix 3 - Submissions

Hazel Turner -Building & Environmental Health Administrator

From: Ata Rangi - Phyll <phyll@atarangi.co.nz>
Sent: Sunday, 21 August 2016 10:03 p.m. '
To: feedback
Subject: Submission re DOGS on COAST - please include attached from Clive Paton
Attachments: SWDC - Clive Paton Submission re dogs at Coastal Camping sites.docx

Please accept the attached submission re dogs on coastal camping sites from Martinborough resident Clive Paton

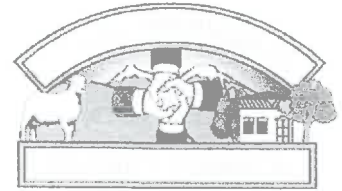
He had difficulty faxing it on Friday afternoon

THanks and regards

Phyll Paton

**SOUTH WAIRARAPA DISTRICT COUNCIL
SUBMISSION FORM**

Draft changes to Coastal Camping Bylaw 2009 to allow campers dogs at Ngawi and Ngawi Surf Breaks free camping sites.



To: Draft change to Coastal Camping Bylaw (dogs)
South Wairarapa District Council
PO Box 6
Martinborough 5741

Name: Clive Paton
Address: Ata Rangi Vineyard Po Box 43.
Puruatanga Road MARTINBOROUGH.
Phone: (day) 06 3069584 Mobile: 027 254 7447
Email: clive@atarangi.co.nz

Submission:

It will assist Council when considering your submission if you identify the part(s) in the draft bylaw document that you support or disagree with. If you have an alternate suggestion, please outline the suggestion.

(To assist with developing your submission you may wish to refer to the Statement of Proposal and Report to Council dated 29 June 2016).

To lodge a submission you may:

- a) Use the online form at www.swdc.govt.nz/sumission-form, or
 - b) Deliver a written submission to: **SWDC Council Office at 19 Kitchener Street Martinborough**, or
 - c) Fax a written submission to: **(06) 306 9373**, or
 - d) E-mail a written submission to: feedback@swdc.govt.nz or
 - e) Post a written submission to: **Draft Coastal Camping Bylaw (dogs) Submission, SWDC, PO Box 6, Martinborough 5741.**
- NB. Attempted to fax this ON FRIDAY but was unable to get through.

All submissions must reach Council no later than **4.30pm on Friday 19th August 2016.**

Note:

- Submissions will not be returned.
- Under the Privacy Act 1993, submissions are available for viewing by the public.
- The hearing and deliberation on these submissions will be open to the public.

Do you wish to be heard in respect of your submission? Yes / No (YES)

Comment I am heavily involved in predator control on the coast as part of the work of the Atarangi Restoration Trust. This is on the coast this is focused on the return of the Little Blue Penguin (Korara) to our coast. The introduction of more dogs to the coast will certainly be detrimental to the penguin population. If dogs could be kept under control on leashes then it is tenable - but policing this situation would be nigh impossible. If this goes through then at least restrict to Ngawi and the surf breaks - but again difficult to police. Regards Clive PATON.

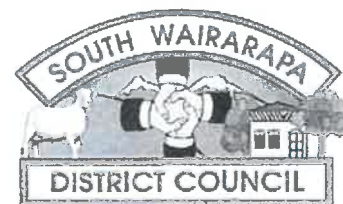
Hazel Turner -Building & Environmental Health Administrator

From: Mary & Maurice Tipoki <mtipoki@wise.net.nz>
Sent: Tuesday, 16 August 2016 11:49 a.m.
To: feedback
Attachments: dog control_1 001.jpg; dog control_2 001.jpg

Dear council, Please find in the following attachment my submission to dogs in coastal camping grounds. Kind regards Mary

**SOUTH WAIRARAPA DISTRICT COUNCIL
SUBMISSION FORM**

Draft changes to Coastal Camping Bylaw 2009 to allow campers dogs at Ngawi and Ngawi Surf Breaks free camping sites.



To: Draft change to Coastal Camping Bylaw (dogs)
South Wairarapa District Council
PO Box 6
Martinborough 5741

Name:

Mary Tipoki

Address:

155 Whakatomotomo Rd
R.D. 2 Featherston

Phone: (day)

06-3077857

Mobile:

0276030321

Email:

mtipoki@wise.net.nz

Submission:

It will assist Council when considering your submission if you identify the part(s) in the draft bylaw document that you support or disagree with. If you have an alternate suggestion, please outline the suggestion.

(To assist with developing your submission you may wish to refer to the Statement of Proposal and Report to Council dated 29 June 2016).

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- The hearing and deliberation on these submissions will be open to the public.

Do you wish to be heard in respect of your submission? Yes / No

My submission is to oppose dogs in coastal camping grounds
Comment

- Our family owns Lake Ferris Camping Ground. Dogs pose such a problem for us that I believe I must point this out to you
- ① There will be an immediate increase in occupancy are your sites marked and can your infrastructure cope
 - ② Dogs worry sheep This is a farming area.

**SOUTH WAIRARAPA DISTRICT COUNCIL
SUBMISSION FORM**

Please continue your submission here:



Comment

- ③ 50% of people have dogs, 50% of people do not like them in some cases to the point of phobia.
- ④ Dog owners do not mind faeces around their sites others really dislike them. Dogs toiletry habits are random.
- ⑤ 50% of dog owners have their dogs on leads and collect faeces, the rest do not. The amount of dog excrement is immeasurable and in a cramped camping environment, impossible to monitor. This is a health hazard of considerable concern.
- ⑥ Children are vulnerable to dogs. We have had dog bites in our camp. It has been our experience that people with dogs have less concern for the child than the dog.
- ⑦ Not all dogs are registered and have been immunised. Does anyone check this? Or dog breeds? Some are scary.
- ⑧ Dogs are not social animals. They often do not like each other. Dog fights happen and often end with people fights or injuries.
- ⑨ Dogs do not respect wildlife. They disrupt birds, lizards and anything they fancy.
- ⑩ Dogs get into rubbish making an unsightly mess. They also leave remnants of their own meals for others to step on.
- ⑪ People who own dogs are very protective of them. They generally do not like being admonished for their dogs behaviour, and can be very rude and abusive.

We are on site during our busy periods and still have little success in enforcing dog rules. I have been told that already people take their dogs to these sites. I therefore urge you to consider carefully the inclusion of dogs as once it is done

Continue on separate sheets if required.

it will be irreversible.



destination
wairarapa

17 August 2016

Draft Change to Camping By-law (dogs)
South Wairarapa District Council
PO Box 6
Martinborough 5741

Destination Wairarapa does not oppose the trial for the by-law. However Destination Wairarapa does ask for the following points to be considered:

During the trial:

- Detailed surveying of the volume and nature of offences against the by-law be recorded
- Detailed records kept of complaints against dogs being allowed on the beaches

Clarity of the by-law via signage at the affected camping areas:

- Unchanged camping areas need clear signage to say that dogs are not permitted there under the by-law as they will be affected by association
- Ngawi and Ngawi Surf Break need signage identifying where else dogs are or are not permitted in the coastal area
 - Can the dog be let off the leash in the township or elsewhere along the coast once it's out of the camping area?

Further clarity in the by-law is required:

- What is the maximum number of dogs permitted by campers?
 - Dogs per vehicle might be the best measure
 - 2 dogs per owner for example, could allow 10 dogs with five campers
- There are a couple of subjective clauses in the by-law which need adjustment to avoid confusion and possible argument:
 - Aggressive Dogs
 - Chihuahua are aggressive dogs. Will they be prohibited? OR
 - Does an aggressive breed of dog have to act aggressively before it is removed?
 - If a dog has to act aggressively before being prohibited then this is another subjective argument. Aggressive to one person is playful to another
 - If a list of dog breeds is the measure of being prohibited then this needs to be posted
 - Sufficient Space
 - This needs to be clearly defined as sufficient is a very subjective term

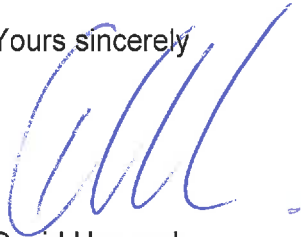
06 377 1892
027 227 2118

By-law enforcement:

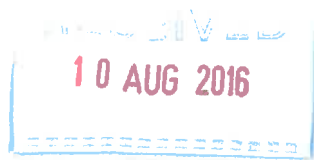
- How will the officer know which owner has not cleaned up their dog's excrement? Will the Council officer clean it up?
- If a list of dog breeds is the measure of being prohibited then will the officer be expected to identify different dog breeds

Please consider these elements in shaping the by-law for the trial and the management of the trial.

Yours sincerely



David Hancock
General Manager



7 Fox Street
Featherston
8. 8. 2016

To South Wairarapa District Council.

Dear Dean,

In regard to your comment in the recent Phoenix that council has prepared a Statement of Proposal and draft Coastal Camping By-law Draft changes about the inability of campers to take their dogs with them to Ngawi. I wish to make a comment.

We as a family are regular visitors to Ngawi throughout the year and have been very pleased to have dogs banned from the village camp anyway.

The camp is often VERY full of campers.

My family and I spend many days picking up rubbish. Bottles, tins, coffee cups, paper and general rubbish and in one day alone picked up 3 large plastic bags full.

Should you allow dogs as well, would you have a custodian to police the area? for poo and the very often scary and threatening behaviour of many dogs, who bark and approach any passerby??

We feel if the campers can't pick up rubbish the poo will be left for sure also. One only needs to walk the streets of Featherston and other towns to see the large amounts of dog poo on the footpaths.

I would be grateful if you could put this as an **anti-vote** allowing dogs back into the Ngawi Village Camp ground at least.

Many Thanks
Val Rait.