
ORDINARY MEETING

OF

CITY STRATEGY COMMITTEE

MINUTE ITEM ATTACHMENTS

Time: 9:30am
Date: Thursday, 7 March 2019
Venue: Committee Room 1
Ground Floor, Council Offices
101 Wakefield Street
Wellington

Business

Page No.

16.1 Public Participation

1. 1.6.1 - Attachment to Rainsforth Dix presentation 2

2.1 Kilbirnie and Kelburn Alcohol Control Bylaw

1. Proposed Alcohol Ban area in Kilbirnie 6
2. Proposed Alcohol Ban area in Kelburn Park 7
3. Statement of Proposal 8



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27 February 2019

Wellington City Council
PO Box 2199
Wellington

Attention: Jim Lewis, Policy Advisor

Dear Sir,

City Strategy Committee meeting – 9 am 7 March 2019

You have asked the University to provide information about policies and practices related to management of student behaviour and the consumption of alcohol in the context of the proposed liquor ban for Kelburn Park.

1 How is security at University property managed?

The security team is run by the Control Room on a 365 day/24-hour roster, which is managed by specially trained security operators. The roster for the security team is weighted to the demand profile of the University and covers all Victoria University of Wellington accommodation facilities and numerous satellite campuses – Victoria University Coastal Ecology Lab (Island Bay) Park Road (Miramar) Rutherford House/Old Government Buildings (Pipitea), Gracefield facility (Lower Hutt), Auckland office (Auckland), NEC House (Wellington CBD), University-run halls of residence – Willis Street (x4 buildings), The Terrace, Weir House, Te Puni Village, Boulcott Hall, Katherine Jermyn Hall.

The Control Room manages all telephone calls outside of business hours/weekends and holidays and is the operational response centre for the University. The Control Room can access over 450 cameras covering every site (we have a camera that overlooks Kelburn Park), and over 1200 automated doors, and holds alarms/sensors/panic alarms/fire alarms throughout the campuses.

The University has a dedicated Night Manager working from Wednesday to Saturday with one of their responsibilities being to manage the halls/ students/library and campus demands. This is coupled with a dedicated library team of five Guards and two mobile patrols. This is strengthened by a mobile manager who also works a series of late shifts assisting and managing the mobile team.

Complaints from the public regarding students are always escalated to the on-duty manager or the security manager straight away. It is standard procedure for the manager to call the complainant personally, to register the complaint, and to call back the complainant to advise them of Victoria University of Wellington's response/findings.

2 What are the rules around possession and consumption of alcohol on University property?

Halls

Every hall resident must adhere to alcohol storage restrictions and limits as advised in their Hall handbook. No consumption of alcohol in public areas of the halls, nor any storage of alcohol in public areas. No drinking games or behaviour that prompts unhealthy practices or mass consumption. No advertising of alcohol in the halls and each hall has alcohol free floors. There is a total ban on alcohol in halls during exam weeks.

Alcohol on Campus

Victoria University has an Alcohol on Campus Policy. The aims of this policy are to minimise harm and ensure safety, which is paramount, while also complying with all aspects of the Sale and Supply of Alcohol Act 2012.

These sections of the Alcohol on Campus Policy reinforce wider aims of harm minimisation and legal adherence

(1) (a) to ensure that social gatherings held on University premises operate within the licensing requirements of the District Licensing Authority

(1) (b) to promote personal safety of all students, staff and other people whilst on University premises; and

(2) (c) to ensure the University's compliance with relevant legislation.

Relevant sections Alcohol on Campus Policy

(4) (j) The Director, Student and Campus Living, may at his/her absolute discretion, prohibit or cancel any Social Gathering where: (i) The safety and security to persons attending the Social Gathering, or other people on University premises is at risk, or (ii) The safety and security of University property is compromised, or (iii) This policy is not complied with.

The ability to sell or supply any alcohol is greatly restricted and applies only to the Student Union building/Victoria Venues and Function Centre. Please note individual retailers may have their own liquor licences.

Relevant sections Alcohol on Campus Policy

(c) No member of the Victoria University of Wellington community may sell or supply liquor unless he/she meets the requirements of this policy.

3 How many calls has the University received from neighbours and other groups in relation to Kelburn park and student behaviour?

The security team procedure is that every time the Control Room Operator/security manager/or on-duty manager receives a complaint from a neighbour, an iTrak report is created and the issue is addressed immediately. The standard approach is that a manager calls the complainant personally to register the complaint, and then follows up this call advising of the response from the security team and the wider University.

Between 04/03/2016 and 15/12/2018 the University received 32 complaints about alcohol-related behaviour. Please note that 20 of the 32 complaints came from three individuals.

In 2018, Victoria University of Wellington received 12 complaints regarding Kelburn Park - October had the highest number with four recorded complaints.

In 2017, Victoria University of Wellington received 11 complaints regarding Kelburn Park - June had the highest number with two complaints.

In 2016, Victoria University of Wellington received 9 complaints regarding Kelburn Park - March had the highest number with five recorded complaints.

Please note if we receive multiple calls about one event, we do not create a number of individual events but link them all together.

Police advised us they were on site or en route on four occasions.

4 What are the nature of these complaints?

All 32 complaints referred to noise as the primary issue.

The complaints tend to escalate during the warmer summer months and the most common days to receive a complaint are on Friday and Saturday.

5 What hours do the shuttles/buses run?

Victoria University of Wellington provides a safety bus service into the city on Wednesday, Friday and Saturday nights that makes a single trip from the two major Kelburn halls - Weir House (Gladstone Terrace, off Salamanca Road) and Te Puni Village (on site at Kelburn Campus).

This service runs at 2200hrs (10:00pm) on each night throughout trimesters 1 and 2, with the exception of exam and holiday periods. The University uses two 40-seat buses, with standing room for between 12 and 24 people to take students to the CBD.

This is then replaced with a pickup service from central Wellington outside the St. James Theatre. This service runs from 11pm using two vans (10 – 12 seaters) on a continuous tour until 3am. This is operated by a Campus Security Mobile team leader, in conjunction with Simply Security and staffed with male and female officers.

The vans do not stop at residential addresses and only deliver to inner city halls, namely Te Puni Village, Weir House, Boulcott Hall, Willis Street, Katharine Jermyn Hall and Joan Stevens.

The buses are fully subscribed throughout the evening.

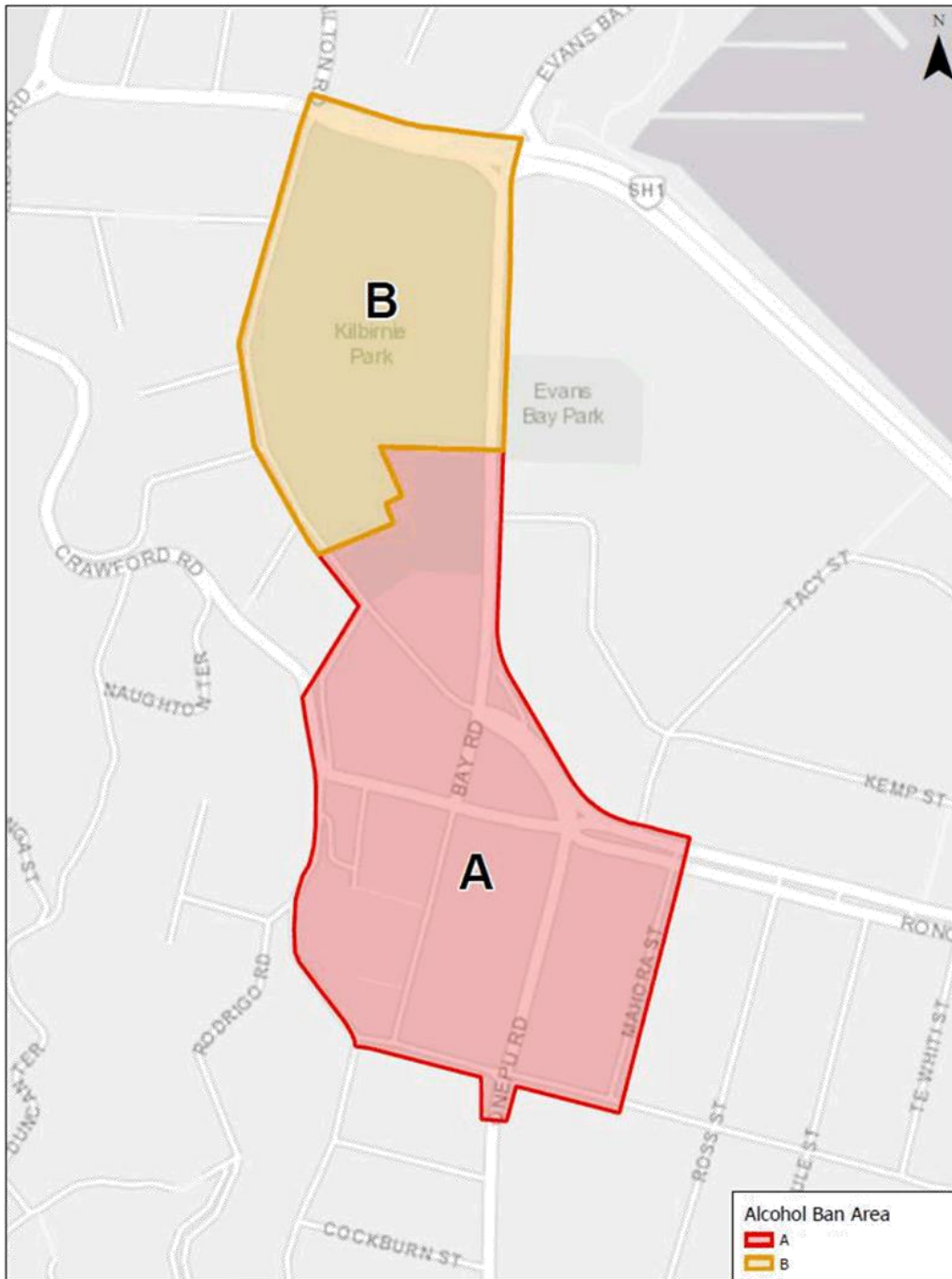
Summary

The University takes its responsibilities seriously. The number of behavioural issues has reduced significantly since 2015. We continue to monitor and implement changes as needed.

A handwritten signature in black ink, appearing to be 'R. J. H.', is centered on the page.

Director
Student and Campus Living

Attachment 1 Proposed Alcohol Ban area in Kilbirnie



Attachment 2 Proposed Alcohol Ban area in Kelburn Park



Attachment 3 Statement of Proposal

Summary

A number of people and community groups have told us they would like to see alcohol ban areas established in Kilbirnie and Kelburn Park. These places were not proposed as alcohol ban areas in the recent review of the Council's Alcohol Control Bylaw.

However given the desire for these areas to be added to the bylaw, we are keen to hear the wider community's views on creating alcohol ban areas in Kilbirnie and Kelburn Park.

It's unlawful to consume or possess alcohol in alcohol ban areas, with exceptions for taking alcohol to or from places within the area.

The Council seeks your views on changing the Alcohol Control Bylaw to create alcohol ban areas in:

- the Kilbirnie area, bordered by Mahora Street, Coutts Street, Childers Terrace, Evans Bay Parade (from Kemp Street) and Rongotai Road – as shown as 'A' in Figure 1 applying 24 hours, seven days a week
- Kilbirnie Park and surrounding streets as shown as 'B' in Figure 1 applying 24 hours, seven days a week
- Kelburn Park – as shown in Figure 2 between the hours of 8pm and 8am, seven days a week.

Have your say

Please tell us what you think about the proposed changes to the Alcohol Control Bylaw.

To have your say about the proposed changes to the Alcohol Control Bylaw you can:

- make a submission online at wellington.govt.nz/haveyoursay
- download a submission form from the website and email it to policy.submission@wcc.govt.nz
- fill in the submission form and send it to Freepost 2199, Alcohol Ban Bylaw Review 2017, PO Box 2199, Wellington 6140
- drop a completed submission form to our service centre at 101 Wakefield St.

Printed copies of this statement of proposal are available from:

- the service centre
- libraries

- by emailing policy.submission@wcc.govt.nz
- phoning 04 499 4444

Questions for Consultation:

These questions are intended to help guide your submission. We are interested in all submissions and thoughts on the proposed changes to the bylaw. You do not have to answer all the questions.

1. Do you support the proposal to create an alcohol ban area in the Kilbirnie area - shown as 'A' in Figure 1? Yes or No, please leave any comments in the space below.
2. Do you support the proposal to establish an alcohol ban area in Kilbirnie Park and the surrounding streets - shown as 'B' in Figure 1? Yes or No, please leave any comments in the space below.
3. If an alcohol ban was created in Kilbirnie, do you support it being in place 24 hours, seven days a week?
4. Do you support the proposed change to the Alcohol Ban Area in Kelburn Park shown in Figure 2? Yes or No, please leave any comments in the space below?
5. If an alcohol ban was established in Kelburn Park, do you support it only being in place between the hours of 8pm and 8am, seven days a week?
6. Have you experienced any alcohol related crime or disorder in any of the proposed areas? If yes, please give details (e.g. frequency, nature of the crime/disorder, etc.)

Key dates:

1 April 2019	Submissions open
1 May 2019	Submissions close
15 May 2019	Oral hearings
June 2019	The City Strategy Committee considers submissions
June 2019	The Council decides whether to adopt the proposal
July 2019	If adopted, amendments to the Bylaw become effective.

Review

In 2018 the Council reviewed its existing Alcohol Control Bylaw and determined having a bylaw to regulate the possession and consumption of alcohol in public places is the most appropriate option to address the problem of alcohol related anti-social behaviour and harm in public places. Kilbirnie and Kelburn were identified by submitters as areas of concern where they felt an alcohol ban was appropriate.

The Council agreed to consult with the community and is proposing to amend the Alcohol Control Bylaw to include Kilbirnie and Kelburn Park and is consulting with the public on the proposal.

Before making a new area, under section 147A of the Local Government Act 2002, the Council has to be satisfied that (among other things):

- (i) there is evidence the area in which the bylaw is intended to apply has experienced a high level of crime or disorder that can be shown to have caused or made worse by alcohol consumption in the area; and
- (ii) the bylaw is appropriate and proportionate in light of that crime or disorder.

The relevant background information on the proposed areas is set out below.

Kilbirnie

The Council received 28 submissions from business and community groups, and members of the public, asking it to consider implementing an alcohol ban in Kilbirnie, as there were a number of instances of public drinking and anti-social behaviour recorded in the area. It was noted by submitters that “there are a large number of people who are hanging around on the street from early in the morning to late at night and it is putting people off coming to the area... they are spending their time sleeping on the street in sleeping bags, openly drinking, smoking and congregating and being fairly intimidating to people that walk past.” The Council, upon reviewing those submissions, has determined the public be consulted on the proposal of a 24 hour, seven days a week alcohol ban for Kilbirnie.

The Council also agreed to work with the community to manage alcohol related issues. This will include an increased presence of Local Hosts, access to Meaningful Activities programmes, supporting a more intentional outreach service and tenancy services to address homelessness and those at risk of homelessness. The Council agreed to work collaboratively with other agencies, including the police, to ensure a robust outreach team are present in Kilbirnie, which does not appear to be restricted to certain times of the day. This is consistent with existing areas inside the Alcohol Control Areas in the city.

The Council voted to consult with the community to create an alcohol ban area within the Kilbirnie Business Network area bordered by Mahora Street, Coutts Street, Childers Terrace, Evans Bay Parade (from Kemp Street) and Rongotai Road. This area is shown as ‘A’ in Figure 1.

Feedback from the community has also suggested that the area should also include Kilbirnie Park as well as Kilbirnie Crescent and Evans Bay Parade (from State Highway 1). This area is shown as ‘B’ in Figure 1. Discussions with staff at The Hub Toitu Pōneke Community and Sports Centre have indicated they support extending the ban area due to increased

presence of broken bottles found in the park and people leaving the centre to drink pre-purchased alcohol in the street and surrounding carpark and park areas. They fear that a potential ban on the Kilbirnie town centre area alone would likely result in the problem shifting to the park, effectively making the problem worse. We are interested in receiving public feedback on whether this area should also be included in the Alcohol Ban Area.

Kelburn Park

As part of the Alcohol Control Bylaw review, the Council received submissions outlining incidents of anti-social behaviour, litter and noise complaints relating to public behaviour involving alcohol in Kelburn Park. This area is outlined in Figure 2. The Council, upon receiving and considering the submissions, has decided to consult with the public about introducing an alcohol ban between the hours of 8pm and 8am, seven days a week. This is when the primary issues arise, and does not impact on the sporting and other day time activities in the park.

The Council has also agreed to support Victoria University in managing student behaviour in Kelburn. The University notes that it is able to monitor student behaviour in the park and intervene when appropriate. An alcohol ban may move the issue to areas that are not as well monitored and that are less well lit, including areas such as the surrounding bush, which is steep and hazardous and the Botanic Garden. In their view this could lead to concerns for public safety.

Frequently Asked Questions

What is an alcohol ban?

A ban on the consumption and possession of alcohol in public spaces, including in vehicles, parks, beaches, and communal areas within the ban area. There are exceptions which cover the transportation of alcohol.

Who can enforce an alcohol ban?

The Police are the only ones who can enforce an alcohol ban.

Does a liquor ban impact my ability to drink in a bar/café/restaurant?

An alcohol ban does not prevent you from drinking within a licenced establishment, providing that you adhere to the rules of the issued licence.

Does a liquor ban impact my ability to drink on my own property?

The Council cannot prevent you from drinking on your own private property; this includes Housing New Zealand and Council Housing properties.

PROPOSED BYLAW AMENDMENTS

If the bylaw is changed as proposed, the alcohol ban area map will be amended to include the areas set out below and, in Section 2: Interpretation, the definition of Alcohol Ban Area will be amended to reflect these changes as follows:

Alcohol Ban Area means ~~that~~ the following area areas:

- ~~including~~ the Wellington Central Area, Oriental Bay, Mt Victoria Lookout, Mt Victoria, Aro Valley, Central Park, Mt Cook and Newtown as shown in the Alcohol Ban Area map attached as ~~Schedule A~~.
- Kilbirnie as shown in the Alcohol Ban Area map attached
- Kelburn Park as shown in the Alcohol Ban Area map attached.

Figure 1: Proposed Alcohol Ban Area in Kilbirnie map)

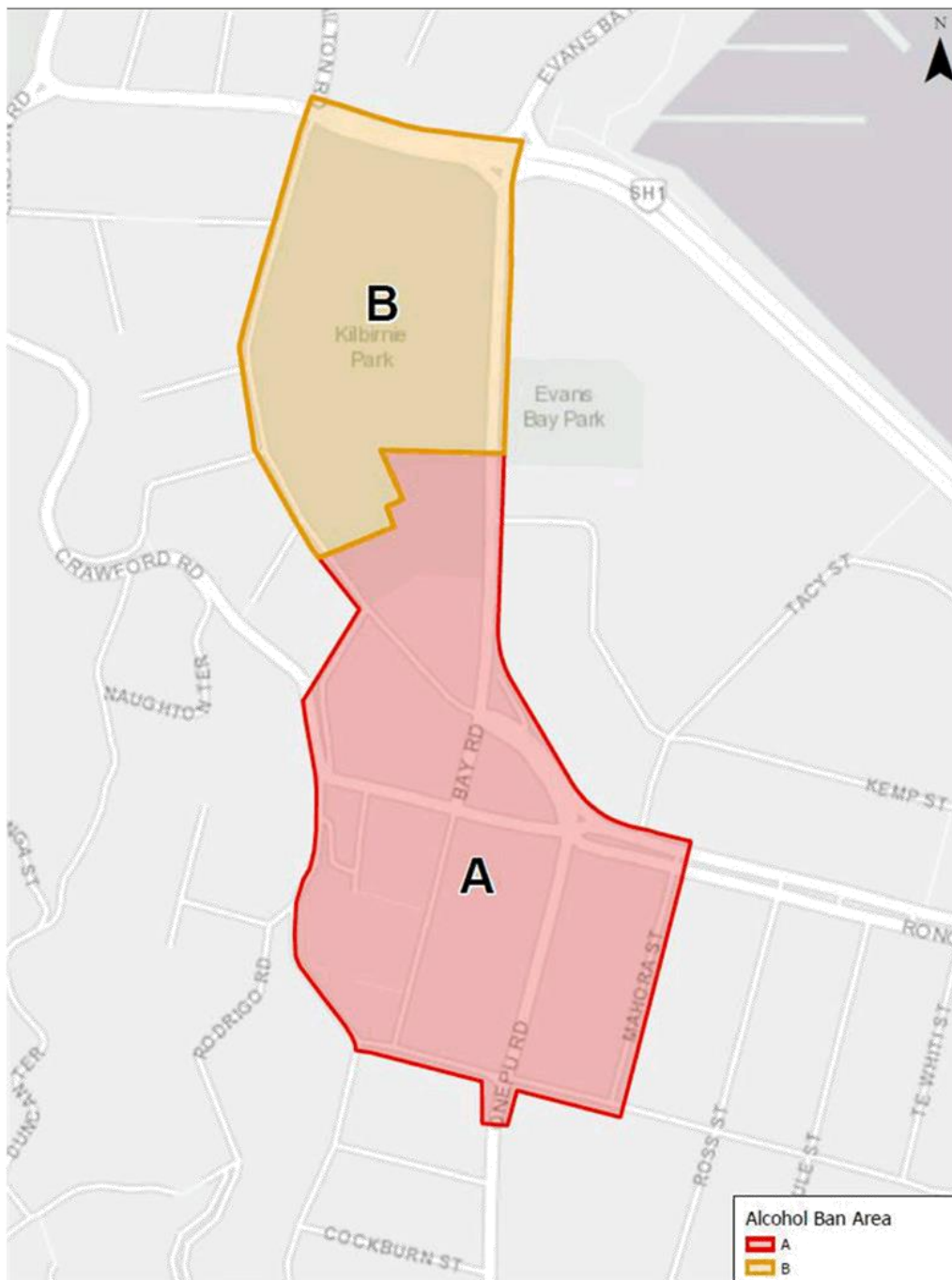


Figure 2: Proposed Alcohol Ban Area in Kelburn Park

