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## Alcohol Control Bylaw Hearing Subcommittee

### OPEN MINUTES

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Minutes of a meeting of the Alcohol Control Bylaw Hearing Subcommittee held in Council Chamber, Municipal Building, Garden Place, Hamilton on Wednesday 30 September 2015 at 2.30pm.

#### PRESENT

Chairperson	Cr L Tooman
Members	Cr G Mallett Cr A O'Leary
In Attendance	Her Worship the Mayor Julie Hardaker Kelvin Powell – City Safe Unit Manager Aaron Fleming - Unit Manager Strategy and Research Debra Stan-Barton – Planning Guidance Manager Julie Clausen – Programme Manager, Strategy Ihsana Ageel – Acting Programme Manager, Strategy and Relationships Gina Hailwood – Team Leader City Landscapes Renee McMillian – Team Leader Planning and Assets  James Kernohan – Alcohol Harm Prevention Officer, New Zealand Police Ciane Ellen Lawrey - Submitter
Committee Advisor	Ian Loiterton – Committee Advisor

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#### 1. Apologies

There were no apologies.

#### 2. Confirmation of Agenda

**Resolved:** (Crs Mallett/O'Leary)

That the Subcommittee confirm the agenda.

#### 3. Declarations of Interest

No members of the Subcommittee declared a Conflict of Interest.

#### 4. Proposed Hamilton Alcohol Control Bylaw 2015 - Hearings and Deliberations Report

The Chair introduced the Item, and confirmed that of the 13 submissions received, there was one submitter, Ms. Ciane Ellen Lawrey, who wished to speak.

The Chair stated that Ms. Lawrey would have three minutes to speak, followed by a question and answer session.

The Meeting adjourned 2.37pm to 2.40pm.

Ms. Lawrey spoke to a tabled PowerPoint Presentation, and responded to the following:

- **Areas of concern:** The submission was applicable to all sports parks in Hamilton, with a particular concern being the Fraser Tech Park area.
- **Time of issues:** Problem behaviours could occur at all times of the day.
- **Other locations:** Swarbrick Park was stated to be a problem area, especially given its close proximity to Frankton Primary School, but generally any parkland could experience problems.

The City Safe Unit Manager spoke to the Report.

The City Safe Unit Manager, Acting Programme Manager - Strategy and Relationships, Unit Manager Strategy and Research and Team Leader City Landscapes responded to questions including:

- **Unacceptable behaviour:** That Police were the most appropriate agency to respond when unacceptable behaviour became criminal in nature.
- **Steele Park problem behaviours since 1 January 2015:**
  - City Safe had not received any reports of behavioural issues in Steele Park during that period and, more broadly, had not received calls about problem behaviour issues in any other parks.
  - Police had reports of seven counts of intoxication, one report of drug use, eight disorderly conducts, and three assaults; in addition NZ Police had conducted over 300 prevention visits in and around the Steele Park area during this time.
- **City Centre 24/7 alcohol ban:** There was a positive impact in the City Centre following the implementation and enforcement of a 24/7 alcohol ban. The ban was in conjunction with a range of other safety and enforcement initiatives and could not, therefore, be considered to be the sole cause of the positive change.
- **Enforcing bans:** Broadening the scope of alcohol bans would have resource implications in terms of their enforcement.
- **Local Government Act 2002 147A (1) (a) (i):** Prior to adoption of any broader Alcohol Control Bylaw, legislation stipulated that Council must be satisfied that *'there is evidence that the area to which the bylaw is intended to apply has experienced a high level of crime or disorder that can be shown to be caused or made worse by alcohol consumption at the area'*.
- **Hamilton City Council Parks:** There was no evidence of trends in problem behaviours within Council parklands; rather, issues appeared to be one off and random in nature, without any location specific patterns.

**Resolved: (Crs O'Leary/Mallet)**

That:

- a) the report be received;
- b) no changes to the proposed Alcohol Control Bylaw 2015 are required;
- c) an alcohol ban for Steele Park and the Hamilton East shopping precinct be considered by the Hamilton East Neighbourhood Plan Working Group during the development of the Hamilton East Neighborhood Plan; and
- c) the final draft of the Alcohol Control Bylaw 2015 be reported back to the 3 November 2015 Strategy & Policy Committee Meeting for adoption.

The Motion was carried, with Councilor Mallet dissenting.

Minute note: subsequent to the Meeting, the Chair of the Strategy and Policy Committee and the Chair of the Alcohol Control Bylaw Hearing Subcommittee agreed that the final draft of the Alcohol Control Bylaw 2015 be reported back to the 8 December 2015 Strategy & Policy Committee Meeting for adoption.

**The Meeting was closed at 3.21pm**