

Laura Bowman

From: official information
Sent: Monday, 25 July 2022 5:58 pm
To: 7(2)(a)
Cc: official information
Subject: Final Response - LGOIMA 268798 - 7(2)(a) - costs and frequency of fireworks displays by HCC, or any HCC controlled organisations (CCO)
Attachments: Balloons over Waikato.pdf
Importance: High

Kia Ora,

I refer to your **information request below**, Hamilton City Council is able to provide the following response.

Your request is for information relative to Hamilton City Council and our other Council-Controlled Organisations (CCO). Unfortunately, information requests relating to our CCO's must be made directly to them. We can transfer these to our CCO's for you or you can make these requests directly via the following links on our website [here](#).

Please let us know if you would require our assistance.

Note – our responses below are relative only to Hamilton City Council.

Your Request 1:

How many fireworks events have been paid for by HCC/CCO in the past 3 years, and what were the costs involved (price of fireworks and price of total running costs for said event (e.g., fireworks on New Years eve = \$X, total running costs of fireworks display = \$X))

Our Response 1:

Hamilton City Council has not paid for any fireworks in the past three years (financial years ending 30 June 2022, 30 June 2021 and 30 June 2020).

Your Request 2:

What was the HCC's decision making process around the gradual reduction of fireworks displays in Hamilton over the years?

Our Response 2:

Hamilton City Council has not made any policy or decisions regarding the gradual reduction of fireworks displays. Any fireworks displays in Hamilton are organised by the community therefore any perceived reduction is not the result of direction by Hamilton City Council. All compliant consent applications in the last three years have been approved by Council (see response 4).

Your Request 3:

How many complaints were made against HCC/CCO funded displays, and how many complaints were made against other fireworks displays (e.g., if a private company had a fireworks show in a public area, or on a private property but they were unduly large/loud/bright).

Our Response 3:

No complaints were made against Council-funded displays as per the response to request 1.

Thirteen complaints were received in the year ended 30 June 2020, 11 during the year ended 30 June 2021 and 10 during the year ended 30 June 2022. All of these relate to fireworks on private property in residential areas.

Your Request 4:

If such consents exist (I can't find anything about large scale permits required on the Council website), what is the HCC consent process to have a large-scale fireworks display in a public area? How many consent applications are made each year, how many are declined/approved? (e.g., New Year's eve, Chinese New Year etc)

Our Response 4:

Under Rule 25.3.3(e) pyrotechnics/fireworks displays are a Permitted Activity, and would only trigger the requirement for a resource consent if there was more than 5000 people attending the event (Rule 25.3.5.3) and there are also specific requirements for a large scale event.

The only resource consent applied for in the past three years is an ongoing consent for the Balloons Over Waikato event.

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

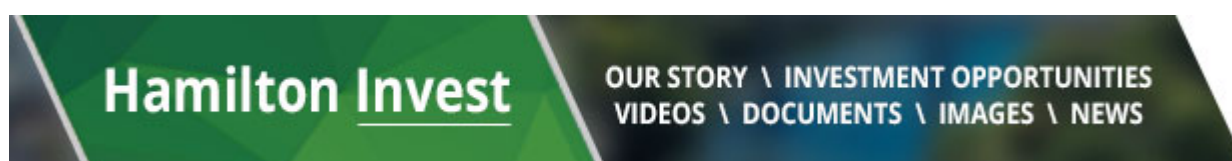
Kind Regards,

Laura | Official Information Coordinator
Legal Services & Risk | People and Organisational Performance
Email: officialinformation@hcc.govt.nz



Hamilton City Council | Private Bag 3010 | Hamilton 3240 | www.hamilton.govt.nz

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From: Hamilton City Council <do.not.reply@hcc.govt.nz>

Sent: Friday, 10 June 2022 6:20 pm

To: official information <officialinformation@hcc.govt.nz>

Subject: HCC Website - Official Information Request ref: HCC-QF-220610-AU45X-1AEE

HCC Website - Official Information Request

Reference: HCC-QF-220610-AU45X-1AEE

Attachment: not attached

Name: 7(2)(a)

Email address: 7(2)(a)

Phone number: 7(2)(a)

Detailed Description of Request

Kia ora,

I am conducting research for a business plan, and need to know the costs and frequency of fireworks displays by HCC, or any HCC controlled organisations (CCO).

Could you please provide me with the following information:

- How many fireworks events have been paid for by HCC/CCO in the past 3 years, and what were the costs involved (price of fireworks and price of total running costs for said event (e.g., fireworks on New Years eve = \$X, total running costs of fireworks display = \$X))
- What was the HCC's decision making process around the gradual reduction of fireworks displays in Hamilton over the years?
- How many complaints were made against HCC/CCO funded displays, and how many complaints were made against other fireworks displays (e.g., if a private company had a fireworks show in a public area, or on a private property but they were unduly large/loud/bright).
- If such consents exist (I can't find anything about large scale permits required on the Council website), what is the HCC consent process to have a large-scale fireworks display in a public area?
How many consent applications are made each year, how many are declined/approved? (e.g., New Years eve, Chinese New Year etc)

If there isn't any data for the year just gone (2021), presumably because these numbers aren't yet logged, or because there was such little activity due to Covid, perhaps the years '18, '19, and '20 would be useful.

Many thanks for your help.

Ngā mihi

7(2)(a)

Organisation: not supplied

24 January 2019

Private Bag 3010
Hamilton 3240
New Zealand

TEL 07 838 6699
FAX 07 838 6599
EMAIL info@hcc.govt.nz
hamilton.govt.nz

Balloons Over Waikato Trust
C/- Balloons Over Waikato Trust
Private Bag 3123
Hamilton 3240

Attn: Michelle

Your Ref:

Decision on application for resource consent under the Resource Management Act 1991

Application number(s): 010.2018.00010149.001
Applicant: Balloons Over Waikato Trust
Address: 106 Knighton Road Hillcrest 3216
Legal Description: LOT PT 16 DP 3544 Gate 1
Proposed activity(s): Event

Dear Sir/Madam

I wish to advise you of Council's decision to **grant** your application for resource consent under the Resource Management Act 1991 (RMA). Please see below for the details of the decision and conditions of consent.

The following information provides you with some guidance on your rights and what to do next. It is recommended that you seek independent advice if you are in any doubt as to the processes to be followed.

Objections

If you disagree with any part of this decision or any conditions of this consent, you may lodge an objection in writing to Council within **15 working days** of the receipt of this letter. Your objection must be in accordance with section 357 of the RMA and must include the reasons for your objection.

Compliance with conditions

Your resource consent permits the land use to be established at the site long as the activity complies with the stated conditions on an ongoing basis. It is important that you fully understand and comply with all the conditions of your consent.

Please notify Council's monitoring team prior to the commencement of activities associated with this consent. The role of Council's monitoring team is to monitor compliance with the conditions of consent and may involve site visits.

Council's monitoring team can be contacted on planning.guidance@hcc.govt.nz. Please reference the consent number and address of the property when emailing or calling.

Lapsing of Consent/s

This resource consent lapses 5 years after the commencement of the consent, unless the consent is given effect to by the end of that period.

The commencement date of a resource consent is determined by section 116 of the Resource Management Act 1991.

DECISION ON APPLICATION

*That pursuant to the provisions of sections 104 and 104C, of the Resource Management Act 1991, Operative District Plan, Council **grants** consent to the application by Balloons over Waikato Trust to operate an Event on Lot 1 DPS 90061 at Innes Common and on Pt Allot 414 Kirikiriroa Parish at University of Waikato, Hamilton, subject to the following conditions:*

Conditions

Under section 108 of the RMA this consent is subject to the following conditions:

General

1. *That the development be in general accordance with the information and plans submitted with the application on the 4 December 2018 and further information received on 14 January 2019.*
2. *Pursuant to Section 123(b) of the Resource Management Act 1991 the duration of consent is limited to 5 years following the granting of this consent and expires on 31 March 2023.*

Temporary Structures and Works Accessory to an event

3. *All structures and other works shall be removed and the site returned to its original condition a maximum of 5 working days after the activity has ceased.*

Noise

4. *Activities at Innes Common involving the emission of noise, and the testing of any sound emitting system or equipment, shall not start before 7:00am, except for Day 4 of the event only, when the start time shall not be before 6:00am for the Dawn Patrol.*
5. *The combined noise emission from all activities at Innes Common, including from generators, food and other vendors, and the testing of any sound emitting system or equipment, shall not exceed 55dB LAeq (15 mins) at any point within the boundary of any other site in the Residential Zone.*
6. *The combined noise emission from all activities at the Night Glow event, including testing or practice involving the use of electronic sound amplification but excluding noise from the pyrotechnics display, shall not exceed the following noise levels at any point within the boundary of any other site in the Residential Zone:-*
 - (a) *75dB LAeq (15 mins) overall level*
 - (b) *70dB LAeq (15 mins) at 63Hz*

- (c) 65dB LAeq (15 mins) at 125Hz
- (d) 85dB LAFmax (measured over any 15-minute period).

7. Noise levels documented in the previous two conditions shall be measured in accordance with NZS:6801:2008 'Acoustics – Measurement of Environmental Sound' and assessed in accordance with NZS 6802:2008 'Acoustics – Environmental Noise'.
8. The public shall be notified of the Night Glow event not less than 14 days prior to the first day of the event. The public shall be informed of the following:-
 - The nature of the event and that normal noise limits for general activities may be exceeded;
 - Proposed dates, start and finish times of the event itself and the expected times of any sound testing or practice;
 - Contact details of a liaison person before and during the event;
 - Possible alternative dates in the event of postponement.

Management Plans

9. The activity shall be carried out in accordance with the approved Traffic, Waste and Noise Management Plans.

Pyrotechnics Display

10. A test certificate issued in accordance with Regulation 40 of the Hazardous Substances (Classes 1 to 5 Controls) Regulations 2001 shall be provided to Council's Planning Guidance Manager not less than 3 days before the Night Glow event.

Glare

11. The spill of light from artificial lighting at Innes Common shall not exceed 3 lux (horizontal and vertical) when measured or calculated at points 1.5m within the boundary of any other site.

Parking and Access

12. Residents in the road closure or restricted access areas identified by the consent holder shall be provided with the following:
 - a. Unlimited access to their properties.
 - b. Written notification of road closures and restricted access once during the two months prior to the event.
 - c. Written notification of the fireworks display once during the two months prior to the event.

The consent holder shall provide written confirmation that the above has been completed to the satisfaction of Council's Planning Guidance Manager a minimum of 10 working days prior to the commencement of the event.

Duration of Event

13. The event shall take place on the following dates:
 - 2019: Tuesday 19 March 2019 to Saturday 23 March 2019;
 - 2020: 17-21 March or 23-28 March;
 - 2021: 16 – 20 March or 23-27 March;
 - 2022: 15-19 March or 22-26 March;

- 2023: 14- 18 March or 21-25 March;

Note: If the event is postponed please arrange an alternative 5 days to the satisfaction of Council's Planning Guidance Manager.

Hazardous Substances

14. No person shall:-
 - (a) refuel propane tanks; or
 - (b) discharge propane gas into the atmosphere-
 throughout the duration of the event on any part of the University of Waikato grounds or Innes Common or the surrounding public and residential areas.
15. For the consented activities, propane gas and fireworks shall be stored in a manner that avoids the unintentional release of the hazardous substance; or, in the case of propane gas, that avoids the accumulation of fugitive gas in enclosed off-site areas.
16. The consent holder shall provide an updated Safety, Emergency and Security Planning Manual to Council's Planning Guidance Manager at least 10 working days before the start date of the event. This manual shall include a risk analysis of the storage and use of hazardous substances, in particular propane gas and fireworks, and proposed measures to control any identified hazards.

Reasons

Under Section 113 of the RMA the reasons for this decision are:

- a. *Subject to the above conditions, the proposal is not contrary to the relevant objectives and policies and assessment criteria of the Operative District Plan.*
- b. *Having regard to section 104(1)(a) of the Act, the actual and potential adverse effects on the environment of granting consent are acceptable as the proposal is consistent with the relevant assessment criteria and promotes the sustainable management of natural and physical resources.*
- c. *The noise conditions will ensure that noise levels are at an acceptable level.*
- d. *Security will be managed in accordance with the approved Security Management Plan to ensure people's safety during the entire event. The use of certified security guards during the Nightglow event will ensure crowd safety (expected to be a maximum of 80,000 during the evening).*
- e. *Consent is given for the 6am start on day 4 of the event due to low frequency of the Dawn Patrol event.*
- f. *Consent is given for the large number of people attending the event and duration of the event as the adverse effects will be adequately managed, particularly relating to traffic, waste, public safety and noise.*
- g. *Consent is given to test the electronic sound amplification for 3.5 hours as Council's Environmental Health Officer is satisfied that the adverse effects from this will be acceptable.*
- h. *Consent is granted for an annual event of the next 5 years as adverse effects of the proposed event are able to be adequately managed while contributing to economic, social and cultural wellbeing and creating a vibrant city.*

Advice Notes

General

- That compliance in all other respects with Council Bylaws, all relevant Acts, Regulations, and rules of law be met.

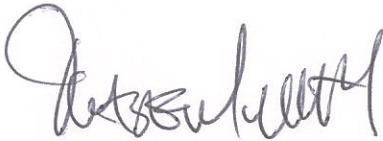
Signage

- Any signs erected on the subject site shall comply with the District Plan requirements for signage or resource consent shall be required.

Sale or Supply of Liquor and Food

- You will need to contact Council staff if there is any sale or supply of liquor or food at the festival to ensure your responsibilities under the Sale and Supply of Alcohol Act and Food Act are met. That all necessary liquor and food licenses are obtained and compliance with the Fireworks Bylaw is achieved.

Yours sincerely,



FRASER MCNUTT
PLANNING GUIDANCE MANAGER

For more information please contact:

Alisa Neal

Council Building

Garden Place, Hamilton

Phone: 07 838 6699

Email: alisa.neal@hcc.govt.nz

Website: www.hamilton.co.nz

INNES COMMON



**FINAL APPROVED
RESOURCE CONSENT PLANS**

File # 10/2018/10159/00

Date of Consent 24/1/19

ZURU Nightglow

At the University of Waikato

ZURU

FINAL APPROVED
RESOURCE CONSENT PLANS

grassroots
TRUST

WEL ENERGY TRUST
www.welenergytrust.co.nz

hamilton

File # 10/2018/10149/001

Date of Consent 24/1/19

Coach
Parking
Silverdale Rd

- Public Parking
- Food & Merchandise
- Toilets
- BOW Information Tent
- Lost Lodge Lost Kids
- Heart Saver
- Information maps
- Road closed
- Restricted area

Access via
Wairere Drive

RUAKURA ROAD
CLOSURE
from Ruakura Lane
to Silverdale Rd

Park'n Ride
Bus Stop
area

Buses Only

Buses Only

Crossing
Point

RUAKURA ROAD
CLOSURE
from Ruakura Lane
to Silverdale Rd



Balloons
over Waikato
New Zealand

Gate 1

Gate 2b

Gate 3a

Gate 3c

Gate 5

Gate 7

Gate 8

Gate 10

Gate 11

Gate 12

Gate 13

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