

SOUTH WAIRARAPA DISTRICT COUNCIL

19 SEPTEMBER 2013

AGENDA ITEM C3

PROPOSED TEMPORARY LIQUOR BAN FOR TOAST MARTINBOROUGH

Purpose of Report

Notice is required to be given to the effect that a prohibition of alcohol consumption or possession (including while in a vehicle) in the specified public roads and places within the Martinborough area for the Toast Martinborough on the 17th November 2013

Recommendation

Officers recommend that the Council:

1. *Receive the information.*
2. *By resolution order a prohibition of alcohol consumption or possession of liquor for the public places as described in the report.*

1. Executive Summary

Council may by resolution order a prohibition of alcohol consumption or possession of liquor (including while in a vehicle) in a public place for certain specified times and/or within certain specified public places within the South Wairarapa District. A temporary liquor ban is requested for the specified public areas surrounding the Toast Martinborough site including the Martinborough Square.

The prohibition is intended to be in effect from:

17th November 2013 – **2:00 pm to 8:00 pm**

The area to be covered by the ban would include the Martinborough Town Square area, bounded by Strasbourge Street, Ohio Street, Cork Street and Naples Street, and include the Cambridge Road, Jellicoe Street, Texas Street, Kansas Street, Kitchener Street and Oxford Street that enter the Square.

2. Background

There has been pressure from the Police, event organizers and individuals wanting a temporary liquor ban as a means of addressing concerns about

managing alcohol related behaviors in public places during Toast Martinborough. This is the first application for a liquor ban for this event.

The Police sought input into the Liquor Ban proposed, and their request is attached as **Appendix 2**.

The organisers of Toast Martinborough also sought input into the Liquor Ban proposed; their request is attached as **Appendix 3**.

3. Discussion

Resolution/Consultation process

Council is required to pass a resolution in order to impose this prohibition. The prohibition must be publicly notified in the appropriate newspaper at least 14 days in advance of the event. The Police powers of search under s170 (2) of the Local Government Act 2002 applies to these events.

4. Legal

The South Wairarapa Liquor Control Bylaw states:

3 Liquor Prohibition

3.2 In addition to the prohibition in Clause 3.1 above, the Council by resolution may order a prohibition of alcohol consumption or possession of liquor (including while in a vehicle) in a public place for certain specified times and/or within certain specified public places and areas within the South Wairarapa District. The prohibition must be notified in the appropriate newspaper at least 14 days in advance of the event. The Police powers of search under s170 (2) of the Local Government Act 2002 applies to these events.

6 Offences

6.1 Everyone commits an offence who:

- a) Consumes or possesses any liquor in a public place in breach of a prohibition under this part of the bylaw; and*
- b) Breaches, or permits a breach of, the terms of any Council permission granted pursuant to clause 4 of this bylaw.*

5. Appendices

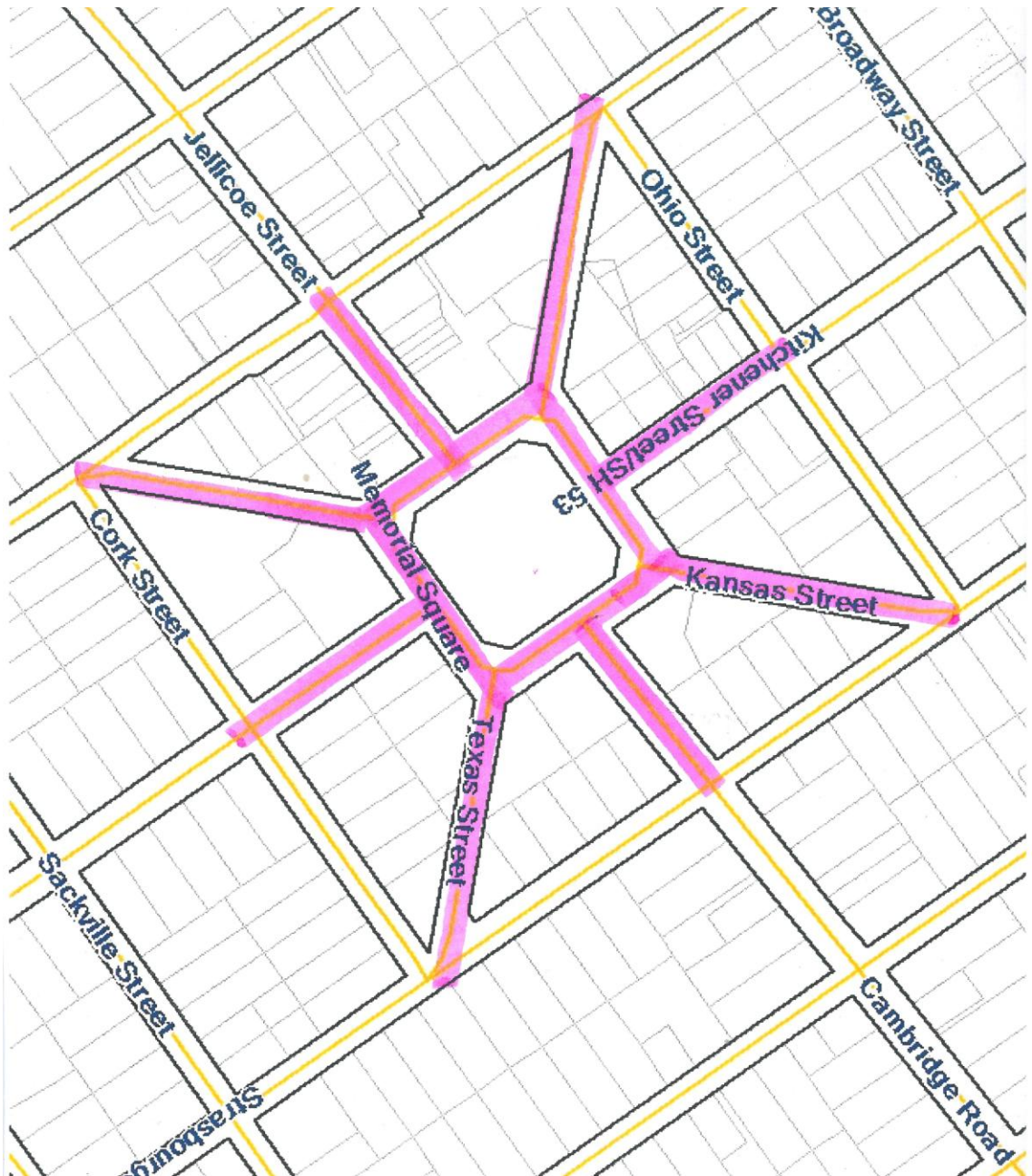
Appendix 1 – Proposed Liquor Prohibition Area

Appendix 2 – Police Report

Appendix 3 – Toast Martinborough Report

Contact Officer: Bronwyn Johnson, Environmental Health Team Leader

Appendix 1 - Proposed Liquor Prohibition Area



Appendix 2 - Police Report

Featherston Police
P O Box 69
Featherston

Phone 06 3089044
Fax 06 3089998
Mobile: 0272719874

Bronwyn Johnson
Environmental Health Team Leader
South Wairarapa District Council

Submission from South Wairarapa Police for input and consultation for a temporary liquor ban in Martinborough during the period of the 'Toast Martinborough' event, November 2013.

The preferred times are: November 2013 - 2 pm to 8 pm

The area to be covered by the ban would include the Martinborough Town Square area, bounded by Strasbourge Street, Ohio Street, Cork Street and Naples Street, and include the Cambridge Road, Jellicoe Street, Texas Street, Kansas Street, Kitchener Street and Oxford Street that enter the square.

General information

The Toast Martinborough event is one held for the showcasing of the Martinborough wineries. There are normally about 12 wineries that participate in the surrounding Martinborough area. A Special Licence to sell and supply alcohol is obtained for the event by each of the participating wineries. This is restricted to wine only, for obvious reasons. There are no longer sales of wine from the Square; patrons can only purchase wine sales vouchers for redemption at a later date.

The event is well organised and civilian marshals co-ordinate town parking and traffic control.

The event has 10,000 tickets available for the event and all are normally sold.

The Martinborough square is the co-ordinating and marshalling area for the event, including registration and transport facilities.

This is the area where the majority of patrons return to near the days end to be transported from Martinborough.

This area becomes a major concentration of people from mid to late afternoon.

Information in support of the submission

At this time there is a degree of intoxication that is evident in persons in this area. Police would exercise discretion for festival patrons who return to the square with some wine left in their personal issued glasses; however that discretion would be cognisant of their behaviour.

In the recent event history Police have noted an increased concentration of persons using this area to attempt to continue drinking alcohol, whether it is wine or not and in some cases beer from bottles.

There have been instances noted of persons other than festival goers indulging in the practice of loitering about the square environs drinking alcohol and at times becoming involved in disorderly behaviour type offending. This behaviour has involved festival patrons and these persons, which has a negative impact on the event.

This type of behaviour can very easily escalate into serious disorder leading to fighting and assaults. It is the police's experience that when this occurs the available glass bottles are then used as weapons; thereby creating a heightened opportunity for serious injury to occur.

It is acknowledged by other local authorities that similar liquor bans have proved effective in the reduction of disorder, assaults to persons and wilful damage to property (The Masterton CBD ban area is one such example).

The intent of the police in this submission is a response to concerns from the organisers and the community about the anti-social behaviour, harm and negative perceptions of safety in public places derived from the consumption of liquor during the event. It is a means of managing the alcohol related behaviour and having communities where people feel safer and free from intimidation at all times.

A submission for this event is in line with the prevention first strategy of the police. To have a considered contingency in place to identify and nullify any potential risk to the patrons partaking in an event that is not only enjoyable for them, but is important for the Martinborough community to be successful; then the police believe the submission is pertinent and justified.

Thank you

If you wish to discuss the matter further, do not hesitate to contact me at the above number.

K P BASHER
SERGEANT
FEATHERSTON POLICE

Appendix 3 - Toast Martinborough Report



NEW ZEALAND'S PREMIER WINE, FOOD AND MUSIC FESTIVAL

9 July 2013

Bronwyn Johnson
Environmental Health Team Leader
South Wairarapa District Council

**Support for submission from Wairarapa Police for a temporary liquor ban in The Square,
Martinborough during Toast Martinborough 2013**

Toast Martinborough is held on the 3rd Sunday in November each year. In 2013, it will be held on Sunday 17 November. 11 vineyards will partner with a top restaurant /caterer and live music to provide a showcase of the regions wine and food.

All 10,000 tickets sell out extremely, and the event brings close to \$3 million dollars into the local economy.

The Square in Martinborough is the hub for many services provided on the day, such as entry and glass collection, the main Festival Bank , Information Tent, and main centre for transport arrival and departures.

It was evident from last year that there was an unsavoury element positioning themselves in The Square, that were not associated with the festival. These people entered the Square and behaved in a disorderly and insulting manner.

As the General Manager of Toast Martinborough I am very much supportive of a liquor ban in the Square, as this will protect festival goers and the public alike.

I don't believe that this liquor ban, to be applicable for a short period of time, will negatively impact the general public. It is essentially an excellent tool for the Police to be able to remove people who are breaching the bylaw.

Many thanks for your consideration. If you have any further questions please do not hesitate to get in touch.

Yours sincerely,

Rachael Fletcher
General Manager

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