STRATFORD DISTRICT COUNCIL

S19/13 – D19/33101

9 July 2020

POLICY & SERVICES COMMITTEE MEETING

Notice is hereby given that the **Policy & Services Committee Meeting of Council** will be held in the **Council Chambers, Stratford District Council, Miranda Street, Stratford** on ***Tuesday 14 July 2020*** at ***3.00pm*** to hear and consider submissions to the Control of Dogs Bylaw and Dog Control Policy.

Timetable for 14 July 2020 as follows:

1.00pm	Tikanga Training
3.00pm	Hearing - Dog Control Policy - Control of Dogs Bylaw
3.45pm	Afternoon tea for Councillors
4.00pm	Ordinary Meeting

Yours faithfully

Sven Hanne
CHIEF EXECUTIVE

2020 - Policy & Services Committee - Dog Control Hearing - July (14/07/2020)

Table of Contents:

Policy & Services Committee [14/07/2020]
D20/11976

POLICY & SERVICES COMMITTEE MEETING
TUESDAY 14 JULY 2020 AT 3.00PM

TO HEAR AND CONSIDER SUBMISSIONS TO THE CONTROL OF DOGS BYLAW 2020 AND DOG CONTROL POLICY

A G E N D A

1. WELCOME

2. APOLOGIES

3. ANNOUNCEMENTS

The Chairman welcomes everyone to the Policy and Services Committee meeting. It is reinforced to Councillors that the purpose of this meeting is to consider submissions on the Control of Dogs Bylaw and Dog Control Policy.

4. DECLARATION OF MEMBERS INTEREST

(No report)

Elected members to declare any real or perceived conflicts of interest relating to items on this agenda.

5. ACKNOWLEDGEMENT OF SUBMISSIONS

Submissions pages 5-54

Attached are the twenty five (25) submissions received.

RECOMMENDATIONS

1. THAT each of the twenty five (25) submissions to the Control of Dogs Bylaw and Dog Control Policy be received.

2. THAT it is acknowledged that, due to the public consultation of the Control of Dogs Bylaw and Dog Control Policy occurring simultaneously, each submission is to be considered for both documents.

3. THAT each submitter be individually thanked for their submission, and a copy of the minutes of this Policy & Services Committee Meeting and subsequent meetings be provided to each submitter.

Recommended Reason

Each submission is formally received and the submitter provided with information on decisions made.

_____/_____
Moved/Seconded

6. DECISION REPORT - ADOPTION OF THE CONTROL OF DOGS BYLAW 2020

D20/8981 (Pages 55-80)

Discussion
Council needs to consider submissions to the Control of Dogs Bylaw as part of the consultation process.

RECOMMENDATIONS

1. THAT the report be received.

2. THAT The Committee considers submissions received as part of the public consultation process of the bylaw and the subsequent adoption of the Control of Dogs Bylaw 2020 (attached).

3. THAT the commencement date of the Control of Dogs Bylaw be Monday 17 August 2020.

Recommended Reason

The *draft* Control of Dogs Bylaw 2020 has gone through the pubic consultation process, required by Sections 82 and 83 of the Local Government Act 2002. 25 submissions were received during the public consultation and submissions period.

_____/_____
Moved/Seconded

7. DECISION REPORT - ADOPTION OF DOG CONTROL POLICY

D20/6995 (Pages 81-104)

Discussion
Council needs to consider submissions to the Dog Control Policy as part of the consultation process.

RECOMMENDATIONS

1. THAT the report be received.

2. THAT The Committee considers submissions received as part of the public consultation process of the policy and the subsequent adoption of the Dog Control Policy 2020 (attached).

3. THAT the commencement date of the Control of Dogs Bylaw be Monday 17 August 2020.

Recommended Reason

This policy is a requirement of section 10 of the Dog Control Act 1996 which requires every territorial authority to adopt a policy on dogs.

The draft Dog Control Policy 2020 has gone through the pubic consultation process, required by Sections 82 and 83 of the Local Government Act 2002. 25 submissions were received during the public consultation and submissions period.

_____/_____
Moved/Seconded

******

Health and Safety Message

In the event of an emergency, please follow the instructions of Council Staff.

Please exit through main entrance.

Once you reach the footpath outside please turn left and walk towards the Bell tower congregating on lawn outside the Council Building.

Staff will guide you to an alternative route if necessary.

If there is an earthquake – drop, cover and hold where possible. Stay indoors till the shaking stops and you are sure it is safe to exit or remain where you are until further instruction is given.

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

The Statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Director – Environmental Services
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name: Pauline & David Rogers
Contact address: 30 Cordelia St,
Stratford
Contact telephone: 06 765 3287
Contact email:

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

** *Your submission may be written on this form and additional white A4 paper.* **

5

MY SUBMISSION:

We are against letting dogs into the main street Shopping areas, because of irresponsible dog owners who dont clean up after their animals. It is all so obvious in the parks where some dog owners don't pick up after their dogs.

The compliance ~~and~~ enforcement is not as visable as it needs to be.

There are also a number of owners who don't think they need to have their dogs on leads around town.

We as dog owners think there are enough places around Stratford where we can exercise our dogs without taking them into the business district.

(Please use additional White A4 Paper if required.)

SIGNED: P.D. Rogers

2

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT DOG CONTROL POLICY 2020

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Please forward your submission addressed to:

Director Environmental Services
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Margaret Vickers
Contact address:	6 Sackville St
	Fitzroy New Plymouth 4312.
Contact telephone:	067575740 027323629.
Contact email:	r.m.vickers@xtra.co.nz.

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

*** Your submission may be written on this form and additional white A4 paper. ****

As a rate payer in the Stratford District I would like to put forward a submission re the Statement of Proposal Draft Dog Control Policy 2020.

My concern is around the proposal to remove the restriction of dogs from the CBD and Prospero place.

I have had several citizens express their concern to me about this proposal, and asked me to act on their behalf

Their reasoning is that the Library which is a vital link, and also offers other services is in this area, a place where families or children alone, plus seniors can safely visit. Also the Art Gallery and shop frequented by locals and visitors.

There is a very high volume of food outlets along Broadway, as well as other essential services such as Chemists, Banks, Post shop etc. Any dog tied to a parking meter or similar could become a hazard for children, people using walking aids, wheelchairs and scooters.

Prospero place is used for Market Days and several other social events for ALL citizens to enjoy. Who in their right mind would want dogs even though on a lead to be in these areas where children and seniors often frequent? There will be pooping and watering of the plants. Even with by-laws in place, I see it happening outside my gate here where I live. The smell is horrendous and every dog then tries to leave its calling car.

The upgrading and enhancing of Prospero could/should see this area becoming busier than ever with a good volume of foot traffic and people taking time to sit eat and have a coffee.

A small percentage of dog owners ARE irresponsible

I have read all the Policy and Bylaw documents and also read the restrictions placed in CONTROLLED DOG AREAS e.g. any children's playground equipment, and the Public area surrounding the front entrance of the TSB swimming pool, BUT nowhere is there any mention of areas that seniors frequently use. Good examples would be our Rest Home facilities where the elderly like to get out for a walk. Should these areas be dog free or at least on a lead? My concern is the park by Maryanne Rest Home where dogs are no longer required to be on a lead.

As I read I take note that the entrance to the swimming pool is a controlled area, why then is the Library note included, or even school areas?

My questions are, if this proposal goes ahead will there be a restriction on the age of the Handler? E.g. adults only?

And could there also be a restriction on the hours they are permitted in the CBD area?

I am against this Proposal

Margaret Vickers

M A Vickers

07 · 04 · 2020 ·

3

54 Pembroke Road
Stratford 4332
Taranaki

5

14 April 2020

Director, Environment Services,
Stratford District Council,
PO Box 320, Stratford 4352

Dear Sir,

Reference Dog Control Act 1996, Notification of Review

Thank you for the opportunity to present a submission in respect of the above.

I am greatly in favour of the draft policy and Bylaw that proposes to allow dogs on leashes in the CBD and Prospero Place.

As a dog owner, I believe the current Bylaw is overly restrictive for responsible owners such as myself.

I would however canvas that sufficient waste bins and poles are provided at regular intervals for owners to tie up their dogs while shopping.

Regards

Stuart Robertson

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139 Brecon Road,

Stratford.

16th April 2020.

To The Mayor and Councillors of the

Stratford District Council.

I would like to respectfully present a submission contributing to the review of the Dog Control Policy, currently being undertaken by The Stratford District Council.

I am a resident and ratepayer of Stratford and have been since 2006. I was also a resident and ratepayer of Stratford from 1976 to 1979. I have lived in quite a few other towns and cities around New Zealand and I have resided in several other countries as well.

From the outset I would like to make it clear that I am in favour of keeping the current By- Laws in place.

I enjoy walking through the main business areas of Stratford without getting dog poo on my footwear and with very little chance of a dog peeing on my clothes. I also know that there is little chance of dogs peeing on the displays outside of the shops. This pleases me because it has not always been that way in other places I have lived or visited.

If dogs were allowed into the central areas of town then the more diligent owners would pick up most of the scats and place them into the rubbish bins where the scats would continue to stink. The dogs could wander in circles and put trip hazards, in the form of their leads, around the feet of people who might be in conversation with that dog's custodian. Small children could receive bites or bad frights from the dogs being playful, curious or just badly behaved. I am not sure what the Council's legal position would be if a dog caused injury to a child or a shopper if the Council approved the presence of dogs in the area from which they are currently banned.

There are a lot of people in our town who rely on mobility scooters for their shopping and social interactions and dogs could be a considerable hazard in that context by not getting out of the way of the scooters and by interfering with the scooters, or shopping, whilst the scooter rider was inside a shop and the dog was tethered outside the shop.

There would be shop operators who would feel compelled to put supplies of water out for the dogs and this would just compound the risks for shoppers because dogs could make sudden and unexpected movements toward or away from these water bowls. There is also the issue of tethering of dogs, because I assume that it is not your intention to allow dogs into shops. The most likely item to tether a dog to is a verandah post and these are generally located along the gutter line. A dog tethered to a verandah post would make the job of parents moving babies, pushchairs and shopping, to and from cars, a much more complex and challenging task than it already is.

Stratford is an important rural support town and it is not uncommon to find yourself parked alongside a farm vehicle with a largish dog, of uncertain temperament, secured inside the confines of the tray of that vehicle or inside it with the windows well down. To me this is an acceptable situation but to exacerbate it with wandering dogs, albeit on leads, would not be a very sensible move. After all there are a lot of places around town where dogs are very welcome and their owners can take the dogs for exercise.

I do not ever remember meeting anyone with a dog who has not considered themselves anything but a good and responsible dog owner but our news media carry frequent reports of problems with the mix of dogs and people in public places. We, as a community, should make every effort to avoid that sort of negative situation and consequent publicity.

For the reasons outlined above, I would respectfully request that you do not relax the By-Laws regarding the presence of dogs in the main shopping areas of Stratford.

Yours sincerely,

Colin Cowie

Colin Cowie.

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RECEIVED
23 APR 2020
BY:

STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

The Statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Director – Environmental Services
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Roger Mignett
Contact address:	55b Seyton ST
	STRATFORD 4332
Contact telephone:	06 765 6981
Contact email:	rojen@xtra.co.nz

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

** *Your submission may be written on this form and additional white A4 paper.* **

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No dogs in Broadway or Prospero Place

We the undersigned - support this petition to Stratford District Council urging Councillors to keep Broadway - between roundabouts - and Prospero Place dog free.

Name	Signature	ADDRESS
Roger Hignett		55b Seyton ST STRATFORD
Nola McMillan		53 Broadway Stratford
Jean Tapia		42 Regan Stratford
Sheila Bayes		48 Brecon Road Stratford.
Jenny Hignett		55B Seyton St Stratford
PAUL EGAN		39 PAGE STREET STRATFORD
SHIRLEY BIELAWSKI		33 ARIEL ST STFD.
June Hillier		49 Fabian st. stfd.
Shevelle Herrick		432 Broadway.
Carol Shearer		80 Monmouth Rd Stratford
Patsy Connelly		7 Page St. Stratford
TONY GORDON		49 PAGE ST STFD
Robin Lowe		39 Oberon St
Thea Van Der Leer		103 Brecon Rd. S.
Carolyn Squire		10 Oswald Place Stratford
T Megaw		Brecon Rd, Stratford.
Lynnette Hann		25 Lysander Street Stfd.
Suzanne Blackwell		3 Rosebud Dr.
GARY HANN		25 LYSANDER STREET

Due to lockdown (covid 19) we were unable to collect as many as we are sure, are out there.

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STRATFORD DISTRICT COUNCIL

DRAFT DOG CONTROL POLICY

Re: Statement of proposal clause to remove the restriction of dogs from Broadway between the roundabouts and Prospero Place.

We, the undersigned, are against this proposal. Reasons are:

1. Broadway and Prospero Place are "people places" where members of our community, especially children and seniors, can move about and congregate safely without fear of attack.

2. Open Dog Areas are available in designated areas in Stratford to provide for recreational needs of dogs and their owners.

3. Hygiene and nuisance factors are a health risk around the many food outlets in the CBD and Prospero Place.

4. Faeces not picked up by owners immediately can become a huge problem for the general appearance of the CBD.

5. Dogs, including those on leashes, can be a hazard for mobility scooter drivers. In Stratford there are more than 70 scooters.

Roger Hignett

Jennifer Hignett

7

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

The Statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Chief Executive
Stratford District Council
P O Box 320
STRATFORD

RECEIVED
21 APR 2020
BY:

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Diane Walter
Contact address:	42 Ariel Street Stratford
Contact telephone:	06 765 6835
Contact email:	diaremwalter@hotmail.com

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

*** Your submission may be written on this form and additional white A4 paper. ***

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MY SUBMISSION:

In regards to your proposal to allow leashed dogs along Broadway and Prospero Place, I wish to submit my opposition for the following reasons:

- Hygiene - Dog excrement on footpaths in the vicinity of shops and cafés. This would make the town unattractive to locals and visitors alike.

- Safety - There is the danger of the elderly tripping on dog leashes, and having to sidestep dogs coming toward them increases the risk of slipping.

- Intimidation - Most people especially the elderly and children are very nervous around other people's dogs. Broadway should remain as the one street in Stratford where people are free to walk and shop without fear of a dog rushing at them, regardless of whether they are leashed or not.

Dog owners have the freedom to use every other area of the town.

Please leave us Broadway and Prospero Place — keep dogs out of the Town shopping area.

(Please use additional White A4 Paper if required.)

SIGNED:

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT DOG CONTROL POLICY 2020

The Statement of Proposal for the Draft Dog Control Policy 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Director Environmental Services
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Sandra Collins
Contact address:	31 Seyton Street
	Stratford 4332
Contact telephone:	06 7657642
Contact email:	msk.collins@xtra.co.nz

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

*** Your submission may be written on this form and additional white A4 paper. ***

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MY SUBMISSION:

It is not that I dislike dogs; I grew up on a farm with farm dogs and we had a small house dog during my teenage years. I have not personally been frightened or hurt by dogs - but I have friends and family who have. I am however wary, and hesitant around dogs and do not feel comfortable close to dogs, particularly of course - those that I don't know. My concern with the draft Dog Control Policy is with regard to dogs being permitted in central Broadway (between the roundabouts) and Prospero Place.

I appreciate that dogs and ther owners need exercise and recreational opportunities but equally feel that members of our community and visitors need to be able to utilise our streets and public areas without feeling intimidated, scared, or feel the need to move aside/away to avoid dogs. Open Spaces like parks can give dogs + their owners - and other members of the public room to move away from each other, whereas the footpaths in central Broadway (between the roundabouts) and along narrow walkways limit the general public from being able to step aside safely and feel free from what they genuinely feel as distress and worry of being near a dog.

Over the recent Easter weekend I had to cross the main street twice in a matter of minutes to avoid two dogs that I came across separately with their owners on Broadway between the southern roundabout and the clock tower.

The first dog was with a couple and a push chair, and with the dog on a lead there was not enough space for me to continue walking along the footpath

(Please use additional White A4 Paper if required.)

Continued →

SIGNED:

Sandra Collins

MY SUBMISSION:

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without being close to the dog - and this was not taking into account the current need for social distancing!

The next dog was stopping regularly at lamp posts and shop doorways to lift its leg + pee. The owner was pulling the lead to keep it moving. I know that responsible dog owners pick up dog poop but I have yet to see a dog owner wipe down, or wash away dog pee. Do our business owners want dog pee on their frontages, and then every other dog that subsequently comes along also marking the spot? Is this pleasant for our locals and visitors as they visit our shops and businesses?

And does anyone really feel comfortable having dogs come up to us and sniff our crotches?

I would like the restriction of dogs from central Broadway (between the roundabouts) and Prospero Place to remain and I urge Council to consider the well being of all its ratepayers, residents and visitors.

(Please use additional White A4 Paper if required.)

SIGNED:

Sandra Collins

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RECEIVED
23 APR 2020

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT DOG CONTROL POLICY 2020

The Statement of Proposal for the Draft Dog Control Policy 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Director Environmental Services
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Reginald Claude Pattinson
Contact address:	87A Miranda Str. Stratford.
Contact telephone:	06 765 6967
Contact email:	

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

***** Your submission may be written on this form and additional white A4 paper. *****

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MY SUBMISSION:

I am appalled that the Stratford District Council have decided to allow - depending on a vote - dogs to have access to Broadway. In this day and age of increased population & therefor more dogs - It appears totally against reason. Stratford is blessed with miles of wide open back streets absolutely ideal for exercising dogs without having to go any where near Broadway. Over the years Stratford has been fortunate to have had very capable & hard working councillors & I hope that our present council will remember why the "No dogs on Broadway" law was introduced in the first place.

R. G. Paterson

(Please use additional White A4 Paper if required.)

SIGNED:

10

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM

DRAFT CONTROL OF DOGS BYLAW 2020

The statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open for feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Chief Executive
Stratford District Council
PO Box 320
Stratford

Submissions are to be received no later than 4.30pm Friday 8 May 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name: Jim Clarkson

Contact Address: 41 Antonio Street Stratford

Contact Telephone: 0273844944

Contact Email:jimmy.teone@gmail.com

☒ I do not wish to speak to my submission and ask that this written submission be considered

Or

☐ I wish to speak to my submission at the hearing

Your submission may be written on this form and additional white A4 paper

RECEIVED
- 8 MAY 2020
BY: BS

MY SUBMISSION:

Thanks for the opportunity to submit on this proposal.

My primary objection is to the inclusion of the CBD area allowing leashed dog presence into this part of town. I feel this is contrary to the purpose[1] of the bylaw. This is an area that should not be considered for this sort of recreational use. It is difficult to imagine how taking a dog into a business centre of town can be justified as recreational activity akin to exercise. It is simply the wrong activity in the wrong place. Similarly Prospero Place is a gathering place for community, access point to the Library, Info Centre, Percy Thomson Art Gallery and a venue for market days and events. It is the wrong place to provide the exercise and recreational needs of dogs and their owners.

I urge council to reconsider this proposal giving thought to a percentage of the community who do not wish to have their personal space invaded by dogs. Council needs to acknowledge and recognise that a considerable number of people are adverse to dog presence in this and other environments due to past bad experiences or feelings of anxiety/fear for themselves, family and other community members.

The Dog Control Act Amendment Act of 2003 stated, "Councils are required to revise their dog control policies, applying a strengthening criteria which places a greater emphasis on public safety".

According to a study by the Ministry of Health and published (Mair 2019) in the NZ Medical Journal, 4958 dog bites required hospitalisation in New Zealand between 2004 and 2014. Over the same period there were 99,000 ACC registered injuries. The study also noted an actual percentage increase of numbers hospitalised in progressive years (2010-2014) of the study and also recognised that children were over-represented as victims of dog bite injuries.

Although it is recognised that generally there is a good percentage of responsible dog ownership, the level of responsibility is highly variable and can be readily measured by personal observation of non-compliance to the existing bylaw. This has been recently exposed to a higher level during the recent "Covid-19 Lockdown, level 4" with a notable increase in numbers of unleased dogs on pavements and berms and other prohibited areas along with a noticeable amount of uncollected dog faeces in our streets, natural park walkways and reserves.

If council decides to introduce this proposal unchanged rates levies should not be used to achieve a higher level of compliance in an attempt to alleviate all concerns and minimise risks. Any costs must be able to be completely met through the dog registration process. If council cannot demonstrate this, dog registration fees will need to rise accordingly.

[1] Purpose Clause 2 Draft Policy (sourced from Dog Control Act 2003)

Summary of Further Concerns/Comment

1. There is a distinct lack of areas where passive recreation/enjoyment of the public spaces/walkways can be conducted without the presence of dogs. There is however opportunity to provide this with some careful consideration within the King Edward Park and Carrington Walkway specifically. Please set aside some areas where the community will not always be confronted by dogs.

2. The mapping provided needs to be reviewed or some further explanation should be provided. A review should focus on the Adrian Street playground area, the Swansea Road sportsground, the Regan Street sportsground, the urban street area outlined as unleashed between the Swimming Pool/Playground complex and Windsor Park, the area at the crossover at the top of the Western Loop and all of the missing parts of the Eastern Loop east of Swansea Road. I have been assured by council staff that any area excluded from the mapping is regarded as a leashed area. I'm not sure that this is well known or understood. There needs to be further information or descriptions within the bylaw/mapping to explain. With some careful design a brochure could also illustrate responsibilities for dog owners as well as provide mapping for all walkway users.

3. Mapping of the swimming pool complex, the adjoining bridge access to Fenton St as well as the playground area needs further work or written description as explanation of leased/unleased/prohibited requirements at this locality. A ground truth of the locality with the mapping seems unworkable. I note an exception in the schedule of prohibited places with regard to footpaths adjacent to playgrounds. This is not a good example of taking all practicable steps to minimise risk.

4. There does not seem to be any guidelines over sports areas generally. The Regan St sports ground and Swansea Road sports field are not mapped. Their exclusion seems to offer them as exercise areas by default rather than by a considered process. This further illustrates my comments at (2).

5. It would be timely to make some change to the Victoria Park mapping. It would be prudent to include the lake and the south open field/sports area as a prohibited dog area, an area specific for families and children. This is an area where families and smaller groups often gather or touch rugby, rugby and cricket is played. Other community events are also held here. Future plans to include a bike park in this area may proceed and will require a need to extend the playground space. The lake area including wildlife is used by family groups including children. It does not lend itself as an exercise recreation area for dogs and their owners.

6. During research while completing this submission I found it difficult to determine what the present bylaws consist of and what rules apply to different areas. It seems there are 2 relevant documents (6.1, 6.2 below) that help identify prohibited areas and leashed areas. Although exercise areas were mentioned I could not find anything that identifies the actual site. The draft document proposed is more specific but is lacking in the areas I have identified earlier. As previously said good mapping, written descriptions, a possible brochure and a few more physical information signs would be most helpful to know what the rules actually are.

   6.1 Stratford District Council Bylaws Chapter 10-Control of Dogs
   - Contains a schedule of no dog areas

   6.2 Parks and Reserves Bylaw 2020
   - Map included of the Carrington Walkway Western Loop showing the dog on leash areas.
   - Clause 13.1a

SIGNED:

Jim Clarkson

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

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Director – Environmental Services
Stratford District Council
P O Box 320
STRATFORD

RECEIVED
21 APR 2020
BY:

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Murray Tawcett
Contact address:	144 Brecon Road. Stratford.
Contact telephone:	06 765 6259.
Contact email:	tootapp1@xtra.co.nz.

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

***** Your submission may be written on this form and additional white A4 paper. *****

I have read and agree with the dog by-laws except the one where dogs on leads will be allowed on Broadway between round-abouts (CBD area) Most owners are good, but I come across dog poop on my front lawn, on footpaths etc, even though owners are meant to pick it up ??!! They or some will probably let that happen in the CBD.

PTO.

Not only that, but I have seen dogs urinating where they shouldn't, which owners cannot control, so that is another good reason not to have them in the shopping area, in shop frontages

So ends my grizzle.

M. G. Fawcett

M. G. Fawcett

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12

Rachael Otter

From: Rhonda Vanstone
Sent: Tuesday, 17 March 2020 10:28 a.m.
To: Rachael Otter
Cc: Blair Sutherland
Subject: FW: Dogs on Stratford town centre

From: intel0071951 <intel0071951@gmail.com>
Sent: Monday, 16 March 2020 6:54 p.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: Dogs on Stratford town centre

I agree dogs should be aloud in the city centre with Stratford being a very dog friendly Town it would bring more people into the town centre and would be very good for the small businesses in the Town and the community at a whole.
Ross Kelly

Sent from my Samsung Galaxy smartphone.

RECEIVED
23 APR 2020
BY:

13

STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

The Statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Chief Executive
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	John Cusdin
Contact address:	399 Brookes Rd. RD 21. STRATFORD
Contact telephone:	027 4444 720
Contact email:	nidsuc@farmside.co.nz

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

***** Your submission may be written on this form and additional white A4 paper. *****

5

MY SUBMISSION:

In regard to proposed changes in the Dog Control By laws.
I am against allowing Dogs on the main street of Broadway.

The reason for this is that the Berms around Stratford are continually littered with Dog excrement.
I run a lawn mowing business and see this every day I would like to see more effort made to control this problem.

(Please use additional White A4 Paper if required.)

SIGNED:

14

Rachael Otter

5

From: Rhonda Vanstone
Sent: Saturday, 4 April 2020 11:22 a.m.
To: Blair Sutherland; Rachael Otter
Subject: FW: DRAFT DOG CONTROL POLICY 2020 - Submission

From: Sharon Mark <sharonmark1965@gmail.com>
Sent: Thursday, 2 April 2020 7:01 p.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: DRAFT DOG CONTROL POLICY 2020 - Submission

Name: Sharon Mark
Address: 7 Percy Ave, Stratford.
Phone: 06 765 7199
Email: Sharonmark1965@gmail.com

I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

The draft policy proposes to remove the restriction of dogs from the CBD and Prospero Place.

I am apposed to this restriction being removed for the following reasons:

Dogs are unpredictable. In the CBD and Prospero Place there can often be quite a few people either walking or riding mobility scooters. Adding dogs to the mix in my view is increasing the risk of injury to very small pedestrians and the elderly pedestrians. For example;

- A dog on a lead can be a trip hazard. If the dog is walking some distance away from its owner then the lead can be a trip hazard to others on the pavement who may not see it.
- A dog might want to be friendly to a passer-by and jump up on them. This can be frightening for some people and for others it could knock them over causing injury.
- A dog might see other dogs and decide to get stuck in which could create a dangerous situation for anyone near by.

Dogs crap and pee. In the CBD and Prospero Place there are food outlets, some of which have out door facilities for people to eat. It would be nasty for both locals and tourists to be sitting somewhere eating and see/smell a dog turd, or dog pee. And what of the retailers who (especially on market day) have their wares out on display in the street. How would the retailer feel if a dog peed on their produce?

Nope I do not like the idea of dogs in the CBD. By all means create a designated dog park and walking area outside of the CBD but please keep them out of the CBD.

Kind Regards
Sharon Mark

15

Rachael Otter

5

From:	Rhonda Vanstone
Sent:	Saturday, 4 April 2020 11:21 a.m.
To:	Blair Sutherland; Rachael Otter
Subject:	FW: SUBMISSION TO DRAFT DOG CONTROL BYLAW AND POLICY
Attachments:	SUBMISSION TO DRAFT DOG CONTROL BYLAW.docx

From: Neil Cooper <ncooper4710@gmail.com>
Sent: Thursday, 2 April 2020 5:35 p.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: SUBMISSION TO DRAFT DOG CONTROL BYLAW AND POLICY

Attached please find my submission on the Draft Dog Control Bylaw and Policy. I look forward to confirmation of receipt and advice in due course of the meeting date and time when submissions will be under consideration by Council.

Kind regards
NEIL COOPER

SUBMISSION TO DRAFT DOG CONTROL BYLAW 2020 AND DRAFT DOG CONTROL POLICY

To: Director Environmental Services
Stratford District Council
PO Box 320
STRATFORD 4352

My Name: Neil Cooper
Contact Address: 12 Olivia Street, Stratford
Contact Telephone: 0277030986
Contact Email: ncooper4710@gmail.com

I DO NOT WISH TO SPEAK TO MY SUBMISSION AT THE HEARING AND ASK THAT THIS WRITTEN SUBMISSION BE CONSIDERED

MY SUBMISSION

Please let there remain a part of town where the majority of us can relax in the knowledge that we are free of dogs and their sometimes irresponsible owners. Currently we only have Prospero Place and Broadway between the two roundabouts, approximately 0.25% of the urban area and now you want to remove that!

Dogs accompanied by their owners currently have free run over all our parks, walkways and streets apart from the above 0.25% so why do they need the rest? So dog owners can have a coffee with their dog or take them shopping – hardly a good reason for removing this small dog-free area of town.

Encountering them in parks I can live with. These are, in the main, wide open spaces where people can give them a wide berth if necessary (even if some dogs don't show the same respect) but encountering them in confined spaces such as Prospero Place and the CBD, often highly populated, does not present the same opportunity, even with them on a leash.

Allowing them off-leash on the walkways is also a mistake. I have often experienced out-of-control dogs charging along the Carrington Walkway and had to quickly duck aside to avoid being run into. In some areas, particularly on the Western and Eastern Loops, the walkway is quite narrow with sharp, poor-vision bends and close to the edge of steep river banks. I hate to think of the outcome of a dog charging into an adult let alone a small child in such areas. With the ability to let a dog off-leash in the majority of King Edward Park and Victoria Park there is no need to release them on the walkways.

There are essentially five good reasons why dogs should not be allowed in confined and/or heavily populated public spaces:

1. Hygiene – animals carry germs and many compromise the cleanliness of an area through fur, saliva, urine and faeces. Sure, in respect of the latter, some dog owners pick up after their dogs but not all and it still leaves a residue of germs in any event. Further, I have never seen anyone wipe down a park bench or sign post after their dog has cocked its leg.

2. Allergies – some people are allergic to dogs and shouldn't have to be exposed to them. The confines of Prospero Place and the CBD will make it difficult for these people to avoid them.

3. Safety – dogs can be unpredictable and Council should not put people, especially children, at risk of such behaviour that could lead to an attack resulting in physical or psychological injury.

4. Phobias - many people, again often children, have a fear of dogs, particularly large ones. They may have suffered an attack in the past or merely witnessed such an event that has left them psychologically scarred. These people should be allowed somewhere other than their own home where they can relax without the fear of confrontation.

5. Nuisance – even putting aside all of the above four points, dogs can be simply a pain in the neck. They disturb the peace through barking, sniffing crotches, tripping people up and just being a general nuisance.

In summary, I reiterate there should be retained some part of town where people can relax, shop or just wander without encountering a dog. Imagine a heavily populated Prospero Place market with dogs wandering around. A recipe for disaster.

My concerns in regard to this draft bylaw will be satisfied with the following amendments:

A. Delete Broadway (between the roundabouts) and Prospero Place from the Schedule of "Leash-controlled Public Places" and add them to the Schedule of "Prohibited Public Places".

B. Add the Eastern Loop portion of the Carrington Walkway to the Schedule of "Leash-controlled Public Places".

C. Amend the accompanying map accordingly.

My concerns in regard to the draft policy will be satisfied with the following amendments:

A. Delete Broadway (between the roundabouts) and Prospero Place from the list of Leash Controlled Public Places.

B. Add to the list of Leash Controlled Public Places the Eastern Loop of the Carrington Walkway.

C. Amend the accompanying map accordingly.

Signed: *Neil Cooper*

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Rachael Otter

5

From:	Rhonda Vanstone
Sent:	Wednesday, 22 April 2020 9:41 a.m.
To:	Rachael Otter
Cc:	Blair Sutherland
Subject:	FW: Submission for Dog Control Bylaw
Attachments:	dogbylawsubmission.docx

From: Catherine Groenestein <catherinegroenestein@gmail.com>
Sent: Wednesday, 22 April 2020 9:14 a.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: Submission for Dog Control Bylaw

Hi, here is a submission on the proposed dog control bylaw.

We do not wish to speak to the council in person, but would you please let me know when the hearing will be, many thanks Catherine Groenestein

April 21, 2020.

Kia ora, thank you for the opportunity to submit our views on the proposed dog control bylaw review.

Overall we think the bylaw is sensible and fit for purpose, and are happy that leashed dogs are to be allowed in the CBD.

We firmly oppose one clause in the proposal which is to make the Western Loop, a leashed area for dogs.

This issue was debated during the parks and reserves bylaw review just months ago, and the council then wisely decided to maintain the status quo.

What has changed in the interim to justify a change?

We urge the council to stick to its earlier decision for all the reasons we and all the other submitters opposed to leashing dogs on the walkways outlined to you.

When we submitted on the previous bylaw, we asked Environmental Health Manager Rachael Otter if there had been any complaints about unleashed dogs in the walkways and she replied:

"We have no documented complaints involving unleashed dogs on the Western Loop or Eastern Loop Walkways in the past three years."

There is no vulnerable wildlife along either track, apart from a few ducks and swans.

Leashed walking at human pace is not enough exercise for many active dog breeds and the loop walkways are both long enough to give the dogs (and their humans) a decent workout well away from traffic and crowds without impinging on anyone else's enjoyment.

It is likely that the kind of dogs which cause issues for residents and the council are owned by people who would ignore the bylaw anyway.

A leash restriction will affect the rest of us who are law abiding, pay our registrations on time and exercise and train our dogs well – the dogs your animal control staff have never needed to meet.

A lack of proper exercise and not being adequately socialised are both major contributing factors responsible for many pet dogs being rehomed or euthanised.

Also, would the council please install a doggy doo bin or rubbish bin at one of the Swansea Rd entrances to the Eastern Loop.

Thank you,

Catherine Groenestein and Phillip Bielawski.

113 Warwick Rd, Stratford.

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Rachael Otter

From: Rhonda Vanstone
Sent: Thursday, 23 April 2020 11:01 a.m.
To: Blair Sutherland
Cc: Rachael Otter
Subject: FW: Review of dogs bylaw

From: Janine Hamlin <hamlinjanine@gmail.com>
Sent: Wednesday, 22 April 2020 5:14 p.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: Review of dogs bylaw

To the Director of Environmental Services
I am writing regarding the proposal to allow leashed dogs on Broadway.
The council and shop owners work hard to make Broadway an enjoyable place to shop - verandahs protect us from rain and provide shade, music playing, toilets close by, pretty gardens at Prospero Place etc. I am not against dogs but their faeces and urine will not be washed away from Broadway footpaths by the rain like it is anywhere else. The owner will pick up what they can but the remainders have a strong smell, which could then be stepped on and taken into the shops.
Also, when two dogs meet up they usually get excited. Even on leashes they become noisy and harder to control. Anyone small, unsteady on their feet or scared of dogs would not like this atmosphere.
Dogs can go to alot of public walkways and areas around our town, there is a reason this one strip has been preserved. Please don't spoil it.

Janine Hamlin

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Rachael Otter

From: Rhonda Vanstone
Sent: Thursday, 23 April 2020 11:02 a.m.
To: Blair Sutherland
Cc: Rachael Otter
Subject: FW: Submission on Dog Control Policy Bylaw consultation

-----Original Message-----
From: Susan McMillan <suemcm@xtra.co.nz>
Sent: Wednesday, 22 April 2020 6:07 p.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: Submission on Dog Control Policy Bylaw consultation

Bylaws should be made to be fair to responsible owners, not designed to be punitive to them. In this regards I support the proposed change to allow dogs to be walked leashed in the Broadway shopping area.
I would also be supportive of the removal of the dog prohibited area outside the Stratford Swimming complex. Not being able to walk on the formed footpath forces dog walkers to endanger their lives by walking through the middle of an often busy car park as there is no footpath on the opposite side. There seems to be no logical reason to ban dog owners from walking leashed dogs on a formed, safe, footpath.

The area from the Malone Gates to the rear of the Stadium complex should be a leash free area. Currently it is a leashed area.

While not covered in the Dog Control Bylaws, could Council please provide the option of a round disc, instead of the increasingly rigid plastic tag currently provided. Getting the tag on is difficult enough, and once on can only be removed by destroying the tag. If the dog needs a new collar during the year there is no way of removing the tag so that it can be reattached to a new collar. New Plymouth Council provides the option of either a tag or disc and I see no reason why Stratford cannot follow suit.

I applaud Stratford District Council for continuing to provide free dog bags at the entrance to parks, and sufficient rubbish bins to place the used bag in.

Susan McMillan
4283 Mountain Road
Stratford
0211512780

19

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

E-MAILED
8/5/2020.

The Statement of Proposal for the Draft Control of Dogs I
from the community. We hope you will take advantage of th

Please forward your submission addressed to:

Director – Environmental Services
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Th
have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	M. J. Pattinson
Contact address:	84A Miranda St., Stratford
Contact telephone:	06.765 6967
Contact email:	

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

** *Your submission may be written on this form and additional white A4 paper.* **

I cannot agree to dogs having access to broadway between the two round abouts.

M. J. Pattinson.

FAO: Executive Stratford District Council P O Box 320 STRATFORD

RE: Submission regarding the Statement of Proposal for the Draft Control of Dogs Bylaw 2020 Chief

Name: Lorna Hobo

Contact address: 14 Antonio Street

Contact telephone: 0211258870

Contact email: lornahobo@yahoo.co.nz

I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

Proposal to remove the restriction of dogs from the CBD and Prospero Place.

As both a rate payer, parent and a dog owner I spent quite some time thinking about this one.

Personally I concluded that ultimately I do not support the removal of this restriction. This restriction allows those on foot to safely walk the shops and street without concern that they may be rushed by dogs when owners are distracted or using retractable or long leads.

It is a busy section of both road and footpath. There are a lot of children who walk here, school groups and day-care groups visiting the library, gallery or glockenspiel, not to mention elderly on scooters and general walking pedestrians and shoppers. This leaves little room for error if a dog owner is not paying 100% attention on a busy day.

As a mother and rate payer the instinct to allow a safe walking/shopping space outweighs the odd occasion where I feel I might like to walk the main street but can't because I have a dog with me.

Leashed and unleashed exercise areas

The current dog by-law has nothing specific outlining dog exercise areas (unleashed) or leash controlled areas. No references or appendices and I applaud the effort to include these with maps for clarity going forward.

Parks and Reserves by-law – 13.2 Animals

It has come to my attention that the Parks and Reserves by-law brought into effect on 1st Feb 2020 had a section pertaining to dogs introducing the Western Loop as a specified area where dogs must be on leash, unfortunately it did not occur to me that dog restrictions might appear in this document that might be in addition to or different to the existing by-law (which is currently very non-specific) and it appears the intention is to reflect the parks and reserves by-law in the new dogs bylaw. It is interesting to note that Eastern Loop is not mentioned by name.

Although I understand parks and reserve bylaw has been passed and obviously had a submission process, had I appreciated it affected dog walking so specifically I would have commented at the time and believe both bylaws need to cross reference each other so you know to look.

It may be of relevance and interest to note that the new parks and reserves bylaw has not changed the habits of or decreased the number of unleashed dogs on the loops and feel unless there have been a number of complaints that have caused the Western loop (and Eastern loop?) to be introduced specifically as Leash Controlled areas, that it would seem more appropriate for the bylaws to reflect the actual reality.

The Loops have always been popular off lead dog walking areas. I can attest to that as a runner who runs the loops 3-4 times a week and have done for many years and have never had an issue with the off lead dogs on these tracks, I still rarely see a dog on-leash and would advocate for both Eastern and Western Loops to be off-lead as is the actual current norm.

However I do believe dogs should be on-lead on the 'Three Bridges Trail' as this has a lot more pedestrian traffic. I believe the maps provided to accompany the bylaw should clearly make a distinction between the Western and Eastern Loops and the rest of the walk ways for clarity – whatever decision is made.

I propose the wording of the by-law for both the dog and parks and reserves should say:

Proposed dog bylaw wording with suggested edits highlighted:

Leash Controlled Public Places

Dogs must be CONTROLLED ON A LEASH in the following areas:

- Any part of any footpath or berms adjacent to a footpath within the district.
- ~~Broadway, including the footpaths, between the northern roundabout, at the intersection of Broadway and Regan Street, and the southern roundabout, at the intersection of Broadway and Fenton Street.~~
- ~~Prospero Place.~~ *Removed on basis that these should remain prohibited public places and should therefore be added to that section of the schedule in the bylaw*
- The entrance to King Edward Park from the Colonel Malone gates and includes the Scout Den, Netball Courts, tennis courts and surrounding area as indicated on the attached map.
- Along the Carrington Walkway ~~(Western Loop)~~ and Three Bridges Trail of King Edward Park as indicated on the attached map.

- *Ensuring the map clearly denotes the difference between all these specific trails.*
- *And making reference that this is amendment or change to point 13.2 of the parks and reserves bylaw for clarity if that bylaw can't now be amended.*

Signed:

Lorna Hobo

021 125 8870

lornahobo@yahoo.co.nz

Rachael Otter

From: Rhonda Vanstone
Sent: Friday, 24 April 2020 9:57 a.m.
To: Blair Sutherland
Cc: Rachael Otter
Subject: FW: Dogs Bylaw 3 submissions
Attachments: Statement Control_of_Dogs_Bylaw - Danielle Langton.pdf; Statement Control_of_Dogs_Bylaw - Ross Langton.pdf; Statement Control_of_Dogs_Bylaw - Sharon Mackie-Langton.pdf

From: Jedanza <jedanza@xtra.co.nz>
Sent: Thursday, 23 April 2020 4:06 p.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: Dogs Bylaw 3 submissions

3 Dog Control submissions

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

The Statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Chief Executive
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Sharon Mackie-Langton
Contact address:	59 Fenton Street
	Stratford
Contact telephone:	765 8066
Contact email:	jedanza@xtra.co.nz

☒ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

***** Your submission may be written on this form and additional white A4 paper. *****

MY SUBMISSION:

I do not agree with letting dogs on a leash between the roundabouts or Prospero Place

(Please use additional White A4 Paper if required.)

SIGNED:

Sharon Mackie-Langton

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

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Chief Executive
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Sharon Mackie-Langton
Contact address:	61 Fenton Street
	Stratford
Contact telephone:	027 480 5398
Contact email:	jedanza@xtra.co.nz

☒ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

***** Your submission may be written on this form and additional white A4 paper. *****

MY SUBMISSION:

I do not agree with letting dogs on a leash between the roundabouts or Prospero Place

(Please use additional White A4 Paper if required.)

SIGNED:

Danielle Langton

23

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STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

The Statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Chief Executive
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Ross Langton
Contact address:	59 Fenton Street
	Stratford
Contact telephone:	765 8066
Contact email:	jedanza@xtra.co.nz

☒ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

***** Your submission may be written on this form and additional white A4 paper. *****

MY SUBMISSION:

I do not agree with letting dogs on a leash between the roundabouts or Prospero Place

(Please use additional White A4 Paper if required.)

SIGNED:

R Langton

Rachael Otter

From: Rhonda Vanstone
Sent: Friday, 24 April 2020 9:57 a.m.
To: Blair Sutherland
Cc: Rachael Otter
Subject: FW: Dog control bylaw submission
Attachments: Margotpdf.pdf; ATT00001.txt

-----Original Message-----
From: Margot Radich <Margot@Stratfordmedical.co.nz>
Sent: Thursday, 23 April 2020 2:05 p.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: Dog control bylaw submission

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STRATFORD

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

The Statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Chief Executive
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name: Margot Radich
Contact address: 27B Hamlet St, Stratford
Contact telephone: 0274221682
Contact email: margotradich@xtra.co.nz

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

** Your submission may be written on this form and additional white A4 paper. **

Page: 1 of 2 - DOE John

5

MY SUBMISSION:

I strongly oppose any changes to the current Control of Dogs Bylaws that would allow the return of dogs to the retail area of Broadway, Stratford between the roundabouts — nor any dogs in Prospero Place.

I would also like dogs to remain leashed in areas where children routinely play or ride bikes. Unfortunately many dog owners believe they can control their dogs but when children see a dog coming towards them they don't know whether the owner can control them as their first instinct is to run or try & get off their bikes. Often owners repeatedly call their dog without the dog listening.

I do not see any need when owners are walking their dogs, that they need to go through Broadway to exercise them — there are many alternative roads they can use.

(Please use additional White A4 Paper if required.)

SIGNED:

M Redvers

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Rachael Otter

From: Rhonda Vanstone
Sent: Friday, 24 April 2020 9:57 a.m.
To: Blair Sutherland
Cc: Rachael Otter
Subject: FW: Draft Control of Dogs Bylaw 2020 submission
Attachments: Dog Submission.pdf; Dog Submission 2.pdf

From: McKinlay@xtra.co.nz <McKinlay@xtra.co.nz>
Sent: Thursday, 23 April 2020 12:15 p.m.
To: Stratford Submissions <submissions@stratford.govt.nz>
Subject: Draft Control of Dogs Bylaw 2020 submission

STRATFORD DISTRICT COUNCIL

SUBMISSION FORM
DRAFT CONTROL OF DOGS BYLAW 2020

The Statement of Proposal for the Draft Control of Dogs Bylaw 2020 are open to feedback from the community. We hope you will take advantage of this opportunity.

Please forward your submission addressed to:

Director – Environmental Services
Stratford District Council
P O Box 320
STRATFORD

Submissions are to be received no later than 4.30pm Thursday 23 April 2020. You also have the opportunity to speak to your submission. The hearing will be held on 19 May 2020.

Your name:	Debbie McKinlay
Contact address:	38 Montague Grove Stratford
Contact telephone:	7655098
Contact email:	mckinlay@xtra.co.nz

☑ I do not wish to speak to my submission at the hearing and ask that this written submission be considered.

or

☐ I wish to speak to my submission at a hearing.

** *Your submission may be written on this form and additional white A4 paper.* **

5

MY SUBMISSION:

I wish to object to Councils proposal to allow dogs on leashes into the CBD and Prospero Place.

I wish this to remain a prohibited public place.

I don't see any need to change this restriction at all!

I think you need to be more mindfull to the wider community with this decision.

You want and encourage us to Stay & Shop Local.

Our elderly population move more cautiously, We should be taking care not make shopping more of a hazard for them.

You want to make Prospero Place more inviting but having Dogs in there while trying to enjoy the Space / markets, et while contending with dogs doesn't make good sense.

(Please use additional White A4 Paper if required.)

SIGNED: D McKinlay

DECISION REPORT

F19/13/04-D20/8981

TO: Policy & Services Committee

FROM: Environmental Health Manager

DATE: 14 July 2020

SUBJECT: **ADOPTION OF THE CONTROL OF DOGS BYLAW 2020**

RECOMMENDATIONS

1. THAT the report be received.

2. THAT The Committee considers submissions received as part of the public consultation process of the bylaw and the subsequent adoption of the Control of Dogs Bylaw 2020 (attached).

3. THAT the commencement date of the Control of Dogs Bylaw be Monday 17 August 2020.

Recommended Reason

The *draft* Control of Dogs Bylaw 2020 has gone through the pubic consultation process, required by Sections 82 and 83 of the Local Government Act 2002. 25 submissions were received during the public consultation and submissions period.

_____/_____
Moved/Seconded

1. PURPOSE OF REPORT

1.1 The Committee approved release of the *draft* Control of Dogs Bylaw 2020 in March 2019 for public consultation.

1.2 The purpose of this report is for the Committee to consider the public submissions and recommend any amendments to the *draft* Control of Dogs Bylaw 2020 and subsequent adoption

2. EXECUTIVE SUMMARY

2.2 Section 20 of the Dog Control Act 1996 allows the Council in accordance with the Local Government Act 2002, to make bylaws for the control of dogs. The bylaw reinforces the Stratford District Council's Dog Control Policy 2020 that has also completed the public consultation process.

2.3 The following is a summary of amendments made to the draft bylaw prior to public consultation:

- Minor amendments to wording of the bylaw for clarity.
- Changes to statutory provisions for clarity.
- Deletion of clauses considered no longer necessary.
- The draft Bylaw also proposes to remove the restriction of dogs from the Central Business District ("CBD") and Prospero Place and will allow dogs to be leashed in these areas.
- The Bylaw now includes maps to define dog exercise, on leash and restricted areas.

2.4 As a result of the bylaw review, the *draft* Control of Dogs Bylaw 2020 would now become a stand-alone document, as opposed to its previous consolidation with the other Council Bylaws.

3. LOCAL GOVERNMENT ACT 2002 - SECTION 10

How is this proposal applicable to the purpose of the Act?

- Is it for the provision of good quality local infrastructure? If so, why?; **OR**
- Is it for the performance of a good quality regulatory function? If so, why?;

OR

- Is it for the performance of a good quality local public service?

AND

- Is it in a way that is most cost-effective to businesses and households? If so, why?

Good quality means, infrastructure, services, and performance that are efficient and effective, and appropriate to present and anticipated future circumstances.

Local public service means, a service provided for the community which is for the benefit of the District.

This Bylaw is for the *performance of a good quality regulatory function and public service.*

4. BACKGROUND

4.1 The Stratford District Council's Control of Dogs Bylaw 2008 ("the current Bylaw") lapsed on 13 July 2018. The Local Government Act in Section 159 requires that the Council review its bylaw no later than 10 years after it was last reviewed.

4.2 Section 160A allows a Bylaw to continue in its effect, no more than 2 years after the date on which the bylaw should have been reviewed. Therefore, the *draft* Control of Dogs Bylaw must be adopted by July 2020 before the Control of Dogs Bylaw 2008 can be revoked.

4.3 In addition to the above and as a result of Covid 19, Local Government New Zealand suspended the provision that automatically revokes bylaws after 2 further years if they were not renewed within the required period. The

suspension of this provision will be in place until 30 June 2021 meaning that any bylaws that would have been automatically revoked before this date will continue in force until then.

4.4 The Council is not required to adopt a bylaw on the Control of Dogs. The current bylaw has provided the Council and its officers with provisions for compliance and control of dogs that are outside the scope of the Policy.

4.5 The bylaw, like the Dog Control Policy has had no significant changes since its initial adoption.

4.6 The proposed changes to the bylaw that were approved and released for public consultation included:

- Minor amendments to wording of the bylaw for clarity.
- Changes to statutory provisions for clarity.
- Deletion of clauses considered no longer necessary.
- The draft Bylaw also proposes to remove the restriction of dogs from the Central Business District ("CBD") and Prospero Place and will allow dogs to be leashed in these areas.
- The Bylaw now includes maps to define dog exercise, on leash and restricted areas.

4.7 Recently the Council has adopted the revised Speed Limit Bylaw which changed the speed limit to a number of roads in the Rural Zone. It was agreed by Council resolution in 2015, that the urban dog perimeter, to be applied to dog registration fees would be defined by including all streets/roads within the 70 km/hr or lower speed-limited areas as defined by the Speed Limit Bylaw.

The new imposed speed limits will alter registration fees for some rural dog owners that have been impacted by the speed limit change. The proposed dog designated area map submitted to the Council prior to the public consultation period, defining the new urban boundaries changes to urban dog registration fees and gives the Council clear guidance on appointing fees.

5. CONSULTATIVE PROCESS

5.1 Public Consultation - Section 82

The bylaw review was subject to the Special Consultative Procedure. This has been completed.

Public consultation was first advertised on the Council's website on 13 March 2020 and public notification appeared in the Stratford Press on 18 March 2020. The owners of all registered dogs in the Stratford District were notified of the proposed changes by mail. This submission period closed on 23 April 2020.

As a result of Covid 19, it was believed the lockdown period may have impeded on the community's ability and opportunity to have their say and therefore under these circumstances, the Council extended the submission period until 8 May 2020. A total of 25 submissions were received and are summarised below. No submitters wished to speak to their submission.

Of the 25 submissions, 21 submitters opposed to the proposal of allowing dogs on leashes in the CBD and Prospero Place for various reasons that mostly

alluded to causing a nuisance, shopping experience, public safety and health related issues.

5.2 **Māori Consultation - Section 81**

There are no specific issues concerning Maori in the consideration of the bylaw review and therefore specific Iwi consultation was not required.

5.3 **Summary of Submissions**

The following list provides a summary of the submitters' concerns and staff comments.

Submission Number	**Name**	**CBD and Prospero place dog leash area**	
1	P and D Rogers	**Opposed**	**Unopposed**
The submitter has opposed comments/concerns noted: - Irresponsible dog owners - Visibility of enforcement officers - Existing number of exercise areas in Stratford - Dog waste		✓	
Staff comments **Irresponsible dog owners:** Stratford District Council currently has 2119 known dogs registered that consist of 881 rural dogs and the remainder are urban dogs. 129 infringements were issued in the last year relating to various offences with the majority issued for unregistered dogs. A total of 64 dogs were impounding for wandering and other offences. **Visibility of enforcement officers:** Stratford District Council currently has one Compliance Officer. 50% of the Compliance Officer's duties are dedicated to Animal Control and the remainder of duties are dedicated to a variety of bylaw activities. Animal Compliance is mostly driven by the complaint process. **Existing number of exercise areas:** Stratford has three designated off lead dog exercise areas including walkways consisting of approximately 77,038sq metres of park land, this does not include on leash areas. **Dog waste:** Signage and waste bins would be recommended if the proposed CBD and Prospero Place was adopted as a leashed area.			
2	M Vickers	**Opposed**	**Unopposed**
Comments/Concerns noted: - Shopping experience - Public safety - Irresponsible dog owners		✓	

Submission Number	Name	CBD and Prospero place dog leash area	
- Footpath space and current use (pedestrian, wheel chair, Scooter) - Proposal to designate dog restricted areas frequented by senior citizens - If Council adopts CBD and Prospero Place restriction submitter recommends time and age restriction			

Staff comments

Public safety:
The Dog Control Amendment Act 2003 states councils are required to revise their policies, applying a strengthening criteria which places a greater emphasis on public safety. The Council's current policy notes the importance of enabling, to the extent that is practicable, the public (including families) to use streets and public amenities without fear of attack or intimidation by dogs.

Footpath space:
Apart from people who frequent Stratford's CBD shopping facilities, café's and information providers, pedestrian traffic can include school groups, mobility scooters, tourists who view the glockenspiel, couriers dropping off parcels, fundraising groups and market days.

Along with pedestrian traffic, Stratford District Council bylaws currently allow shop owners to display advertising signage such as sandwich boards, table and chairs, tear drop banners, merchandise displays. Broadway and Prospero Place also provide permanent structures such as rubbish receptacles and seating for community users.

Dog restricted areas frequented by senior citizens:
Rest homes are privately owned. The Council does not have the capacity to place this type of restriction on private property. However, under the Dog Control Act, dogs must be under the control at all times.

Age restrictions: A dog owner is required to be 16 years or older to register a dog. However, there is no age restriction on a person who walks a dog, other than the dog must be under control at all times.

Time: Imposing a time restriction would be difficult to police. Additional signage to what already exists in the CBD could be confusing.

3	S Robertson	Opposed	Unopposed
Comments/Concerns noted: - Current bylaw too restrictive - Addition of sufficient bins and poles			✓

Staff comments

Bylaw too restrictive:
The bylaw and policy are made in accordance with legislation. These documents are required to be implemented with the purpose of legislation that is to provide a frame work which recognises the need to minimise danger, distress, and nuisance to the community generally.

Submission Number	Name	CBD and Prospero place dog leash area	
4	C Cowie	**Opposed**	**Unopposed**
Comments/Concerns noted: - Public safety - Dog waste - Impact to shop owners - Footpath space		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
5	Roger Hignett ***(petition)***	**Opposed**	**Unopposed**
Comments/Concerns noted: Signed petition of 19 residents opposed to the CBD and Prospero place proposal.		✓	
6	R and J Hignett	**Opposed**	**Unopposed**
Comments/Concerns noted: - Public safety - Existing number of exercise areas in Stratford - Dog waste		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
7	D Walter	**Opposed**	**Unopposed**
Comments/Concerns noted: - Dog waste - Public safety - Intimidation - Psychological impact - Existing sufficient dog areas		✓	

Submission Number	Name	CBD and Prospero place dog leash area	
Staff comments The majority of the submitters concerns have been addressed in staff comments above. **Psychological impact**: I have researched what psychological impact a person can develop after being attacked by a dog/s and these range from depression, fear and anxiety and post-traumatic stress disorder. In addition there are people suffer from dog phobias and can experience extreme fear of being near a dog. Further information on mental health can be located at https://www.mentalhealth.org.nz.			
8	S Collins	**Opposed**	**Unopposed**
Comments/Concerns noted: - Psychological impact - Public safety - Footpath space - Existing exercise areas		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
9	R C Pattinson	**Opposed**	**Unopposed**
Comments/Concerns noted: - Existing number of exercise areas in Stratford		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			

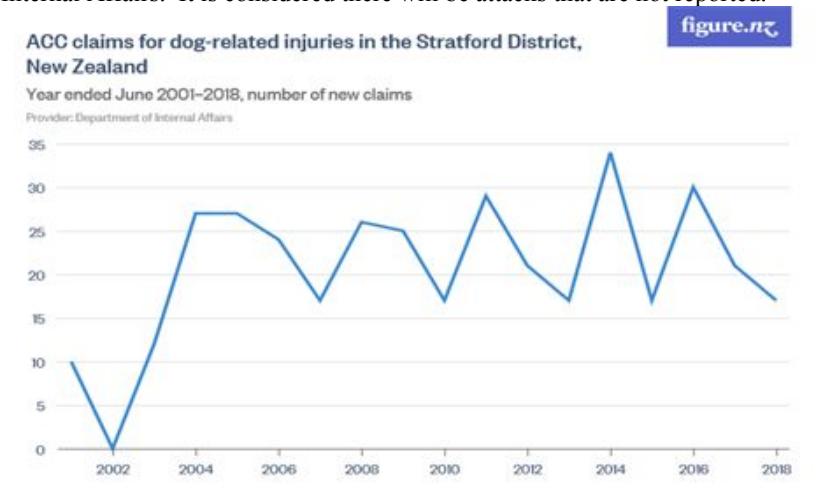
10	J Clarkson	Opposed	Unopposed
Comments/Concerns noted: - Contrary to the purpose of the bylaw - Current use of space - Psychological impact - Public safety - Dog attack statistics - Rate levies - Dog free recreation areas for public - Map - Designation dog areas - Sports field designations - Prohibited park designations		✓	

Staff comments

The majority of the submitters concerns have been addressed in staff comments above.

Dog Attacks:

The submitter has noted dog attack statistics from 2004 – 2014. The following graph shows more recent statistics provided by the Department of Internal Affairs. It is considered there will be attacks that are not reported.



Rate levies:

It is considered there will be additional cost for the proposed leashed area of the CBD and Prospero Place in terms of signage, bins, dog waste bags, compliance monitoring and administration.

Map – designated areas:
The submitter has noted a number of concerns around the mapping of designated dog areas. Staff support the submitter's proposal of a more informed map and have provided a revised map as **(Appendix B).**

Sports fields:
The submitter has commented on the Regan Street and Swansea Road sport grounds that currently have no designation. The grounds sit under parks and reserves. The Parks and Reserves Bylaw has recently gone through the public consultation process and adopted by the Council. Any change would trigger the public consultation process of the Parks and Reserves Bylaw. However, the Council's Parks and Property team are proposing a feasibility study which includes the accommodation of a specific dog exercise parks additional to the existing exercise areas the near future.

11	M Fawcett	**Opposed**	**Unopposed**
Comments/Voncerns noted: - Dog waste		✓	

Staff comments
The submitters concerns have been addressed in staff comments above.

12	R Kelly	**Opposed**	**Unopposed**
- Dog friendly town - Positive for shop owners - Increase in users			✓

Staff comments
Dog friendly town:
A number of Councils across New Zealand still have CBD restrictions for dogs. However, Councils are investigating options for dog friendly CBD's within their policies and bylaws as they are due for review. Taupo District Council has allowed dogs on leads in the CBD for a number of years. Taupo District Council's Animal Control Officer reports one dog attack in the last five years. As there are still only a small number of councils without dog restrictions in the CBD, there is limited nationwide data available to indicate or comment on the risks associated with dogs in CBD areas, improved economic value or well-being benefits.

Positive for shop owners:
No shop owners have submitted on the proposed bylaw or policy.

Increase in users:
There is no data to support an increase in users.

13	J Cusdin	**Opposed**	**Unopposed**
Comments/Concerns noted: - Dog waste		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
14	S Mark	**Opposed**	**Unopposed**
Comments/Concerns noted: - Public safety - Dog waste - Shopping experience		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
15	N Cooper	**Opposed**	**Unopposed**
Comments/Concerns noted: - Health Risk - Public Safety - Psychological impact - Nuisance - Suggests the whole of the Carrington walkway to be a leash controlled area		✓	
Staff comments The submitters concerns have been addressed in previous staff comments above. **Carrington Walkway**: This area is located in parks and reserves and as noted in staff comments above, any proposed changes would trigger the public consultation process of the Parks and Reserves Bylaw.			

16	C Groenestein	**Opposed**	**Unopposed**
Comments/Concerns noted: - Opposes the leashed dog control area of the Western Loop - Dog Welfare and exercise areas - Bylaw is sensible and fit for purpose			✓
Staff comments **Western Loop:** The section of the Western Loop the submitter refers to, has recently been addressed in the Parks and Reserves Bylaw. In addition, this area of reserve is under the management of the Department of Conservation who require dogs to be on leads in this area. **Dog welfare:** As noted in staff comments above there are existing dog exercise areas.			
17	J Hamlin	**Opposed**	**Unopposed**
Comments/Concerns noted: - Dog waste - Shopping experience - Public Safety		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
18	S McMillan	**Opposed**	**Unopposed**
Comments/Concerns noted: - Suggests removal of restricted areas outside the TSB Swimming complex - Suggests removal of the leash area from the Colonel Malone gates - Suggests the option of round disk registration tags			✓
Staff comments **TSB Pool restriction:** On the 12 June 2018, Councillors approved and adopted a Temporary Designation to restrict dogs on and in the vicinity of the TSB Pool Complex. The Temporary Designation was imposed after an incident involving a dog tethered outside the TSB Complex that lunged at a woman. As noted at the meeting and recorded in the minutes, the designation was approved to give the pool complex the same level of protection as other council assets, such as the I-Site and Library. **Colonel Malone gates leash restriction:** This area was addressed in the Parks and Reserves Bylaw recently adopted by the Council. **Round disk registration tags**:			

The option of round disk has previously been investigated. Tags are purchased at a set price and in lots of 10,000 per order. The cost of the round disks is higher than the strap tags. The round disks were also considered not suitable in their design and easy to come off.			
19	M J Pattinson	**Opposed**	**Unopposed**
Comments/Concerns noted: - Opposes dogs on leads in the CBD. The submitter has not detailed any concerns		✓	
20	L Hobo	**Opposed**	**Unopposed**
Comments/Concerns noted: - Public safety - Recommendation to cross reference Dog Control Policy and bylaw to the parks and reserves bylaw. - Recommendation to have dogs on leads on the Three Bridges within King Edward Park. - Recommendation to make a distinction between the Eastern and Western loops on the proposed designated dog areas map - Recommendation to update working		✓	
Staff comments Public safety and designated dog areas map has been addressed in staff comments above. **Recommendation to cross reference the policy and bylaw to the Parks and Reserves Bylaw:** A note to this effect could be made to both documents. **Three bridges dog lead restriction:** As commented in staff comments above, any changes to the Parks and Reserves bylaw would require the public consultation process.			
21	D Mackie-Langton	**Opposed**	**Unopposed**
Submitter numbers 21, 22 and 23 were submitted in the same email dated 24 April 2020. Two of the submission papers are in the name of Sharon Mackie-Langton. However, the email notes there are 3 Submissions from D Mackie-Langton, R Mackie-Langton and S Mackie-Langton. **Comments/Concerns noted:** - The submitter opposes dogs on leads in the CBD and Prospero Place. The submitter has not detailed their concerns		✓	

22	R Mackie-Langton	**Opposed**	**Unopposed**
Comments/Concerns noted: - The submitter opposes dogs on leads in the CBD and Prospero Place. the submitter has not detailed their concerns -		✓	
23	S Mackie-Langton	**Opposed**	**Unopposed**
Comments/Concerns noted: - The submitter opposes dogs on leads in the CBD and Prospero Place. The submitter has not detailed their concerns		✓	
24	M Radich	**Opposed**	**Unopposed**
Comments/Concerns noted: - Supports the restriction of dogs near children's playgrounds. - Notes to the adequate number of dog exercise areas currently available		✓	
25	D McKinlay	**Opposed**	**Unopposed**
Comments/concerns noted: - Public safety - Shopping experience		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			

6. RISK ANALYSIS

Please refer to the Consequence and Impact Guidelines at the front of the reports in this agenda. • Is there a: - financial risk; - human resources risk; - political risks; or - other potential risk? • If there is a risk, consider the probability/likelihood of it occurring. • Is there a legal opinion needed?

There is no risk associated with the *draft* Control of Dogs Bylaw 2020. However, as noted in paragraph 4.3 of this report, the Council is not required to adopt a bylaw on the control of dogs. If Council does not have a bylaw, it loses the ability to deal with compliance that is outside the scope of the Dog Control Policy.

7. DECISION MAKING PROCESS - SECTION 79

7.1 Direction

	Explain
Is there a strong link to Council's strategic direction, Long Term Plan/District Plan?	The Long Term Plan includes a commitment to performing regulatory services cost effectively. This bylaw would support that commitment and the affordable, quality services and infrastructure outcome.
What relationship does it have to the communities' current and future needs for infrastructure, regulatory functions, or local public services?	The bylaw would support the community's need for a well-resourced regulatory function relating to the control of dogs.

7.2 Data

• Do we have complete data, and relevant statistics, on the proposal(s)? • Do we have reasonably reliable data on the proposals? • What assumptions have had to be built in?

Data on the application of the current bylaw is based on Officer's experience applying the current bylaw. Policies from other Councils are readily available and have informed recommendations about proposed amendments to their bylaws.

7.3 **Significance**

	Yes/No	Explain
Is the proposal significant according to the Significance Bylaw in the Long Term Plan?	No	
Is it: • considered a strategic asset; or	No	
• above the financial thresholds in the Significance Bylaw; or	No	
• impacting on a CCO stakeholding; or	No	
• a change in level of service; or	No	
• creating a high level of controversy; or	No	
• possible that it could have a high impact on the community?	No	
In terms of the Council's Significance Bylaw, is this proposal of high, medium, or low significance?		

HIGH	MEDIUM	LOW
		✓

7.4 **Options**

An assessment of costs and benefits for each option must be completed. Use the criteria below in your assessment.

1. What options are available?
2. For **each** option:
   - explain what the costs and benefits of each option are in terms of the present and future needs of the district;
   - outline if there are any sustainability issues; and
   - explain if the outcomes meet the current and future needs of communities for good-quality local infrastructure, local public services, and performance of regulatory functions?
3. After completing these, consider which option you wish to recommend to Council, and explain:
   - how this option is the most cost effective option for households and businesses;
   - if there are any trade-offs; and
   - what interdependencies exist.

Option 1:
The Committee adopts the *draft* Control of Dogs Bylaw with recommended changes.

Option 2:
The Committee adopts the current Control of Dogs Bylaw with no changes.

Option 3:
Council has no bylaw for the control of dogs.

7.5 **Financial**

• Is there an impact on funding and debt levels? • Will work be undertaken within the current budget? • What budget has expenditure come from? • How will the proposal be funded? e.g. rates, reserves, grants etc.

The adoption of the Control of Dogs Bylaw has no impact on funding and debt levels.

7.6 **Prioritisation & Trade-off**

Have you taken into consideration the: • Council's capacity to deliver; • contractor's capacity to deliver; and • consequence of deferral?

There is no impact to the current service provided by Council staff and contractors.

The Bylaw must be adopted before July 2020 pursuant to Section 160A of the Local Government Act.

There is no value in deferring the adoption and release for consultation of this draft Bylaw.

7.7 **Legal Issues**

• Is there a legal opinion needed? • Are there legal issues?

No legal opinion was obtained in the preparation of the Bylaw. The Bylaw has been written to align with the relevant legislation.

7.8 **Bylaw Issues - Section 80**

• Are there any Bylaw issues? • Does your recommendation conflict with Council Policies?

There are no Bylaw issues.

Attachments:
Appendix A – The *Draft* Control of Dogs Bylaw - 2020
Appendix B – Proposed dog designation map.

Rachael Otter
ENVIRONMENTAL HEALTH MANAGER

[Endorsed by]
Blair Sutherland
DIRECTOR ENVIRONMENTAL SERVICES

[Approved by]
Sven Hanne
CHIEF EXECUTIVE **DATE**

APPENDIX 1

STRATFORD DISTRICT COUNCIL

DRAFT CONTROL OF DOGS BYLAW 2020

Date in force:

Purpose: This bylaw gives effect to the Council's Dog Control Policy, the objective of which is to enable people to enjoy the benefits of responsible dog ownership and provide for the exercise and recreational needs of dogs and their owners, whilst minimising danger, distress, and nuisance to the community generally and native wildlife.

Review date:

1 **Title**

1.1 This bylaw is made pursuant to section 20 of the Dog Control Act and 145 of the Local Government Act 2002 and shall be known as the Stratford District Council Control of Dogs Bylaw 2020

2 **Commencement**

2.1 This Bylaw shall come into force on

3 **Repeal**

3.1 As from the day this Bylaw comes into force, the previous Control of Dogs Bylaw 2008 shall be repealed

4 **Application of Bylaw**

4.1 This Bylaw shall apply to the Stratford District

5 **Scope**

5.1 This Bylaw is made under the authority of the Local Government Act 2002 and section 20 of the Dog Control Act 1996 and any other enabling the Council to make bylaws and regulate the control of dogs.

6 **Interpretation**

6.1 This Bylaw is to be read in conjunction with the Stratford District Council Dog Control Policy.

6.2 In this Bylaw, unless the context otherwise requires:

"**Authorised Officer**" means any person authorised by Council to carry out or exercise any powers, duties or functions under this Bylaw or any part thereof and includes any Police Officer.

"**Continuous Control**" means the owner has sufficient control over the dog to prevent the dog causing a nuisance to other animals or members of the public, or damage to property.

"**Dog Exercise Area**" means a public place which has by resolution of Council, pursuant to the Dog Control Act 1996 S20(1)(d), been designated as a dog exercise area under the Dog Control Policy.

"**Leash**" means a lead which is capable of restraining a dog.

"**Owner**" means, in relation to any dog, every person who

(a) Owns the dog; or

(b) Has the dog in his or her possession, whether the dog is at large or in confinement, otherwise than for a period not exceeding 72 hours for the purpose of preventing the dog causing injury, damage or distress, or for the sole purpose of restoring a lost dog to its owner; or

(c) The parent or guardian of a person under the age of 16 years who:

(i) Is the owner of the dog pursuant to paragraph (a) or (b) of this definition; and

(ii) Is a member of the parent or guardian's household living with and dependant on the parent or guardian: -

but does not include any person who has seized or taken custody of the dog under this Act or the Animals Protection Act 1960 or the National Parks Act 1980 or the Conservation Act 1987 or any order made under the Dog Control Act 1996 or the Animals Protection Act 1960.

"**Prohibited Public Place**" means a public place which has by resolution of Council, pursuant to the Dog Control Act 1996 S20(1)(a), been designated as a prohibited public place under the Dog Control Policy.

"**Public Place**":

(a) Means a place that, at any material time, is open to or is being used by the public, whether free or on payment of a charge, and whether any owner or occupier of the place is lawfully entitled to exclude or eject any person from that place; and

(b) Includes any aircraft, hovercraft, ship or ferry or other vessel, train or vehicle carrying or available to carry passengers for reward.

7 **Prohibited Public Places**

7.1 No owner of any dog shall permit their dog to be in any prohibited public place.

8 **Leash Controlled Public Places**

8.1 No owner of any dog shall permit their dog to be in a leash controlled public place except when that dog is controlled on a leash.

9 **Dog Exercise Area**

9.1 The owner of a dog that is within a dog exercise area shall keep the dog under continuous control but shall not be obliged to keep the dog on a leash.

10 **Temporary Designations**

10.1 Council may from time to time either impose or suspend a designation as a prohibited or leash controlled public place for a specified period, occasion or event.

10.2 Council shall give public notice of such a change in designation by way of a public notice on the Council website and newspaper and appropriate signage in the area concerned.

10.3 No owner of any dog shall keep it in any kennel or place of confinement within one metre to any boundary of neighbouring premises. This clause does not apply to dogs confined within a dwelling house.

11 **Keeping of More Than Two Dogs**

11.1 No person may keep or allow to be kept more than two dogs that are older than three months, unless they are kept on land zoned Rural or as an urban dog owner, holds a licence from the Council to keep a greater number of dogs.

11.2 Every application for a licence shall be in writing addressed to the Council.

11.3 Any such licence -

(a) shall be issued or renewed only upon the payment of fees.

(b) shall be issued only upon receipt of the consent of the occupiers of the adjoining properties;

(c) may be issued upon or subject to such terms, conditions or restrictions as the Council or its duly authorised officer may impose in any particular case, (whether as to the maximum number of dogs which may be kept on the premises, precautions to be taken to prevent their becoming a nuisance or to prevent a nuisance arising, or otherwise);

(d) shall remain in force from the time it is granted until the 30th day of June next following, and shall be renewable annually on the 1st day of July in each year.

11.4 The Council may refuse to renew or may suspend, revoke or cancel any licence which it may previously have granted if it is satisfied that the licensee has allowed a nuisance to exist on the premises, or where there has been a failure to comply with all or any of the terms, conditions or restrictions of the licence or any subsequent notice issued by Council.

12 **Responsibility to Remove Faeces**

12.1 The owner of any dog that defecates on a public place or on land or premises other than that occupied by the owner, shall immediately remove the faeces.

13 **Confinement of Bitches In Season**

13.1 The owner of any bitch shall keep the animal confined but adequately exercised whilst in season.

14 **Impounding of Dogs At Large**

14.1 Any dog found at large in any public place in contravention of any of Clauses 1003 through Clause 1006 hereof, whether or not it is wearing a collar having the proper registration tag attached, may be seized and impounded by any person duly authorised by Council.

15 **Neutering of Dogs**

15.1 In addition to the provisions of the Dog Control Act 1996, for the requirement of the neutering of dogs by classified owners, dog owners who have been infringed for failure to control and confine a dog on three or more occasions in the period of one year, will be required to have that dog neutered.

16 **Mangy or Diseased Dogs**

16.1 No person owning or having control or charge of any mangy or diseased dog shall take it into any public place or allow such dog to enter or remain in a public place or wander free and at large.

17 **Custody of Dogs**

17.1 As soon as practicable after any dog has been impounded, where to owner of the dog is known to Council, the Council shall give written notice to the owner that the dog has been impounded and that unless the dog is claimed and any fee referred to herein paid within seven days of the receipt of such notice, it may be sold, destroyed or otherwise disposed of in such manner as the Council thinks fit.

17.2 Where the owner of the dog is not known and cannot be identified from the dog registration tag, Council may, after the expiration of seven days after the date of seizure of the dog, sell, destroy or otherwise dispose of the dog in such manner as it thinks fit.

17.3 Any dog impounded shall only be released to the owner upon the owner paying to Council:

(a) Fees for the sustenance of the dog; and

(b) The Poundage Fee; and

(c) The cost of giving notice of the impounding to the owner; and

(d) The cost of any newspaper advertisement placed for the purpose of notifying the owner of impounding.

18 **Fees**

18.1 Refer to the Stratford District Council's current fees and charges relating to dog control fees.

19 **Additional Provisions**

19.1 Stratford District Council may require a dog owner to undertake measures that in the opinion of the territorial authority are necessary or desirable in the control dogs. These include but are not limited to:

- Obedience training
- Fencing repairs
- The use of barking devices
- The use of a muzzle in a public place

SCHEDULE

Prohibited Public Places

1. The public area surrounding the front entrance of TSB Swimming Pool Complex is a prohibited area.

2. Within 20 metres of any children's playground equipment which is on land controlled by Council except any public road or footpath adjacent such an area.

3. Te Papakura o Taranaki except with a Department of Conservation permit.

4. Whanganui National Park except with a Department of Conservation permit.

5. Areas gazetted as **CONTROLLED DOG AREAS** under the Conservation Act 1987, except with a Department of Conservation permit.

7. Pembroke Road, from the Te Papakura o Taranaki Gate to the Plateau carpark being the entire length of the road which is bounded on both sides by the National Park.

8. Manaia Road, from the Te o Papakura Gate to the Dawson Falls Road end carpark, being the entire length of the road which is bounded on both sites by the National Park.

9. Any part of any street or public place that has for the time being been so declared by any resolution of Council.

Leash Controlled Public Places

Dogs must be **CONTROLLED ON A LEASH** in the following areas:

- Any part of any footpath or berms adjacent to a footpath within the district.
- Broadway, including the footpaths, between the northern roundabout, at the intersection of Broadway and Regan Street, and the southern roundabout, at the intersection of Broadway and Fenton Street.
- Prospero Place.
- The entrance to King Edward Park from the Colonel Malone gates and includes the Scout Den, Netball Courts, tennis courts and surrounding area as indicated on the attached map.
- Along the Carrington Walkway (Western Loop) of King Edward Park as indicated on the attached map.

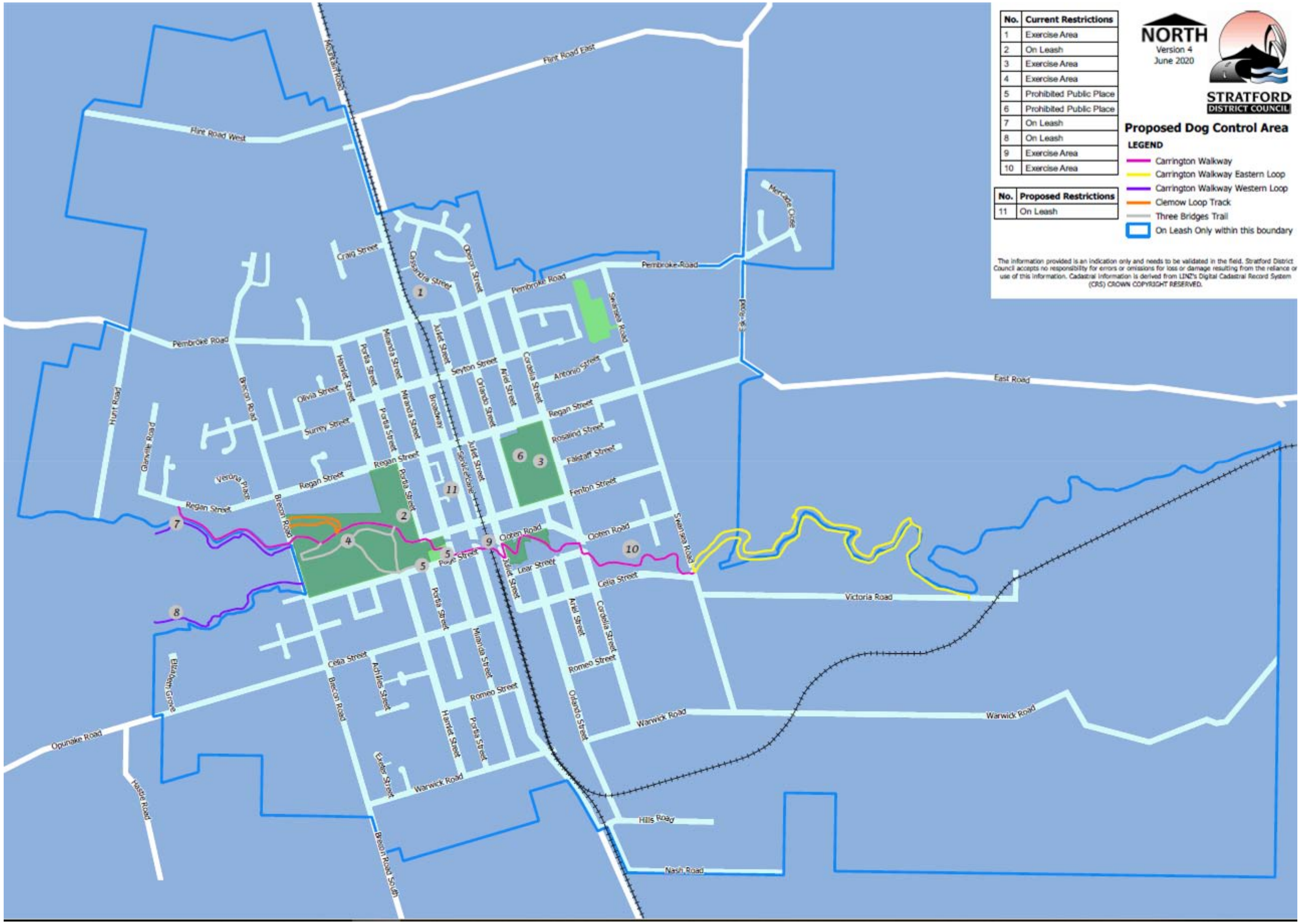
Dog Exercise Areas

Dogs may be exercised **UNLEASHED BUT UNDER CONTINUOUS CONTROL** in all areas of the Stratford District except those specified above. Every such area shall be a **DOG EXERCISE AREA**.

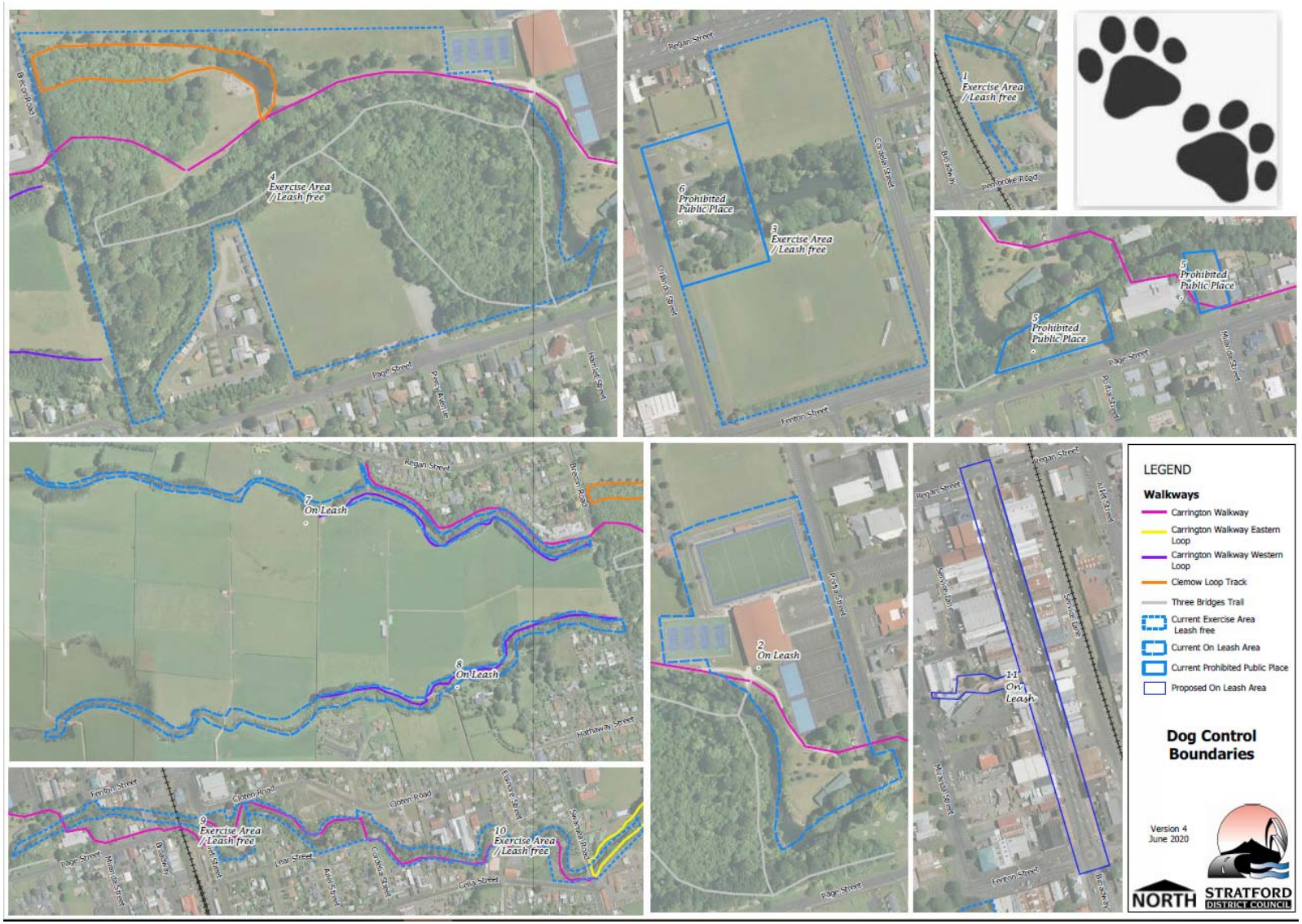
Dogs may be exercised without a Department of Conservation permit and subject to certain conditions in the following **OPEN DOG AREAS**:

- Areas gazetted as open dog areas under the Conservation Act 1987. Every such area shall be a **DOG EXERCISE AREA**.

APPENDIX B


No. Current Restrictions
1 Exercise Area
2 On Leash
3 Exercise Area
4 Exercise Area
5 Prohibited Public Place
6 Prohibited Public Place
7 On Leash
8 On Leash
9 Exercise Area
10 Exercise Area
No. Proposed Restrictions
11 On Leash
NORTH
Version 4
June 2020
STRATFORD
DISTRICT COUNCIL
Proposed Dog Control Area
LEGEND
Carrington Walkway
Carrington Walkway Eastern Loop
Carrington Walkway Western Loop
Clemow Loop Track
Three Bridges Trail
On Leash Only within this boundary
The information provided is an indication only and needs to be validated in the field. Stratford District Council accepts no responsibility for errors or omissions for loss or damage resulting from the reliance or use of this information. Cadastral information is derived from LINZ's Digital Cadastral Record System (CRS) CROWN COPYRIGHT RESERVED.
Flint Road East
Flint Road West
Pembroke Road
East Road
Victoria Road
Warwick Road
Opunake Road
Hills Road
Nash Road
Regan Street
Celia Street
Romeo Street
Broadway

6


4 Exercise Area / Leash free
Page Street
Regan Street
6 Prohibited Public Place
3 Exercise Area / Leash free
Fenton Street
1 Exercise Area / Leash free
Pembroke Road
5 Prohibited Public Place
5 Prohibited Public Place
7 On Leash
8 On Leash
Matthews Street
2 On Leash
1-1 On Leash
9 Exercise Area / Leash free
10 Exercise Area / Leash free
LEGEND
Walkways
Carrington Walkway
Carrington Walkway Eastern Loop
Carrington Walkway Western Loop
Clemow Loop Track
Three Bridges Trail
Current Exercise Area Leash free
Current On Leash Area
Current Prohibited Public Place
Proposed On Leash Area
Dog Control Boundaries
Version 4
June 2020
NORTH
STRATFORD DISTRICT COUNCIL

DECISION REPORT

TO: Policy & Services Committee

F16/1230 – D20/6995

7

FROM: Environmental Health Manager

DATE: 14 July 2020

SUBJECT: **ADOPTION OF THE DOG CONTROL POLICY 2020**

RECOMMENDATIONS

1. THAT the report be received.

2. THAT The Committee considers submissions received as part of the public consultation process of the policy and the subsequent adoption of the Dog Control Policy 2020 (attached).

3. THAT the commencement date of the Control of Dogs Bylaw be Monday 17 August 2020.

Recommended Reason

This policy is a requirement of section 10 of the Dog Control Act 1996 which requires every territorial authority to adopt a policy on dogs.

The draft Dog Control Policy 2020 has gone through the pubic consultation process, required by Sections 82 and 83 of the Local Government Act 2002. 25 submissions were received during the public consultation and submissions period.

_____/_____
Moved/Seconded

1. PURPOSE OF REPORT

1.1 The Committee approved release of the draft Dog Control Policy 2020 in March 2020 for public consultation.

1.2 The purpose of this report is for the Committee to consider the public submissions and recommend any amendments to the *draft* Dog Control Policy 2020 and subsequent adoption.

2. EXECUTIVE SUMMARY

3.1 The purpose of the *draft* Dog Control Policy is to provide a framework which recognises:

- the need to minimise danger, distress, and nuisance to the community generally; and
- the need to avoid the inherent danger in allowing dogs to have uncontrolled access to public places that are frequented by children, whether or not the children are accompanied by adults; and
- the importance of enabling, to the extent that is practicable, the public (including families) to use streets and public amenities without fear of attack or intimidation by dogs; and
- the exercise and recreational needs of dogs and their owners.

It is further acknowledged that although the use of legally stipulated control measures is sometimes required, conflicts will be resolved, as far as is practicable, through discussions with dog owners.

3.2 The *draft* Dog Control Policy 2020 is a requirement of section 10 of the Dog Control Act 1996.

3. LOCAL GOVERNMENT ACT 2002 - SECTION 10

How is this proposal applicable to the purpose of the Act?

- Is it for the provision of good quality local infrastructure? If so, why?; **OR**
- Is it for the performance of a good quality regulatory function? If so, why?; **OR**
- Is it for the performance of a good quality local public service?

AND

- Is it in a way that is most cost-effective to businesses and households? If so, why?

Good quality means, infrastructure, services, and performance that are efficient and effective, and appropriate to present and anticipated future circumstances.

Local public service means, a service provided for the community which is for the benefit of the District.

This policy will contribute to the *performance of a good quality local public service*.

4. BACKGROUND

4.1 The Dog Control Policy is a legal requirement of section 10 of the Dog Control Act 1996. The Dog Control Amendment Act 2003 also requires Council to report annually on its dog control policy and practices and give public notice of that report after adoption by Council.

4.2 The policy is to be read and reviewed in conjunction with the Stratford District Council Control of Dogs Bylaw which is also under review. The Control of Dogs Bylaw 2020 has also completed the public consultation process.

4.3 The policy has had no significant changes since its initial adoption.

4.4 The proposed changes to the policy that were approved and released for public consultation included:

- Minor amendments to wording of the policy for clarity.
- Changes to statutory provisions for clarity.
- Deletion of clauses considered no longer necessary.
- The draft policy also proposes to remove the restriction of dogs from the central business district ("CBD") and Prospero Place and to allow dogs to be leashed in these areas.
- The criteria for Select Ownership has been updated to include registered dog breeders.
- The policy now includes maps to define dog exercise, on leash and restricted areas.

4.5 Recently the Council has adopted the revised Speed Limit Bylaw which changed the speed limit to a number of roads in the Rural Zone. It was agreed by Council resolution in 2015, that the urban dog perimeter, to be applied to dog registration fees would be defined by including all streets/roads within the 70 km/hr or lower speed-limited areas as defined by the Speed Limit Bylaw.

The new imposed speed limits will alter registration fees for some rural dog owners that have been impacted by the speed limit change. The proposed dog designated area map submitted to the Council prior to the public consultation period, defining the new urban boundaries changes to urban dog registration fees and gives the Council clear guidance on appointing fees.

5. CONSULTATIVE PROCESS

5.1 Public Consultation - Section 82

The policy review was subject to the Special Consultative procedure. This has been completed.

Public consultation was first advertised on the Council's website on 13 March 2020 and public notification appeared in the Stratford Press on 18 March 2020. The owners of all registered dogs in the Stratford District were notified of the proposed changes by mail. This submission period closed on 23 April 2020.

As a result of Covid 19, it was believed the lockdown period may have impeded on the community's ability and opportunity to have their say and therefore under these circumstances, the Council extended the submission period until 8 May 2020. A total of 25 submissions were received and a summary of these are below. No submitters wished to speak to their submission.

Of the 25 submissions, 21 submitters opposed to the proposal of allowing dogs on leashes in the CBD and Prospero Place for various reasons that mostly alluded to causing a nuisance, shopping experience, public safety and health related issues.

5.2 **Māori Consultation - Section 81**

There are no specific issues concerning Maori in the consideration of the bylaw review and therefore specific Iwi consultation was not required.

5.3 **Summary of Submissions**

The following list provides a summary of the submitters' concerns and staff comments.

Submission Number	**Name**	**CBD and Prospero place dog leash area**	
1	P and D Rogers	**Opposed**	**Unopposed**
The submitter has opposed comments/concerns noted: - Irresponsible dog owners - Visibility of enforcement officers - Existing number of exercise areas in Stratford - Dog waste		✓	
Staff comments **Irresponsible dog owners:** Stratford District Council currently has 2119 known dogs registered that consist of 881 rural dogs and the remainder are urban dogs. 129 infringements were issued in the last year relating to various offences with the majority issued for unregistered dogs. A total of 64 dogs were impounding for wandering and other offences. **Visibility of enforcement officers:** Stratford District Council currently has one Compliance Officer. 50% of the Compliance Officer's duties are dedicated to Animal Control and the remainder of duties are dedicated to a variety of bylaw activities. Animal Compliance is mostly driven by the complaint process. **Existing number of exercise areas:** Stratford has three designated off lead dog exercise areas including walkways consisting of approximately 77,038sq metres of park land, this does not include on leash areas. **Dog waste:** Signage and waste bins would be recommended if the proposed CBD and Prospero Place was adopted as a leashed area.			

Submission Number	Name	CBD and Prospero place dog leash area	
2	M Vickers	Opposed	Unopposed
Comments/Concerns noted: - Shopping experience - Public safety - Irresponsible dog owners - Footpath space and current use (pedestrian, wheel chair, Scooter) - Proposal to designate dog restricted areas frequented by senior citizens - If Council adopts CBD and Prospero Place restriction submitter recommends time and age restriction		✓	

Staff comments

Public safety:
The Dog Control Amendment Act 2003 states councils are required to revise their policies, applying a strengthening criteria which places a greater emphasis on public safety. The Council's current policy notes the importance of enabling, to the extent that is practicable, the public (including families) to use streets and public amenities without fear of attack or intimidation by dogs.

Footpath space:
Apart from people who frequent Stratford's CBD shopping facilities, café's and information providers, pedestrian traffic can include school groups, mobility scooters, tourists who view the glockenspiel, couriers dropping off parcels, fundraising groups and market days.

Along with pedestrian traffic, Stratford District Council bylaws currently allow shop owners to display advertising signage such as sandwich boards, table and chairs, tear drop banners, merchandise displays. Broadway and Prospero Place also provide permanent structures such as rubbish receptacles and seating for community users.

Dog restricted areas frequented by senior citizens:
Rest homes are privately owned. The Council does not have the capacity to place this type of restriction on private property. However, under the Dog Control Act, dogs must be under the control at all times.

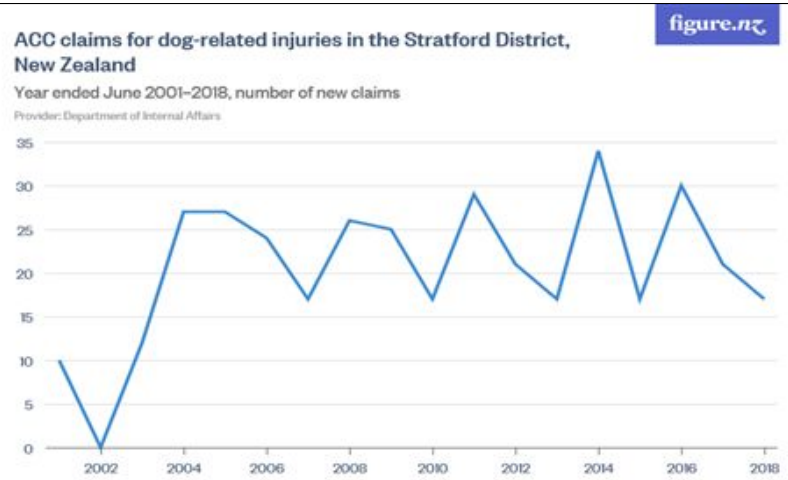
Age restrictions: A dog owner is required to be 16 years or older to register a dog. However, there is no age restriction on a person who walks a dog, other than the dog must be under control at all times.

Time: Imposing a time restriction would be difficult to police. Additional signage to what already exists in the CBD could be confusing.

Submission Number	Name	CBD and Prospero place dog leash area	
3	S Robertson	**Opposed**	**Unopposed**
Comments/Concerns noted: - Current bylaw too restrictive - Addition of sufficient bins and poles			✓
Staff comments **Bylaw too restrictive**: The bylaw and policy are made in accordance with legislation. These documents are required to be implemented with the purpose of legislation that is to provide a frame work which recognises the need to minimise danger, distress, and nuisance to the community generally.			
4	C Cowie	**Opposed**	**Unopposed**
Comments/Concerns noted: - Public safety - Dog waste - Impact to shop owners - Footpath space		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
5	Roger Hignett ***(petition)***	**Opposed**	**Unopposed**
Comments/Concerns noted: Signed petition of 19 residents opposed to the CBD and Prospero place proposal.		✓	

6	R and J Hignett	**Opposed**	**Unopposed**
Comments/Concerns noted: - Public safety - Existing number of exercise areas in Stratford - Dog waste		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
7	D Walter	**Opposed**	**Unopposed**
Comments/Concerns noted: - Dog waste - Public safety - Intimidation - Psychological impact - Existing sufficient dog areas		✓	
Staff comments The majority of the submitters concerns have been addressed in staff comments above. **Psychological impact**: I have researched what psychological impact a person can develop after being attacked by a dog/s and these range from depression, fear and anxiety and post-traumatic stress disorder. In addition there are people suffer from dog phobias and can experience extreme fear of being near a dog. Further information on mental health can be located at https://www.mentalhealth.org.nz.			
8	S Collins	**Opposed**	**Unopposed**
Comments/Concerns noted: - Psychological impact - Public safety - Footpath space - Existing exercise areas		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			

9	R C Pattinson	**Opposed**	**Unopposed**
Comments/Concerns noted: - Existing number of exercise areas in Stratford		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			
10	J Clarkson	**Opposed**	**Unopposed**
Comments/Concerns noted: - Contrary to the purpose of the bylaw - Current use of space - Psychological impact - Public safety - Dog attack statistics - Rate levies - Dog free recreation areas for public - Map - Designation dog areas - Sports field designations - Prohibited park designations		✓	
Staff comments The majority of the submitters concerns have been addressed in staff comments above. **Dog Attacks:** The submitter has noted dog attack statistics from 2004 – 2014. The following graph shows more recent statistics provided by the Department of Internal Affairs. It is considered there will be attacks that are not reported.			



Rate levies:

It is considered there will be additional cost for the proposed leashed area of the CBD and Prospero Place in terms of signage, bins, dog waste bags, compliance monitoring and administration.

Map – designated areas:
The submitter has noted a number of concerns around the mapping of designated dog areas. Staff support the submitter's proposal of a more informed map and have provided a revised map as **(Appendix B).**

Sports fields:
The submitter has commented on the Regan Street and Swansea Road sport grounds that currently have no designation. The grounds sit under parks and reserves. The Parks and Reserves Bylaw has recently gone through the public consultation process and adopted by the Council. Any change would trigger the public consultation process of the Parks and Reserves Bylaw. However, the Council's Parks and Property team are proposing a feasibility study which includes the accommodation of a specific dog exercise parks additional to the existing exercise areas the near future.

11	M Fawcett	**Opposed**	**Unopposed**
Comments/Voncerns noted: - Dog waste		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			

12	R Kelly	Opposed	Unopposed
- Dog friendly town - Positive for shop owners - Increase in users			✓

Staff comments

Dog friendly town:

A number of Councils across New Zealand still have CBD restrictions for dogs. However, Councils are investigating options for dog friendly CBD's within their policies and bylaws as they are due for review. Taupo District Council has allowed dogs on leads in the CBD for a number of years. Taupo District Council's Animal Control Officer reports one dog attack in the last five years. As there are still only a small number of councils without dog restrictions in the CBD, there is limited nationwide data available to indicate or comment on the risks associated with dogs in CBD areas, improved economic value or well-being benefits.

Positive for shop owners:

No shop owners have submitted on the proposed bylaw or policy.

Increase in users:

There is no data to support an increase in users.

13	J Cusdin	Opposed	Unopposed
Comments/Concerns noted: - Dog waste		✓	

Staff comments

The submitters concerns have been addressed in staff comments above.

14	S Mark	Opposed	Unopposed
Comments/Concerns noted: - Public safety - Dog waste - Shopping experience		✓	

Staff comments

The submitters concerns have been addressed in staff comments above.

15	N Cooper	**Opposed**	**Unopposed**
Comments/Concerns noted: - Health Risk - Public Safety - Psychological impact - Nuisance - Suggests the whole of the Carrington walkway to be a leash controlled area -		✓	
Staff comments The submitters concerns have been addressed in previous staff comments above. **Carrington Walkway**: This area is located in parks and reserves and as noted in staff comments above, any proposed changes would trigger the public consultation process of the Parks and Reserves Bylaw.			
16	C Groenestein	**Opposed**	**Unopposed**
Comments/Concerns noted: - Opposes the leashed dog control area of the Western Loop - Dog Welfare and exercise areas - Bylaw is sensible and fit for purpose			✓
Staff comments **Western Loop:** The section of the Western Loop the submitter refers to, has recently been addressed in the Parks and Reserves Bylaw. In addition, this area of reserve is under the management of the Department of Conservation who require dogs to be on leads in this area. **Dog welfare:** As noted in staff comments above there are existing dog exercise areas.			
17	J Hamlin	**Opposed**	**Unopposed**
Comments/Concerns noted: - Dog waste - Shopping experience - Public Safety		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			

18	S McMillan	**Opposed**	**Unopposed**
Comments/Concerns noted: - Suggests removal of restricted areas outside the TSB Swimming complex - Suggests removal of the leash area from the Colonel Malone gates - Suggests the option of round disk registration tags			✓
Staff comments **TSB Pool restriction:** On the 12 June 2018, Councillors approved and adopted a Temporary Designation to restrict dogs on and in the vicinity of the TSB Pool Complex. The Temporary Designation was imposed after an incident involving a dog tethered outside the TSB Complex that lunged at a woman. As noted at the meeting and recorded in the minutes, the designation was approved to give the pool complex the same level of protection as other council assets, such as the I-Site and Library. **Colonel Malone gates leash restriction:** This area was addressed in the Parks and Reserves Bylaw recently adopted by the Council. **Round disk registration tags**: The option of round disk has previously been investigated. Tags are purchased at a set price and in lots of 10,000 per order. The cost of the round disks is higher than the strap tags. The round disks were also considered not suitable in their design and easy to come off.			
19	M J Pattinson	**Opposed**	**Unopposed**
Comments/Concerns noted: - Opposes dogs on leads in the CBD. The submitter has not detailed any concerns		✓	

20	L Hobo	**Opposed**	**Unopposed**
Comments/Concerns noted: - Public safety - Recommendation to cross reference Dog Control Policy and bylaw to the parks and reserves bylaw. - Recommendation to have dogs on leads on the Three Bridges within King Edward Park. - Recommendation to make a distinction between the Eastern and Western loops on the proposed designated dog areas map - Recommendation to update working		✓	
Staff comments Public safety and designated dog areas map has been addressed in staff comments above. **Recommendation to cross reference the policy and bylaw to the Parks and Reserves Bylaw:** A note to this effect could be made to both documents. **Three bridges dog lead restriction:** As commented in staff comments above, any changes to the Parks and Reserves bylaw would require the public consultation process.			
21	D Mackie-Langton	**Opposed**	**Unopposed**
Submitter numbers 21, 22 and 23 were submitted in the same email dated 24 April 2020. Two of the submission papers are in the name of Sharon Mackie-Langton. However, the email notes there are 3 Submissions from D Mackie-Langton, R Mackie-Langton and S Mackie-Langton. **Comments/Concerns noted:** - The submitter opposes dogs on leads in the CBD and Prospero Place. The submitter has not detailed their concerns		✓	
22	R Mackie-Langton	**Opposed**	**Unopposed**
Comments/Concerns noted: - The submitter opposes dogs on leads in the CBD and Prospero Place. the submitter has not detailed their concerns		✓	
23	S Mackie-Langton	**Opposed**	**Unopposed**
comments/concerns noted: - The submitter opposes dogs on leads in the CBD and Prospero Place. The submitter has not detailed their concerns		✓	

24	M Radich	**Opposed**	**Unopposed**
comments/concerns noted: - Supports the restriction of dogs near children's playgrounds. - Notes to the adequate number of dog exercise areas currently available		✓	
25	D McKinlay	**Opposed**	**Unopposed**
comments/concerns noted: - Public safety - Shopping experience		✓	
Staff comments The submitters concerns have been addressed in staff comments above.			

6. RISK ANALYSIS

Please refer to the Consequence and Impact Guidelines at the front of the reports in this agenda. • Is there a: - financial risk; - human resources risk; - political risks; or - other potential risk? • If there is a risk, consider the probability/likelihood of it occurring. • Is there a legal opinion needed?

There are no implications.

7. DECISION MAKING PROCESS - SECTION 79

7.1 Direction

	Explain
Is there a strong link to Council's strategic direction, Long Term Plan/District Plan?	Policies form the basis of a variety of council functions including the provision of infrastructure, regulatory functions and the provision of a local public service.
What relationship does it have to the community's current and future needs for infrastructure, regulatory functions, or local public services?	This Policy would support the community's need for a well-resourced regulatory function relating to the control of dogs

7.2 Data

• Do we have complete data, and relevant statistics, on the proposal(s)? • Do we have reasonably reliable data on the proposals? • What assumptions have had to be built in?

Data on the application of the current policy is based on Officer's experience applying the current policy. Policies from other Councils are readily available and have informed recommendations about proposed amendments to their policies

7.3 **Significance**

	Yes/No	Explain
Is the proposal significant according to the Significance Policy in the Long Term Plan?	No	
Is it: • considered a strategic asset; or	No	
• above the financial thresholds in the Significance Policy; or	No	
• impacting on a CCO stakeholding; or	No	
• a change in level of service; or	No	
• creating a high level of controversy; or	No	
• possible that it could have a high impact on the community?	No	

In terms of the Council's Significance Policy, is this proposal of high, medium, or low significance?		
HIGH	**MEDIUM**	**LOW**
		✓

7.4 **Options**

An assessment of costs and benefits for each option must be completed. Use the criteria below in your assessment.

1. What options are available?
2. For **each** option:
   - explain what the costs and benefits of each option are in terms of the present and future needs of the district;
   - outline if there are any sustainability issues; and
   - explain if the outcomes meet the current and future needs of communities for good-quality local infrastructure, local public services, and performance of regulatory functions?
3. After completing these, consider which option you wish to recommend to Council, and explain:
   - how this option is the most cost effective option for households and businesses;
   - if there are any trade-offs; and
   - what interdependencies exist.

The Council is required to have a Policy in accordance with the legislation.

There are 2 Options:

Option 1

The Committee ***adopts*** the current Dog Control Policy with no changes.

Option 2

The Committee ***adopts*** the Dog Control Policy 2020 with recommended changes.

7.5 **Financial**

• Is there an impact on funding and debt levels? • Will work be undertaken within the current budget? • What budget has expenditure come from? • How will the proposal be funded? eg. rates, reserves, grants etc.

There are no financial implications.

7.6 **Prioritisation & Trade-off**

Have you taken into consideration the: • Council's capacity to deliver; • contractor's capacity to deliver; and • consequence of deferral?

Council considers that:

- The Council and our Contractors are able to deliver on the purposes and objectives of this policy;
- Implementing this policy at this time will ensure that Council is able to comply with legislation.
- There is no value in deferring the implementation of this policy.

7.7 **Legal Issues**

• Is there a legal opinion needed? • Are there legal issues?

This Policy is required by section 10 of the Dog Control Act 1996.

7.8 **Policy Issues - Section 80**

• Are there any policy issues? • Does your recommendation conflict with Council Policies?

There are no internal conflicts with other Council polices. However, the Council has a bylaw for the control of dogs within the Stratford District. This Policy must be reviewed in conjunction with the Control of Dogs Bylaw. The Stratford Control of Dogs Bylaw 2020 was approved by the Council for public consultation and this process has also been completed.

Attachments:
Appendix A – The *Draft* Dog Control Policy 2020
Appendix B - Proposed dog designation map.

Rachael Otter
ENVIRONMENTAL HEALTH MANAGER

[Endorsed by]
Blair Sutherland
DIRECTOR ENVIRONMENTAL SERVICES

[Approved by]
Sven Hanne
CHIEF EXECUTIVE **DATE**

APPENDIX A

STRATFORD DISTRICT COUNCIL

DRAFT POLICY: DOG CONTROL	
DEPARTMENT: Environmental Services	**RESPONSIBILITY:** • Director Environmental Services • Environmental Health Manager • Environmental Compliance Officer
SECTION:	
REVIEW DATE: 2019/2020	**NEXT REVIEW:** 2030
VERSION: 2	**APPROVAL DATE:**

PURPOSE

1. In accordance with the Dog Control Amendment Act 2003 Section 10(4), the purpose of this policy is:

2. To provide a framework which recognises:

    - the need to minimise danger, distress, and nuisance to the community generally; and
    - the need to avoid the inherent danger in allowing dogs to have uncontrolled access to public places that are frequented by children, whether or not the children are accompanied by adults; and
    - the importance of enabling, to the extent that is practicable, the public (including families) to use streets and public amenities without fear of attack or intimidation by dogs; and
    - the exercise and recreational needs of dogs and their owners.

3. It is further acknowledged that although the use of legally stipulated control measures is required, and conflicts will be resolved, as far as is practicable in the first instance, through discussions with dog owners.

DOG CONTROL BYLAW

1. The Act allows for the making of a bylaw to reinforce the provisions of this Policy. This Policy should be read in conjunction with the Stratford District Council Control of Dogs Bylaw 2020.
2. The Stratford District Council Control of Dogs Bylaw 2020 addresses the following issues:
    - Control of dogs in public places.
    - Minimum standards for accommodation of dogs.
    - Number of dogs per household.
    - Removal of dog faeces by owner.
    - Nuisances related to dogs.
    - Confinement of bitches in season.

- Impounding of dogs.
- Disposal of impounded dogs
- Neutering of dogs
- Fees
- Additional provisions

CONTROL OF DOGS IN PUBLIC PLACES

Prohibited Public Places

Dogs are **PROHIBITED** in the following areas:

- The public area surrounding the front entrance of the TSB Swimming Pool Complex is a prohibited area.
- Within 20 metres of any children's playground equipment which is on land controlled by Council except any public road or footpath adjacent such an area.
- Te Papakura o Taranaki except with a Department of Conservation permit.
- Whanganui National Park except with a Department of Conservation permit.
- Areas gazetted as **CONTROLLED DOG AREAS** under the Conservation Act 1987, except with a Department of Conservation permit.
- Pembroke Road, from the Te Papakura o Taranaki Gate to the Plateau Car Park being the entire length of the road which is bounded on both sides by the National Park.
- Manaia Road, from the Te Papakura o Taranaki Gate to the Dawson Falls Road End Car Park, being the entire length of the road which is bounded on both sides by the National Park.
- Any part of any street or public place that has for the time being been so declared by any resolution of Council.

Leash Controlled Public Places

Dogs must be **CONTROLLED ON A LEASH** in the following areas:

- Any part of any footpath or berms adjacent to a footpath within the district.
- Broadway, including the footpaths, between the northern roundabout, at the intersection of Broadway and Regan Street, and the southern roundabout, at the intersection of Broadway and Fenton Street.
- Prospero Place.
- The entrance to King Edward Park from the Colonel Malones gates and includes the Scout Den, Netball Courts, tennis courts and surrounding area as indicated on the attached map.
- Along the Carrington Walkway (Western Loop) of King Edward Park as indicated on the attached map.

Dog Exercise Areas

Dogs may be exercised **UNLEASHED BUT UNDER CONTINUOUS CONTROL** in all areas of the Stratford District except those specified above. Every such area shall be a **DOG EXERCISE AREA**.

Dogs may be exercised without a Department of Conservation permit and subject to certain conditions in the following **OPEN DOG AREAS**:

- Areas gazetted as open dog areas under the Conservation Act 1987.
  Every such area shall be a **DOG EXERCISE AREA**.

CLASSIFICATION OF PROBATIONARY OWNERS

A person shall, unless they are required to be classified as a disqualified owner, be classified as a probationary owner for a period up to24 months in accordance with section 21 of the Dog Control Act 1996.

CLASSIFICATION OF DISQUALIFIED OWNERS

A person shall be classified as being disqualified from owning a dog for a period up to five years in accordance with section 25 of the Dog Control Act 1996.

CLASSIFICATION OF DOG OWNERS

"General Dog Owner" - Any persons who have during the previous two years have either:

- a dog impounded on more than one occasion; or
- received a written warning concerning complaints; or
- received an infringement notice; or
- been convicted for a dog offence; or

"Good Dog Owner" - Any persons who during the previous two years have:

- lives in a urban zoned dog area
- not had a dog impounded on more than one occasion; and
- not had a written warning concerning complaints; and
- not had an infringement notice; and
- not been convicted for a dog offence; and
- paid registration fees before penalties are applicable on at least one of those registration years.

"Select Dog Owner" - Any person who:

- lives in a urban zoned dog area
- meets the good owner policy, requirements; and
- has a fenced area of their property; and
- meets all the dog bylaw requirements; and
- has all their dogs neutered; or the unneutered dog/s is registered with New Zealand Dogs as a pedigree.
- has made an application to be a Select Owner by 30 April (before registration due).

"Rural Dog Owner" - Any person who:

- lives in a rural zone; and
- meets the good dog owner policy requirements.

INFRINGEMENT NOTICES

Stratford District Council Animal Control Officers shall issue infringement notices in respect of infringement offences as detailed in the First Schedule of the Dog Control Act 1996.

Waiver of Infringement Notices

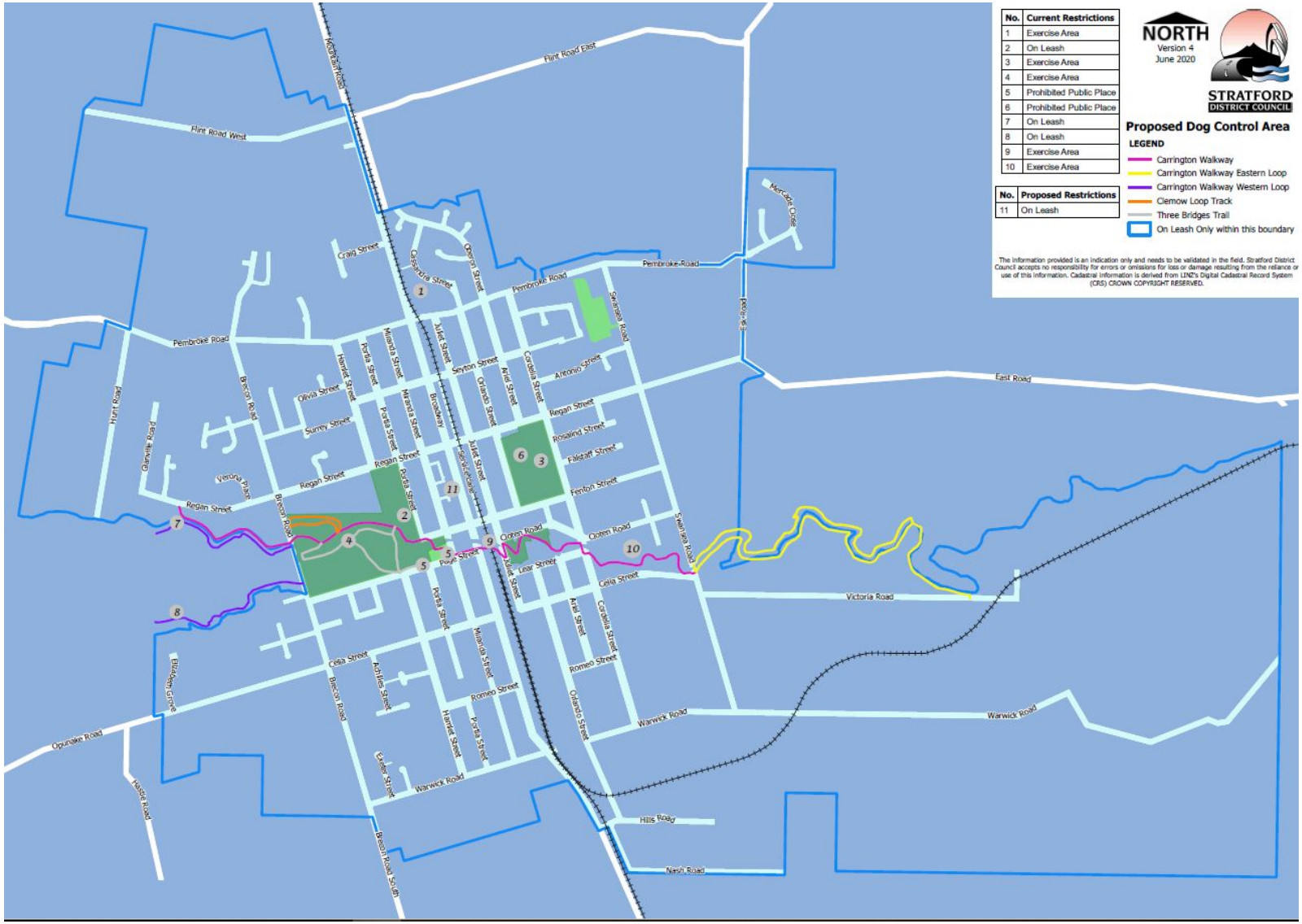
Where the offence giving rise to the issue of an infringement notice has been mitigated within 56 days of the date of issue, then the fine may be waived on receipt of written documentation of the mitigating circumstances. Such circumstances include:

- Registration of the dog.
- Re-housing of the dog.
- Destruction of the dog.
- Other exceptional circumstances.

Dog Control Fees

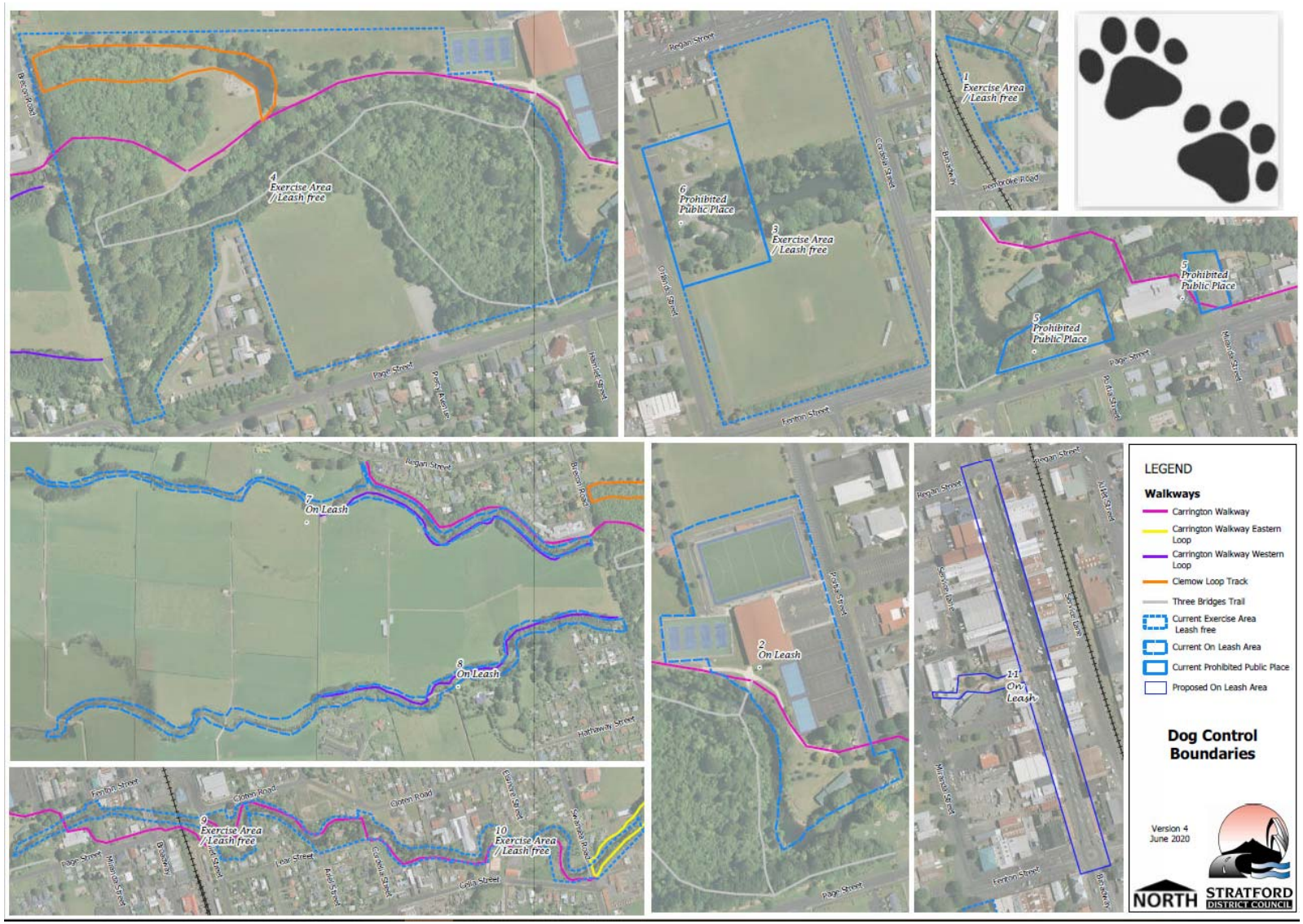
Refer to the Stratford District Council's current fees and charges relating to dog control fees.

APPENDIX B



No.	Current Restrictions
1	Exercise Area
2	On Leash
3	Exercise Area
4	Exercise Area
5	Prohibited Public Place
6	Prohibited Public Place
7	On Leash
8	On Leash
9	Exercise Area
10	Exercise Area

No.	Proposed Restrictions
11	On Leash


4 Exercise Area / Leash free
6 Prohibited Public Place
3 Exercise Area / Leash free
1 Exercise Area / Leash free
5 Prohibited Public Place
6 Prohibited Public Place
7 On Leash
8 On Leash
2 On Leash
11 On Leash
9 Exercise Area / Leash free
10 Exercise Area / Leash free
LEGEND
Walkways
Carrington Walkway
Carrington Walkway Eastern Loop
Carrington Walkway Western Loop
Clemow Loop Track
Three Bridges Trail
Current Exercise Area Leash free
Current On Leash Area
Current Prohibited Public Place
Proposed On Leash Area
Dog Control Boundaries
Version 4 June 2020
NORTH STRATFORD DISTRICT COUNCIL