

APPENDIX 1 – STAFF REPORT ON SUBMISSIONS TO THE DRAFT CONSOLIDATED BYLAWS AND DOG CONTROL POLICY 2019

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
1	Dog control - leash laws	2	Wants to see clear and better enforcement of [dog] leash bylaws	Council notes the submission and takes appropriate action, but does rely on the public to a degree to take responsibility as dog owners, and to be notified when breaches of the Bylaws occur.	Note
1	Dog control - public education	3	Suggests more education in the panui, on community Facebook pages and in the Ōpōtiki news by Council about leash laws	Council notes the submission and has a dog education programme in place, but agrees that continued education around responsible dog ownership is something that will be worked on.	Note
1	Dog prohibited area	1	Dogs should be explicitly allowed in writing as part of the bylaw to perpendicularly cross over Church Street particularly with a leashed dog	Council accepts that this is a reasonable request to allow leashed dogs to cross over Church Street perpendicularly only in the dog prohibited area identified in the CBD, and has amended the wording in the Bylaws to reflect this.	Accept
3	Dog control - incessant barking	6	Requests that Council does not relax the 'incessant barking' rule in the Dog Control policy	Part 9 of the Consolidated Bylaws and the Dog Control Policy requires that owners of dog have a duty to avoid nuisance, which includes incessant barking. Dog Control Act 1996 also provides Council officers with the authority to manage barking dogs.	Note
3	Vehicles on beaches	5	Request that Council prevents any motorised vehicle from driving on Waiōtahe Beach	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw. Vehicles are prohibited from dotterel areas. Two-wheeled motorcycles are to be prohibited from beaches in the district, and there are still restrictions on vehicle usage on all beaches in Opotiki district (see Bylaws, Part 4 - Beaches).	Accept in part

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4	Vehicles on beaches	7	Proposes that the draft vehicle prohibited area does not apply to the area directly in front of Waiotahi Drifts	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw. Vehicles are prohibited from demarcated dotterel nesting areas. Two-wheeled motorcycles are going to be prohibited from beaches in the district.	Accept in part
5	Vehicles on beaches	8	Supports the proposed vehicle prohibited area on beaches, specific to Waiōtahe Beach	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw. Vehicles are prohibited from demarcated dotterel nesting areas. Two-wheeled motorcycles are going to be prohibited from beaches in the district.	Accept in part
6	Consultation - process	10	Considers that the way this was shared to the public was an aspect not included	Thank you for your submission. The Bylaws were a mediated solution in response to appeals from Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird on the Opotiki District Plan. In an effort to avoid to having rules placed in the District Plan without any community consultation, the Consolidated Bylaws were a mediated solution so that there could be some community consultation, and avoid the cost of an Environment Court case, which would have been passed on to the wider ratepayer. The consultation period on the Bylaws was from December 2019 to February 2020, and had several formats. However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.	Note

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6	Vehicles on beaches	9	Does not support stopping people from driving on the beach, and suggests control rather than what is proposed	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw. Vehicles are prohibited from demarcated dotterel nesting areas. Two-wheeled motorcycles are going to be prohibited from beaches in the district.	Accept in part

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7	Consultation - hapū and iwi	13	Questions whether Council has consulted with hapū and iwi	<p>Thank you for your submission. Council had a three month consultation period and used several formats to provide the opportunity to the public to submit on the Bylaws.</p> <p>The insertion to prohibit vehicles from beaches in the Draft Bylaws was done in order to resolve an appeal made against the District Plan by Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird against the Opotiki District Plan. Council resisted the appeals as at it considered having rules prohibiting vehicles from beaches inserted into the District Plan without any community consultation was not appropriate.</p> <p>As the insertion was part of a mediated agreement to resolve a District Plan appeal point there was no option but for Council to include the provision to prohibit vehicles from beaches and as such consultation was not carried out in the drafting of the bylaws.</p> <p>The consultation period on the Draft Bylaws was from December 2019 to February 2020, and had several formats.</p> <p>However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.</p>	Note

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7	Council approach	11	Believes that too many changes have been lumped into one document at once without any good consideration for all of them	Council spent several months reviewing all existing Bylaws and consolidated the existing bylaws into one document so that they could be read in one location. The Consolidated Bylaws are an amalgamation of most of the existing Bylaws, rather than a creation of completely new Bylaws. The Bylaws have been amended following the public consultation process.	Note
7	Vehicles on beaches	12	Disagrees with the expansion of vehicle exclusion zones on beaches as it hinders access to traditional kai gathering places	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas Two-wheeled motorcycles have been prohibited from beaches. We do not envisage these Bylaws restricting your ability to gather kai.	Accept in part
8	Consultation - council process	15	Considers that Bylaws should have to be put to council before going out to the public for consultation	Thank you for your submission. Council staff followed the process of presenting the Draft Consolidated Bylaws 2019 to Council for adoption at the Ordinary Council Meeting on 23 July 2019. The Draft Bylaws were accepted by Council, and were put out to the public for consultation, for a period of three months from December 2019 to February 2020. Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.	Note
8	Consultation - submission process	14	Difficult to find the right link online to read the Bylaws and make a submission	Thank you for your submission. Council aims to make consultation as easy as possible for everyone and appreciates the feedback. For future reviews of the Bylaws, and other Council policies, we will aim to make the process easier to navigate, and more accessible. Council has resolved to review the Bylaws in five years, and will seek to have a more thorough and comprehensive consultation process.	Accept in principle

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8	Vehicles on beaches	16	Disagrees with the proposed vehicle prohibited area in front of the drifts to the bar and also the floodgates as takes away peoples' lifestyle gathering wood, whitebaiting fishing and other things	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas Two-wheeled motorcycles have been prohibited from beaches. We do not envisage these Bylaws as restricting your ability to gather firewood, whitebait fishing or other practices.	Accept in part
9	Bylaws Maps - beaches	19	Wants the maps to be amended to accurately display the vehicle prohibited areas	Agree, and the maps have been redrawn so as to provide clarity to the public.	Accept
9	Bylaws Maps - dotterels	20	Wants the maps to be amended to accurately display the dotterel breeding areas	The maps in the Bylaws have been amended to accurately display the dotterel areas	Accept
9	Horses on beaches	18	Disagrees with the proposed horse prohibited areas from stretches of the beach which provide kai and hauora to people in the region	Horses will not be prohibited from stretches of the beach, but horse owners are required to access and use beaches responsibly. Horses are prohibited from any known dotterel breeding area.	Note
9	Vehicles on beaches	17	Disagrees with the proposed vehicle prohibited areas banning traffic from stretches of the beach which provide kai and hauora to whānau within the region	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to dotterel areas Two-wheeled motorcycles have been prohibited from beaches. We do not envisage that the updated Bylaws will have an impact on gathering kai, or on hauora to whanau within the region.	Accept in part
10	Alcohol control	24	Questions the size of the alcohol prohibited area and why it included residential areas rather than being around town centre only	Council notes that it is a large area but the residential area in the proposed Alcohol Ban Area prohibits alcohol from being consumed, brought into or in possession in public spaces (e.g., roads, footpaths, parks). NZ Police provide input into Alcohol Ban Areas based on applicable and relevant statistics that relate to alcohol use in public spaces. It doesn't prohibit alcohol on private properties, or apply to places or activities which are covered by a licence issued under the Sale and Supply of Alcohol Act 2012.	Note

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10	Skateboard areas	21	Notes that skateboards along Church Street have never [personally] been an issue but would support the exclusion area if evidence supports it causing issue	Thank you for the submission. Council has resolved to retain the skateboard prohibited area in the Bylaws.	Note
10	Vehicles on beaches	24	Disagrees with proposed vehicle prohibited area in front of [Waiotahi] drifts especially if horses are included as a vehicles	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas Two-wheeled motorcycles have been prohibited from beaches. Horses are not considered vehicles, but they are also prohibited from demarcated dotterel nesting areas.	Accept in part
11	Beaches	25	Wants to ensure that access to tribal fish gathering locations [on beaches] is maintained	Vehicle prohibited areas have been amended to match those in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorbikes are prohibited from beaches in Opotiki district. We don't envisage that the Bylaws will have an impact on the ability to access tribal fish gathering locations on beaches.	Note
11	Treaty of Waitangi	26	Notes that Article 2 of the Treaty of Waitangi guarantees rights of Māori exclusive and undisturbed possession of their fisheries	Thank you for your submission. The Draft Consolidated Bylaws are not proposing to restrict access to fisheries.	Note
12	Vehicles on beaches	28	Agrees that vehicle access to the dunes should be limited to protect wildlife	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches.	Accept in part
13	Vehicles on beaches	30	Disagrees with the total ban of vehicles and horses between high and low tide lines in vehicle restricted areas	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches.	Accept in part

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13	Vehicles on beaches	32	Include a phrase [in the Bylaws] allowing vehicles and horses between tide zones and restrict dunes and breeding areas only in dotterel sensitive areas	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches.	Accept in part
15	Dog registration fees	34	Submits that those who need dogs on their property to protect their homes from intruders should not have to pay a dog registrations and chipped, and should have the right to have dogs without paying registrations	Dog registration fees are required in most dog ownership cases by New Zealand law (Dog Control Act 1996). More information about dog ownership can be found on the Ōpōtiki District Council's website. In addition, we would suggest making a submission on the Annual Plan and Long Term Plan on this matter.	Note
15	Rent/tenant policy	35	Submits that the government ought to change their policies about who they permit to rent state homes	This is outside of Council's remit. The Government (Kāinga Ora) sets the policies to rent state homes, and we would recommend contacting Kāinga Ora about that directly.	Note
15	Vehicle prohibited areas	33	Submits that big bold signs need to be erected around [the river mouth and dunes] by DOC and EBOP to remind users to respect the dotterel protected bird areas	Council notes that signage would be useful and will commit to this as a long-term project, but also rely on the public to use the beach and dunes responsibly and to notify Council when breaches of the Bylaw occurs. Motorcycles, as defined in the Bylaws and the Land Transport Act 1998, will be prohibited from beaches in the district. All remaining vehicles will be prohibited from areas on the beaches as shown in the Vehicle Prohibited Areas in the Bylaws.	Accept in principle
16	Horses on beaches	37	Does not agree that horses should be banned along the beach including Ōhiwa/Bryan's beach along as far as the Pipi beds down to the low tide waterline	Horses are only proposed to be prohibited from any area where endangered birds are nesting, including demarcated dotterel areas; on any designated conservation area; any coastal vegetation or rehabilitation area or the sand dunes. Horse prohibited areas also include the Ōhiwa Harbour mudflats and designated areas in the town centre. Horses are still permitted on beaches in the district, as long as designated and/or formed access ways are used.	Note

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16	Vehicles on beaches	36	Does not agree that vehicles should be banned along the beach including Ōhiwa/Bryan's beach along as far as the Pipi beds down to the low tide waterline	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches.	Accept in part
16	Vehicles on beaches	38	Submits that banning vehicles from the beach in front of Onekawa will likely present issues for e-bikes if cycle trail is ever constructed	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches.	Note
17	Freedom camping	41	Does not want to see freedom camping increased in [Ōpōtikī] district as it is not economically or environmentally sustainable, either locally or nationally.	Central government seeks to promote freedom camping, as does the district council, provided that it is done so responsibly. We have put restrictions in place in relation to how many nights one can camp consecutively on our freedom camping sites, and during the busy times we actively monitor the council's freedom camping sites, morning and evening.	Note
17	Vehicles on beaches	39	Does not agree with the blanket ban [of vehicles] in some areas and not in others	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches.	Accept in part
17	Vehicles on beaches	40	Submits that there needs to be an area for people to launch and retrieve small boats and set kontikis to sea	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches.	Accept in part
18	Vehicles on beaches	43	Submits that they have no issue with the mudflats being restricted [to vehicles]	Thank you for the submission. The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Note

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18	Vehicles on beaches	44	Submits that a 15km/hr speed limit on beaches is fine	Thank you for the submission. 15km/hr will continue to remain the speed limit on beaches in the district.	Note
19	Vehicles on beaches	45	Strongly disagrees with banning of vehicles from beaches	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
20	Vehicles on beaches	46	Disagrees with vehicles prohibited area to the beach via Snells Road as it will have an impact on food gathering traditions	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches. We don't envisage the Bylaws having an impact on food gathering traditions.	Accept in part
21	Vehicles on beaches	47	Submits that all vehicles should be prohibited on the beaches from Ōhiwa Spit through to Waiōtahe Spit	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw and apply to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches.	Decline
22	Dog prohibited area	49	Submits that dogs should be permitted within proposed dog prohibited areas if they are on leashes	Dog prohibited areas are in the town centre; children's play areas and dotterel nesting areas. Given the sensitive nature of these areas, we do not think it is appropriate for dogs to be in these areas at all hence the requirement. The Dog Control Act requires dog owners to carry leashes at all times, regardless of any territorial authority bylaw. Dogs are still permitted elsewhere, as long as they are under the effective control of their owners.	Decline
22	Fees for refuse collection	51	Submits that rubbish and green waste should be free to dump if it is sorted	Fees are collected at refuse stations, so that they can operate for the district. This submission will be added to next year's Annual Plan and Long Term Plan. We also encourage you to submit again with regard to this.	Note

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22	Poultry keeping	48	Submits that roosters should be permitted to be kept in urban areas	Council notes that this is not in line with best practice to keep roosters, and poultry, in urban areas as it considered too noisy. Poultry is permitted in rural areas.	Decline
23	Vehicles on beaches	53	Submits that the use of beaches in NZ within the tidal zone cannot be restricted to selected activities	Thank you for the submission. The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Note
24	Horses on beaches	55	Submits that correct use of designated paths for horses is required rather than a complete ban	Horses are only proposed to be prohibited from any area where endangered birds are nesting, including demarcated dotterel areas; on any designated conservation area; any coastal vegetation or rehabilitation area or the sand dunes. Horses are still permitted on beaches in the district, as long as designated and/or formed access ways are used.	Note
26	Vehicles on beaches	57	Submits that there are many reasons why vehicle use on beaches should be minimised	Council notes that residents access the beach with vehicles for many reasons but vehicles not used responsibly on beaches can have a negative effect on the beach, beach users and dune systems. The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Note
27	Stray cats	58	Submits that Council ought to consider trapping these cats, or if Council would like assistance to do so in collaboration with OSCA	Unfortunately, stray cats are outside of the Council's remit with regard to Animal Control. Council is aware that other Council's such as Wellington have sought to deal with stray cats but it is administratively and financially very difficult to enforce and regulate, especially for small rural territorial authorities.	Decline

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27	Vehicles on beaches	59	Submits support for the vehicle prohibited area past the point where it says 'No Vehicles'	The Vehicle Prohibited Areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
28	Vehicles on beaches	60	Support speed restriction of vehicles on beaches	Council notes that vehicles need to be used responsibly on beaches, and 15km/hr will continue to remain the speed limit on beaches in the district.	Note
28	Vehicles on beaches	61	Requests that Council change Part 4 of the Bylaws to make it clear that using vehicles on Bryan's Beach will remain permitted	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part

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29	Consultation	62	Submits that Council has grass roots discussion with actual people who live here	<p>Thank you for your submission about the consultation process, and that Council has grass roots discussions with actual people who live here.</p> <p>The insertion to prohibit vehicles from beaches in the Draft Bylaws was done in order to resolve an appeal made against the District Plan by Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird against the Opotiki District Plan. Council resisted the appeals as at it considered having rules prohibiting vehicles from beaches inserted into the District Plan without any community consultation was not appropriate. As the insertion was part of a mediated agreement to resolve a District Plan appeal point there was no option but for Council to include the provision to prohibit vehicles from beaches and as such consultation was not carried out in the drafting of the bylaws.</p> <p>The consultation period on the Draft Bylaws was from December 2019 to February 2020, and had several formats. However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.</p>	Accept in principle
30	Vehicles on beaches	63	Disagrees with [not] being able to drive on the beach as it has an impact on being able to set long lines off the beach	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part

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31	Consultation	63	Submits that Council needs to have done more consultation with the public at large through more advertising and suggestions on the impact they will have	<p>Thank you for your submission. Council had a three month consultation period and used several formats to provide the opportunity to the public to submit on the Bylaws.</p> <p>The insertion to prohibit vehicles from beaches in the Draft Bylaws was done in order to resolve an appeal made against the District Plan by Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird against the Opotiki District Plan. Council resisted the appeals as at it considered having rules prohibiting vehicles from beaches inserted into the District Plan without any community consultation was not appropriate. As the insertion was part of a mediated agreement to resolve a District Plan appeal point there was no option but for Council to include the provision to prohibit vehicles from beaches and as such consultation was not carried out in the drafting of the bylaws.</p> <p>The consultation period on the Draft Bylaws was from December 2019 to February 2020, and had several formats. However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.</p>	Accept in principle

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31	Enforcement	64	Questions how Council will seek to enforce the Bylaws in the future	Council notes that residents' access and use the beach in different ways. The enforcement process won't be different from what was done for the previous set of Bylaws, and Council does look to the community to report breaches of the Bylaws when they occur. This can be done through the Antenno app, or calling the Council offices to place a customer service request.	Note
32	Council process	65	Submits Council to stop doing stupid things	Council has followed the Local Government Act s83 Special consultative procedure for the consolidated bylaws.	Note
33	Dog control	66	Does not agree that all dogs need to be kept on a leash or muzzled	The Dog Control Act requires that all dog owners across New Zealand must carry a leash when in a public place if the dog is with the owner, and the dog is not otherwise required to be controlled on a leash under the Act or any other enactment. This doesn't apply to working dogs which meet the definition of a working dog. The Bylaws provide areas for dogs to be exercised off-leash, but owners must still carry leashes. The Dog Control Act requires that any dog classed as dangerous or menacing must wear a muzzle in public.	Note
34	Freedom camping	69	Submits that council ban all freedom campers in the district in the interest of local residents	Central government seeks to promote freedom camping, as does the district council, provided that it is done so responsibly. We have put restrictions in place in relation to how many nights one can camp consecutively on our freedom camping sites, and during the busy times we actively monitor the council's freedom camping sites, morning and evening.	Decline

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36	Vehicles on beaches	71	Vehicle access should be permitted along Waiōtahe Beach to the Waioeka River mouth as this is an important food gathering place for people	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district. We don't envisage the Bylaws having an impact on food gathering practices.	Accept in part
36	Vehicles on beaches	72	Submits that Council police the speed limit along the beach	Council notes that vehicles need to be used responsibly on beaches, and 15km/hr will continue to remain the speed limit on beaches in the district. NZ Police are the authority responsible for monitoring and policing speed limits on any beach.	Note
36	Vehicles on beaches	73	Limit access of beaches to vehicles during the holiday period when the beach is at its busiest	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
39	Dog control	75	Part 9.4.2 should include the word people as too many dog owners just let their dogs run wild down the beach	Noted that safety toward people is also an important part of the bylaws. The Bylaw supplements, rather than duplicates, other dog owner obligations which includes those in the Dog Control Act (Section 57A Dogs rushing at persons, animals, or vehicles). If you're concerned about the behaviour of a dog, please notify our Animal Control team.	Note
40	Bylaw maps - beachfront properties	76	Questions why beachfront properties have been excluded from proposed vehicle prohibited areas	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to extend to dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Note

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43	Horses on beaches	80	Disagrees that horses should be prohibited from the Ōhiwa Harbour	Horses are only proposed to be prohibited from any area where endangered birds are nesting, including demarcated dotterel areas; on any designated conservation area; any coastal vegetation or rehabilitation area or the sand dunes. Horse prohibited areas also include the Ōhiwa Harbour mudflats and designated areas in the town centre. Horses are still permitted on beaches in the district, as long as designated and/or formed access ways are used.	Decline
46	Bylaw maps - Ōpape	81	Submits that the red line on the map ending short of the boat ramp at Ōpape should be amended to show clearly that the boat ramp is for launching boats only	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to extend to dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Decline
46	Vehicles on beaches	82	Submits that vehicles should continue to be prohibited from Ōpape Beach	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part

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49	Consultation - land owners	84	Submits that there has been no consultation with the landowners of the land blocks affected in this area	Thank you for your submission. The Bylaws were a mediated solution in response to appeals from Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird on the Opotiki District Plan. In an effort to avoid to having rules placed in the District Plan without any community consultation, the Consolidated Bylaws were used a mediated solution so that there could be some community consultation, and avoid the cost of an Environment Court case, which would have been passed on to the wider ratepayer. The consultation period on the Bylaws was from December 2019 to February 2020, and had several formats. However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.	Note
50	Vehicles on beaches	85	Submits that proposed vehicle prohibited areas are grossly excessive	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
50	Vehicles on beaches	86	The proposed vehicle prohibited areas should be reduced to those specific areas such as harbour estuary areas, mudflats, dotterel breeding areas and other specific designated areas such as sand dunes and the like with the exception of established access shafts	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part

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53	Beaches	90	Submits that the proposed vehicle prohibited areas would require new signage in designated parking areas to give effect to the restrictions and a gated barrier	Council notes that signs, fences and gates would be considered as far as practicable, but Council also relies on the public to access and use the beach responsibly, and for the public to inform Council when breaches of the Bylaw are identified.	Accept in principle
53	Vehicles on beaches	89	Supports the proposed vehicle prohibited area on beaches, particularly Ōhiwa Harbour, Ōhiwa Spit and Bryan's Beach	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
55	Vehicles on beaches	91	Submits that Council only allow vehicle access on the beach to be driven on the tide lines only	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
59	Consultation - hapū and iwi	93	Would submit that there is low turnout from māori landowners and would ask Council to consider the adverse impact of any proposed Bylaws on under-utilised Māori land	Council had a three month consultation period and used several formats to provide the opportunity to the public to submit on the Bylaws. The Bylaws were a mediated solution in response to appeals from Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird on the Opotiki District Plan. In an effort to avoid to having rules placed in the District Plan without any community consultation, the Consolidated Bylaws were used a mediated solution so that there could be some community consultation, and avoid the cost of an Environment Court case, which would have been passed on to the wider ratepayer. The consultation period on the Bylaws was from December 2019 to February 2020, and had several formats. However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process which includes better consultation with iwi and hapū, and māori landowners.	Note
59	Vehicle prohibited areas	94	Disagrees with the proposed vehicle prohibited area - Map 06, Omaramutu to Ōpape - as it may have possible negative effects on Māori land	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to apply to demarcated known dotterel areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept
61	Vehicles on beaches	95	Takes strong exception to the new proposed bylaws regarding vehicle prohibited areas, in particular at Ōhiwa spit and Bryan's beach	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
64	Vehicles on beaches	96	Does not agree that all vehicles should be banned on the beach	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
65	Dog control	98	Seek clarification of 9.4.2 as it is unclear how this requirement helps protect wildlife when it leaves the discretion to the owner as to whether or not their dog may be causing distress to wildlife and suggest that the council amends the wording to give effect to policy NH24 and Schedule 2A of the Operative Regional Coastal Environment Plan	Council notes that the dog prohibited areas are different across districts and appreciated the guidance provided. Part 9 of the Bylaws are intended to supplement, rather than duplicate, dog owner legislation such as the Dog Control Act.	Note
65	Dog control	99	Amend the bylaw maps to include any land identified in the District that is covered in the Conservation Act 1987; a national park constituted under the National Parks Act 1980 as these are just included in the Dog Control Policy currently and the Bylaws ought to include reference to DOC managed areas also	Council does not think that it is appropriate for dogs to be prohibited from these areas, and that the proposed dog prohibited areas are sufficient. Part 9 of the Bylaws are intended to supplement, rather than duplicate, dog owner legislation such as the Dog Control Act.	Decline
65	Vehicle prohibited areas	97	Supports the intent of the bylaw provisions but is seeking a consistent regulatory framework across territorial boundaries and recommends that additional vehicle prohibited areas to all dune and beach areas is included in the Bylaw, and would encourage Council to use the beach restricted categories that are used in the RCEP.	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated known dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Decline

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
66	Vehicle prohibited areas	100	Does not agree with the proposed vehicle prohibited areas as it has an impact on the ability to fish	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated known dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district. Council does not envisage that the Bylaws will have an impact on the ability to fish.	Note
68	Vehicles on beaches	101	Seeks that vehicles are banned from beaches altogether, with exceptions made for vehicles engaged in official duties and quad bikes used for the purposes of fishing	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
68	Vehicles on beaches	102	Submits that vehicles should be banned from Waiōtahe beach and Bryans beach	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Decline
70	Vehicle prohibited areas	105	Seeks that the access through the dunes is blocked as some have been created by SUVs	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated known to dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district. Access to the beach using vehicle must still be done by using formed access ways	Note
70	Vehicles on beaches	104	Seeks that the 2008 Bylaw is extended to Waiaua River mouth, total ban of vehicles	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
72	Beaches	107	Supports the beach bylaw as it is consistent with national and regional policy direction	Thank you for the submission. Vehicle prohibited areas have been amended to cover dotterel nesting areas, and two-wheeled motorcycles have been banned from beaches in the district.	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
72	Bylaw maps - beaches	112	Maps need to be amended to provide certainty, and the prohibited areas should be extended to MLWS	Agreed that it is necessary to amend the maps to provide certainty. Council has amended the vehicle prohibited areas to cover dotterel nesting areas, and has prohibited two-wheeled motorcycles from beaches in the district.	Decline
72	Bylaw maps - beaches	119	Submits that vehicle prohibited areas should extend to MLWS and the sites at Waiaua should be joined	Agreed that it is necessary to amend the maps to provide certainty. Council has amended the vehicle prohibited areas to cover dotterel nesting areas, and has prohibited two-wheeled motorcycles from beaches in the district.	Decline
72	Dog control	113	Amend the Dog Control Policy and Bylaw to remove hunting dogs from the definition of working dogs	At the Ordinary Council meeting on 23 April 2019, Council resolved that hunting dogs that are kept solely or principally for the purposes of hunting game by a person undertaking legal hunting activities, and that have completed avian awareness and aversion training, be declared to be working dogs for the purposes of the Dog Control Act 1996. The Bylaw supplements, rather than duplicates, other dog owner obligations which includes those in the Dog Control Act (Section 57A Dogs rushing at persons, animals, or vehicles). If you're concerned about the behaviour of a dog, please notify our Animal Control team.	Decline
72	Dog control	114	Seeks that the opening sentence of the Dog Control Policy is rewritten to the following: "Dog control is regulated by the Dog Control Act 1996, the purpose of which is to provide for better care and control of wild dogs so that they do not injure, distress or disturb people, animals and protected wildlife", or otherwise use the same wording as in the bylaw itself	Understands the rationale behind having the same wording in the policy and the bylaws and will seek that consistency.	Accept
72	Dog control	115	Dogs should be excluded from identified ground nesting breeding areas outside of public conservation land	Has now been included in the Bylaw	Accept

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
72	Dog control	116	Would support a consistent approach to the identified bird nesting areas so that vehicles, horses and other animals, and dogs, are excluded	Maps have been updated, and dogs are prohibited and we will look to demarcate these areas on the ground in due course	Accept in part
72	Dog control	117	Support excluding Hukutaia Domain from dog exercise areas	Thank you for the submission. Hukutaia Domain will continue to be a Dog Prohibited Area.	Note
72	Dog control	118	Submits that all of the proposed vehicle prohibited areas should be included as dog prohibited areas, including the bed of Ōhiwa Harbour and Waiōtahe estuary	Considers that the requirement for owners to maintain control of dogs is sufficient, as stated in the Dog Control Act.	Decline
72	Enforcement	108	Submits that the bylaw should be under s 146 (b) (vi) of the Local Government Act b) <i>of managing regulating against, or protecting from damage, misuse, or loss, or for preventing the use of the land structures or infrastructure associated with (iv) reserves, recreation grounds, or other land under the control of the territorial authority</i>	Council has taken written the Bylaws in accordance with the Local Government Act and has drafted the Bylaws accordingly.	Decline
72	Enforcement	109	Seeks that Council enable warranted officers (who should be included under the definition of enforcement officers as set out above) to act without police involvement where that is practicable	Thank you for the submission. Council does have a warranted officer and acts as far as practicable.	Note
72	Enforcement	110	Continues to seek rules in the District Plan as the most efficient way to enable infringement notices without resorting to any other agency	Thank you for the submission. This is outside the remit of the Bylaws.	Note
72	Horse prohibited area	111	Supports the proposed horse prohibited area from the bed of Ōhiwa Harbour, Ōhiwa mudflats, Waiōtahe estuary and bird nesting areas	Thank you for the submission. Vehicles, dogs and animals are prohibited from demarcated dotterel nesting sites.	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
72	Vehicle prohibited areas	106	Seeks clarification on whether the public places bylaw applies on beaches and, if so, seeks that wheeled recreational devices should be prohibited in bird nesting areas	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated known dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district. Part 4 (Beaches) of the Bylaw should be used when considering beaches in Opotiki district.	Note
73	Aircraft	126	Seeks clarification on the definition of aircraft in relation to drones and recommends that specific policy is included on how and where drones can be used	Thank you for your submission on the Draft Consolidated Bylaws. Ōpōtiki District Council has a drone policy, which can be found on the ODC website: https://www.odc.govt.nz/Pages/default.aspx	Note
73	Bylaw maps - beaches	122	Clarify wording and associated maps to extending all vehicle prohibited areas to include down to MLWS	Agreed that it is necessary to amend the maps to provide certainty. Council has amended the vehicle prohibited areas to cover dotterel nesting areas, and has prohibited two-wheeled motorcycles from beaches in the district.	Accept in part
73	Bylaw maps - dog control	129	Seeks clarity that dog prohibited areas extend down to MLWS, as submitted for vehicle prohibited areas	Dogs aren't being prohibited in the areas described in the submission. Dog prohibited areas are described in the Bylaw and also include any known dotterel area.	Note
73	Control of animals	124	Supports ODC decision to exclude horses from areas identified as nesting bird areas, sand dunes and coastal vegetation or rehabilitation areas	Thank you for the submission	Note
73	Definitions	123	Clarify wording associated with definitions of vehicles for prohibited beach areas to include all terrain (or similar) vehicles, motorcycles and e-powered cycles	The definition of vehicle is taken from the Land Transport Act to ensure the definition of vehicle remains the same across legislation, and definitions can be found at the beginning of the Consolidated Bylaws.	Note
73	Dog control	130	Include Waiōtahe beach dotterel nesting area as a Dog Prohibited Area	Considers that the requirement for owners to maintain control of dogs is sufficient, as stated in the Dog Control Act.	Decline

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
73	Dog control policy	126	Amend wording associated with DOC land described within East Coast Hawkes Bay Conservancy' and recommends "Only permitted hunting dogs, guide dogs and dogs used for special services may be taken onto public conservation land. All other dogs are banned. On PCL, within Opotiki district, no dogs are permitted in any scenic reserve conservation or forest park (including Raukumara), or any named conservation areas (including but not limited to Urutawa, Waioeka Conservation Area) unless owners have obtained an appropriate permit from the Department of Conservation"	Wording has been amended.	Accept
73	Dog control policy	127	Amend wording to better recognise the change of status associated with the Te Uruwera no longer being a National Park	Wording has been removed from the policy	Accept
73	Dog control policy	128	Clarification is sought regarding statements pertaining to avian aversion training allowing hunting dogs to be registered as a 'working dog'. Seeks clarification through the Bylaw and Dog Control Policy that working dogs are specifically unable to enter dog prohibited areas associated with shore bird nesting sites	At the Ordinary Council meeting on 23 April 2019, Council resolved that hunting dogs that are kept solely or principally for the purposes of hunting game by a person undertaking legal hunting activities, and that have completed avian awareness and aversion training, be declared to be working dogs for the purposes of the Dog Control Act 1996. The Bylaw states that dogs are prohibited from Waiotahi Spit (dotterel breeding area) and Waiaua Spits. The Bylaw and Dog Control Act also requires dog owners to control their dogs if it is likely to cause distress to any stock (including horses), other domestic animal, or protected wildlife.	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
73	Dog prohibited area	127	Supports Council's decision to prohibit dogs from identified dotterel nesting areas.	Thank you for the submission. Dogs are prohibited from several locations in the district, including demarcated dotterel nesting areas. The Bylaw and the Dog Control Act requires that every dog must be kept on a leash if it is likely to injure, endanger, or cause distress to any stock (including horses), other domestic animal, or protected wildlife.	Note
73	Dog prohibited area	128	Amend wording to incorporate the reality that the shapes of sand spits may change course over the extended period of the bylaw	Rather than amend the wording, Council has resolved to review the Bylaw in five years' time to address the concerns.	Decline
73	Dog prohibited area	131	Amend dog prohibited areas of Ōhiwa spit from the internal walking track to the tip of Ōhiwa spit as a Dog Prohibited area	Thank you for the submission. Dogs are prohibited from several locations in the district, including demarcated dotterel nesting areas. The Bylaw and the Dog Control Act requires that every dog must be kept on a leash if it is likely to injure, endanger, or cause distress to any stock (including horses), other domestic animal, or protected wildlife.	Decline
73	Dog prohibited area	124	Amend dog prohibited area to include the Ōhiwa mudflats to match the shape of vehicle prohibited area. This mapped area should include Whangakopikopiko Wildlife Management Reserve and Pataua Scientific Reserve as prohibited dog areas for public convenience	Thank you for the submission. Dogs are prohibited from several locations in the district, including demarcated dotterel nesting areas. The Bylaw and the Dog Control Act requires that every dog must be kept on a leash if it is likely to injure, endanger, or cause distress to any stock (including horses), other domestic animal, or protected wildlife.	Decline
73	Dog prohibited area	125	Amend dog prohibited areas to include the western end of Waioeka river mouth in front of Huntress Creek Conservation Area as a proactive measure for considerations that dotterels nesting on the eastern end of Waioeka river will shift to the west following the possible construction of the Opotiki harbour	Thank you for your submission. As part of the resource consent Council has been granted for the Harbour, once land has been created as required by the consent conditions related to harbour development, the Bylaw can be updated accordingly.	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
73	Dog prohibited area	123	Amend the two dotterel nesting areas on the east of the Waiaua river mouth to incorporate a larger dog prohibited area	Dogs are prohibited from several locations in the district, including demarcated dotterel nesting areas. The Bylaw and the Dog Control Act requires that every dog must be kept on a leash if it is likely to injure, endanger, or cause distress to any stock (including horses), other domestic animal, or protected wildlife.	Decline
73	Vehicle prohibited areas	120	Supports ODC decision to prohibit vehicles on beaches which are identified as dotterel nesting areas and IBDA A sites for the purpose of protecting coastal ecosystems and threatened shorebirds	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated known dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district. Part 4 (Beaches) of the Bylaw should be used when considering beaches in Opotiki district.	Note
73	Vehicle prohibited areas	121	Submits that council amend the wording to incorporate the reality that the shapes of sand spits will change course over the extended period of the bylaw, so the vehicle prohibited area require flexibility to match any changes of the shape of the sand spits	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated known dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district. Council will review and update the maps in the Bylaws in five years' time.	Note
73	Vehicle prohibited areas	125	Amend the shape of the Waiōtahe spit dotterel nesting area to reflect that the nesting site has extended more to the west of this spit and may continue to do so as a result of coastal erosion	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated known dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district. Council will review and update the maps in the Bylaws in five years' time.	Note
74	Vehicles on beaches	129	Submits that Council works to educate the community about the effects of vehicles on beaches, and maintains an ongoing dialogue that involves meetings with council officers, community organisations, elected ward councillors, the Mayor and resident	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in principle

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
75	Vehicles on beaches	130	Would like to see the existing rules to vehicles on beaches maintained	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
76	Consultation	131	Questions why the proposed [Bylaw] changes were not brought up before the last elections	Thank you for your submission. Local government bylaws are required to be reviewed as per the Local Government Act, rather than specifically being in line with local government elections. In this situation, the Bylaws were a mediated solution in response to appeals from Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird on the Opotiki District Plan. In an effort to avoid to having rules placed in the District Plan without any community consultation, the Consolidated Bylaws were used a mediated solution so that there could be some community consultation, and avoid the cost of an Environment Court case, which would have been passed on to the wider ratepayer. The consultation period on the Bylaws was from December 2019 to February 2020, and had several formats. However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.	Note
77	Pest control	133	Submits that there need to be a community response to pest control in the Huntress Creek wetland area	Thank you for the submission. This is currently outside of the remit of the bylaws, but the resource consent granted for the development of the harbour has a condition that requires council create a 1ha area of land in this Huntress Creek area for habitat creation and preservation.	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
77	Vehicles on beaches	132	Strongly in favour of all proposed, prohibited vehicle areas on Ōpōtiki district beaches	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Note
78	Beekeeping	134	<i>Supports proposed bylaw 8.6.1 where a council officer may prescribe conditions relating to the location and number of hives able to be kept on any premises or place in an urban area, for the urban area where the siting and manipulating of beehives may impact on neighbours</i>	Thank you for the submission, and for your support of the section.	Note
80	Dog prohibited areas	135	Would like to see prohibition of wandering dogs in identified dotterel nesting sites	Dogs are prohibited from several locations in the district, including demarcated dotterel nesting areas. The Bylaw and the Dog Control Act requires that every dog must be kept on a leash if it is likely to injure, endanger, or cause distress to any stock (including horses), other domestic animal, or protected wildlife. The Bylaws have also been amended to prohibit dogs from any known dotterel nesting area.	Accept
85	Vehicles on beaches	138	Does not support the banning of vehicles on beaches, specifically Ōhiwa Harbour entrance	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
87	Council data storage	139	Submits that the council provide information in relation to data storage, data protection, and data distribution.	Thank you for your submission. This is outside of the remit of the Bylaws, but anyone is entitled to make LGOIMA requests at any time.	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
88	Alcohol control	144	Submits that an alcohol ban should be applied to all public reserves and beaches within the district	Council considers the proposed alcohol prohibited areas to be sufficient. NZ Police provide input into Alcohol Ban Areas based on applicable and relevant statistics that relate to alcohol use in public spaces. It doesn't prohibit alcohol on private properties, or apply to places or activities which are covered by a licence issued under the Sale and Supply of Alcohol Act 2012.	Decline

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
88	Consultation - hapū and iwi	140	Submits that council should have undertaken a full and transparent consultation with the community that clearly shows the [Dog Control] policy changes, the implication of the [Dog Control] policy changes and the impact on the rights of the people as a result of the policy changes	<p>Thank you for your submission. Council had a three month consultation period and used several formats to provide the opportunity to the public to submit on the Bylaws.</p> <p>The insertion to prohibit vehicles from beaches in the Draft Bylaws was done in order to resolve an appeal made against the District Plan by Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird against the Opotiki District Plan. Council resisted the appeals as at it felt having rules prohibiting vehicles from beaches inserted into the District Plan without any community consultation was not appropriate.</p> <p>As the insertion was part of a mediated agreement to resolve a District Plan appeal point there was no option but for Council to include the provision to prohibit vehicles from beaches and as such consultation was not carried out in the drafting of the bylaws.</p> <p>The consultation period on the Draft Bylaws was from December 2019 to February 2020, and had several formats.</p> <p>However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.</p>	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
88	Consultation - hapū and iwi	141	Submits that no information was shared at the beginning of the consultation process with hapū and the consultation process is not adequate	Thank you for your submission. The Consolidated Bylaws were a mediated solution to appeals from Bay of Plenty Regional Council, Department of Conservation and Eastern Branch of Forest and Bird to the Opotiki District Plan. To avoid having rules placed in the district plan without any community consultation, the Consolidated Bylaws were used as a mediated solution to provide some community consultation, and avoid the cost of an Environment Court case, which would have been passed onto the wider ratepayer. The consultation period on the Bylaw was from December 2019 to February 2020. Council has resolved to review the Bylaws in five years, and will seek to have a more thorough and comprehensive consultation process, including with iwi and hapū.	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
88	Skateboard areas	142	Does not agree with the proposed skateboard exclusion areas around the CBD as the zones have not been developed with full consultation	Thank you for your submission. Council has resolved to retain the Skateboard Prohibited Area in the Consolidated Bylaws - they have been carried over from the 2008 Public Places Bylaw. We note your comment around the zones not being developed with full consultation. The Bylaws were a mediated solution in response to appeals from Bay of Plenty Regional Council, Department of Conservation and Eastern Bay Branch of Forest and Bird on the Opotiki District Plan. In an effort to avoid to having rules placed in the District Plan without any community consultation, the Consolidated Bylaws were used a mediated solution so that there could be some community consultation, and avoid the cost of an Environment Court case, which would have been passed on to the wider ratepayer. The consultation period on the Bylaws was from December 2019 to February 2020, and has many formats. However, Council has resolved to review the Consolidated Bylaws in five years' time, and will seek to carry out a more thorough and comprehensive consultation process.	Decline
88	Skateboard areas	143	Submits that children should be taught about behaviour management of safe skateboard usage in public areas	Thank you for your submission. We agree with your submission, and will work toward creating educational resources about the Bylaws for the district.	Accept
88	Vehicle prohibited areas	145	Submits that vehicle prohibited areas over Tōrere should be withdrawn from the bylaw	Vehicle prohibited areas have been removed from Tōrere. Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw. Vehicles are prohibited from demarcated dotterel nesting areas. Two-wheeled motorcycles are going to be prohibited from beaches in the district.	Accept

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
90	Vehicles on beaches	146	Does not support prohibiting vehicles on beaches as it hinders being able to bring vehicles down to the beach in an emergency, or those with mobility issues to be able to view the beach	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
10, 34	Vehicles on beaches	23	Agrees that dotterel areas should be a "no-go" area for vehicles	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept
10, 46	Consultation - hapū and iwi	22	Questions whether Council has consulted with hapū and iwi on proposed vehicle prohibited areas on beaches	Thank you for your submission. The Consolidated Bylaws were a mediated solution to appeals from Bay of Plenty Regional Council, Department of Conservation and Eastern Branch of Forest and Bird to the Opotiki District Plan. To avoid having rules placed in the District Plan without any community consultation, the Consolidated Bylaws were used as a mediated solution to provide some community consultation, and avoid the cost of an Environment Court case being passed onto the wider ratepayer. Council has resolved to review the Bylaws in five years' time, and consultation, including that with iwi and hapū, will be more comprehensive and thorough in the future.	Note
11, 55	Vehicles on beaches	27	Agrees that vehicles shouldn't be used on dunes	The vehicle prohibited areas have been amended to match those in the 2008 Beach Bylaw, and demarcated dotterel nesting areas in the district. Two-wheeled motorcycles are prohibited from beaches in the district.	Note
12, 31	Vehicles on beaches	29	Does not agree that all vehicle access to the beach should be limited	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
13, 39, 49	Vehicles on beaches	31	Submits that vehicles should be prohibited from dotterel dunes areas and dunes in general	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
18, 34	Vehicles on beaches	42	Agree with current [vehicle] restriction from Appleton Road to the poles past the surf club	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
2, 62, 71	Vehicles on beaches	4	Requests a total ban on all motor vehicles, i.e., quad bikes; motor bikes and SUVs from Waiōtahe Spit to Ōhiwa Spit with an exception for emergency vehicles only	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Decline
22, 25	Refuse bins	50	Submits that there needs to be more rubbish bins in public areas	Not in line with Council Zero Waste Policy, however we recommend that you consider making a submission on Council's Annual Plan and Long Term Plan with regard to this matter	Note
23, 34, 40	Vehicles on beaches	52	Disagrees with the banning of motorised vehicles between MHWS and MLWS tide	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
24, 31, 38	Vehicles on beaches	54	Submits that there needs to be some form of control over vehicle use on beaches so that people may continue to use their vehicles for recreational purposes, such as gathering firewood, recreational fishing, kontikis	The vehicle prohibited areas have been amended to match those in the 2008 Beach Bylaw, and demarcated dotterel nesting areas in the district. Two-wheeled motorcycles are prohibited from beaches in the district. These updated rules are not envisaged to have an impact on recreational activities such as gathering firewood, recreational fishing or kontikis	Accept in part

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
25, 29, 89	Vehicles on beaches	56	Does not support the bylaw banning vehicles on Ōpōtiki beaches	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Note
33, 37	Vehicles on beaches	67	Submits that areas used for nesting and habitats are fenced off so vehicles cannot have an effect on them	Vehicle prohibited areas in the Bylaws have been amended to match those in the 2008 Beach Bylaw and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited on beaches in the district. Council will seek to facilitate education programmes in the future about beach ecosystems and habitats, and responsible beach use.	Accept in principle
34, 38	Vehicles on beaches	68	Vehicles should be banned from the Ōhiwa mud flats	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
35, 41, 86	Vehicles on beaches	70	Submits that vehicles should continue to be prohibited from Tirohanga Beach between the campground and Kelly's Beach access	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
37, 89	Vehicles on beaches	74	Submits that vehicles should be permitted so that fishing gear can be brought down to the beach	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district. Council envisages that this should still enable one to bring fishing gear down to the beach.	Accept in part

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
41, 74	Vehicles on beaches	77	Would support signs at all vehicle-prohibited beaches advising the rules and 15km/hr speed limit	15km/hr will continue to remain the speed limit on beaches in the district. NZ Police is the authority responsible for policing speed limits on any beach in NZ. Council will also work toward incorporating signage along beaches, but notes that it does rely on the public to use beaches responsibly and inform Council of any Bylaw breaches that may be occurring.	Note
42, 44, 49, 60	Vehicles on beaches	79	Disagree with restricting vehicle access to the mouth of the Waioeka river	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
42, 45	Vehicles on beaches	78	Disagree with closing vehicle access to the mouth of the Mōtū river	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
47, 48, 52, 54, 67, 91, 92	Vehicles on beaches	83	Opposes vehicle prohibited access for Waiotahi Beach	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and now includes dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
51, 79, 80	Vehicles on beaches	87	Strongly supports vehicle prohibition in areas that have been identified as Indigenous Biodiversity Areas A and dotterel nesting site	Thank you for your submission. Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and now includes dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Note
52, 54	Bylaw maps - Waiōtahe beach	88	Seeks to know why the area along Waiōtahe Drifts subdivision to the river mouth is being targeted when the rest of the beach is not apart from the dotterel breeding area	The vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and to extend to dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Note

Submission no/s:	Topic	Topic number	Question/Decision requested	Council response	Council decision
57, 58, 63	Vehicles on beaches	92	Disagrees with the blanket ban over Waiotahi Beach	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
69, 81	Vehicle prohibited areas	103	Submits that the bylaws should exclude vehicles but not horses or fisherman on quads) from Tirohanga Stream to Waiaua river mouth	Vehicle Prohibited Areas have been amended to match those in the 2008 Beach Bylaw. Vehicles are prohibited from demarcated dotterel nesting areas. Two-wheeled motorcycles are going to be prohibited from beaches in the district.	Accept in part
82, 83, 84	Vehicles on beaches	136	Does not support the banning of quad bikes on Waiotahi Beach	Vehicle prohibited areas have been amended to match those proposed in the 2008 Beach Bylaw, and demarcated dotterel nesting areas. Two-wheeled motorcycles have been prohibited from beaches in the district.	Accept in part
82, 83, 84	Vehicles on beaches	137	Proposes that [vehicle users on beaches] must have a full license or be at least 18 years old	Council notes that this is not within Council's remit as a territorial authority. It would fall to NZ Police and NZTA to administer this policy. However, all of the agencies rely on the public using the beaches responsibly and notifying them of any breaches that occur.	Decline

**Comment threads from post on Ōpōtiki District Council Facebook page
5 December 2019 and 20 February 2020**

Thursday 5 December 2019



Opotiki District Council
5 December 2019 · 🌐

Council has reviewed the district's bylaws and Dog Control Policy as required under legislation and now wants your feedback on the proposed changes.

Bylaws are rules made by local authorities that affect how people live, work and play. They help councils manage problems or issues that are considered significant in a local area in a way that best meets the community's needs.

A full copy of the draft proposed consolidated bylaw and Dog Control Policy and Statement of Proposal is on our website and you can also view copies at our office and the Ōpōtiki Library.

Consultation closes 4pm, Friday, 28 February 2020.

<https://www.odc.govt.nz/our-council/consultation/Pages/Review%20of%20Opotiki%20District%20Council%20Bylaws%20and%20Dog%20Control%20Policy.aspx>




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Review of Opotiki District Council Bylaws and Dog Control Policy - Opotiki District Council

👍 1 2 comments 2 shares

👍 Like 💬 Comment ➦ Share 🌐

Oldest

 **Sid Thompson**
Bobette lets have a look at this and add our 5c
Like · Reply · 26 w

 **Julie Deeley**
Looks fine to me as long as you can cross Church perpendicularly. Also there are too many accompanied but unleashed dogs walking the streets so clearly more education and enforcement is in order.
Like · Reply · 25 w



Opotiki District Council

20 February at 11:01 · 🌐



Ōpōtiki Mayor, Lyn Riesterer is encouraging more feedback on our Bylaws review with consultation closing soon.

Proposed changes include extending areas where horse riding and vehicles will be prohibited on beaches in the district (areas like dotteral breeding sites), some stricter rules around animal control and an easing of rules around shop signage so they are more practical to use and enforce.

Will the changes effect you?

<https://www.odc.govt.nz/.../Last-chance-to-have-your-say-on-t...>



ODC.GOV.T.NZ

Last chance to have your say on the Bylaw review - Opotiki District Council

👍👎❤️ 22

35 comments 6 shares

All comments ▾



Write a comment...



Author

Opotiki District Council Our reply yesterday originally stated these areas would all be in the dunes area. This was incorrect and we apologise for that. Apologies. The proposed area extends to the mean low water springs (low tide line). These areas came about following District Plan appeals after Forest and Bird wanted a...
[See more](#)



ODC.GOV.T.NZ

Statement of Proposal Consolidated Bylaw and Dog Control Policy 2019 -...



Like · Reply · 1w · Edited

👍👎❤️ 2



Cynthia Murray Wow prohibiting horse riding on beaches and vehicles too .
 Instead of prohibiting why don't you have management plan in place and set rules around both horses and vehicles on beaches they must adhere too.

Like · Reply · 1w



Author

Opotiki District Council Hi Cynthia Murray - thanks for your feedback. I have updated the post to make it clearer that the proposed prohibition would apply to areas identified as "Indigenous Bio-Diversity Areas" (places like known dottedal breeding sites). You can see a map of these areas on the page.

Like · Reply · 1w



Cynthia Murray Opotiki District Council thanks for that

Like · Reply · 1w



Write a reply...



Courtney Andrews Can't find a map that shows - * Add Ōhiwa Harbour mudflats to the list of areas where horse riding is prohibited to protect sensitive habitats and prevent disturbance to mudflat life and potential contamination of shellfish beds.

Like · Reply · 1w



Author

Opotiki District Council Hi Courtney Andrews. Thanks for reading the Bylaws review and thinking about how some of the proposals may effect you and your family. Here's a link to the online submission form so your questions and ideas can be presented to Council before they make their decisions:
<https://www.odc.govt.nz/.../Review-of-Opotiki-District...>



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Review of Opotiki District Council Bylaws and Dog Control Policy...



Like · Reply · 1w



Courtney Andrews Can't find a map that shows - * Add Ōhiwa Harbour mudflats to the list of areas where horse riding is prohibited to protect sensitive habitats and prevent disturbance to mudflat life and potential contamination of shellfish beds.

Like · Reply · 1w



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Review of Opotiki District Council Bylaws and Dog Control Policy...



Like · Reply · 1w



Sarah Kingi So you are saying, we won't be able to drive along the beach at all? Pull your bloody heads in!! What absolute rubbish!

Like · Reply · 1w · Edited



Author

Opotiki District Council Thanks for your feedback Sarah. I have changed the wording in the post so it is clear that the prohibition would apply to areas identified as "Indigenous Bio-Diversity Areas" (places know known dotteral breeding sites). You can see a map of these areas on the page.

Like · Reply · 1w



Nicky Mekomoko hardout aunt thats just our lifestyle down here horse riding on beaches, taking the kids to the bar for fishing even the dogs for run on the beaches too!

Like · Reply · 1w



Write a reply...





Auhi Koopu Does this mean that we cannot drive anywhere along the maraenui beach?



Like · Reply · 1w



Author

Opotiki District Council Hi Auhi Koopu Our reply yesterday originally stated these areas would all be in the dunes area. This was incorrect. The proposed area extends to the mean low water springs (low tide line). These areas came about following District Plan appeals after Forest and Bird wanted a rule included in the District Plan banning vehicles on beaches in our District. We wanted the public to have the opportunity to submit but that was not possible as part of the appeal process. Therefore a mediated solution was reached with Forest and Bird, DOC and Regional Council that areas would be marked on the draft Bylaws for public consultation thus saving additional costs for our ratepayers and community. Going through the Environment Court – where a judge would have made the decision for us – can be very costly. This way after all submissions are taken into consideration the final decisions will be made by Ōpōtiki's Councillors.

Council encourages you to read more on Council's Bylaw Review page (see Part 4 Beaches in the full draft proposed Consolidated Bylaws document for vehicle prohibited area info).

<https://www.odc.govt.nz/.../Statement-of-Proposal...>



ODC.GOV.T.NZ

Statement of Proposal
Consolidated Bylaw and Dog...



Like · Reply · 1w · Edited



Jim Robinson Opotiki District Council Thank you, the clarification on maintaining tidal zone access is important: I was looking at the maps and thinking - that's harsh on horse riders who ride the beach. IMO it would be clearer to also mark approved access areas on the maps, rather than only marking prohibitions. Also, I regularly see horse riders parking to ride from the Pipi beds and from the SH2 Waiotahe bridge area, it feels like part of what's special here, but from what I can work out on the maps their beach access would be stopped from these points? If so IMO that needs working through.

Like · Reply · 1w



Julie Deeley Opotiki District Council can you please quote the text you refer to allowing vehicles on tidal areas of prohibited area? I've had a skim through and can't find that distinction.

Like · Reply · 1w



Author

Opotiki District Council Hi Jim Robinson Our reply yesterday originally stated these areas would all be in the dunes area. This was incorrect. The proposed area extends to the mean low water springs (low tide line). These areas came about following District Plan appeals after Forest and Bird wanted a rule included in the District Plan banning vehicles on beaches in our District. We wanted the public to have the opportunity to submit but that was not possible as part of the appeal process. Therefore a mediated solution was reached with Forest and Bird, DOC and Regional Council that areas would be marked on the draft Bylaws for public consultation thus saving additional costs for our ratepayers and community. Going through the Environment Court – where a judge would have made the decision for us – can be very costly. This way after all submissions are taken into consideration the final decisions will be made by Ōpōtiki's Councillors.

Council encourages you to read more on Council's Bylaw Review page (see Part 4 Beaches in the full draft proposed Consolidated Bylaws document for vehicle prohibited area info).

<https://www.odc.govt.nz/.../Statement-of-Proposal...>



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Statement of Proposal Consolidated Bylaw and Dog...



Like · Reply · 1w



Jim Robinson I have submitted. If I understand what is being proposed correctly, I do not agree. I fully agree with protection of dotteral nesting areas but protecting those relatively small areas should not entail a blanket ban along a large area of the ocean front. If we're going to ban an activity like horse riding from the open sand — where does prohibition stop? Ebikes class as vehicles, there's another conundrum.

Like · Reply · 1w



Write a reply...





Jay Horse riding on beaches prohibited?! GTFO! Who is the paper pusher thinking up all this crap? Vehicles on beaches too? Ridiculous!!!

Like · Reply · 1w



Author

Opotiki District Council Thanks for your feedback Jay and you are quite right - I have changed the wording in the post so it is clear that the prohibition would just apply to areas identified as "Indigenous Bio-Diversity Areas" (places known dotteral breeding sites). You can see a map of these areas on the page.

Like · Reply · 1w



Cynthia Murray Opotiki District Council thanks for clearing that and yes makes sense to prohibit around these areas

Like · Reply · 1w



Jay Thanks for that, all I seen was our kids backyard playground being taken away from them.

Like · Reply · 1w · Edited



Write a reply...



Courtney Andrews Question is this manageable??? Do we expect our kids to ride with a plastic bag stop and collect Or.....may require a rethink a little bit on this to be realistic* Amend the clause regarding the removal of horse manure to require that the person in control of any horse in a public place remove or safely dispose of any manure deposited by that horse as soon as practicable?

Like · Reply · 1w



Lyn Lyn Riesterer Morena Doogs, I appreciate your concerns but this was passed unanimously by Council in July to go ahead for consultation...we highlighted this at the pop up shop and in the paper plus two FB requests so that we could get more submissions...so put in your submissions!

Like · Reply · 1w



Courtney Andrews Wondering has consultation regarding the harbour been discussed specifically with Upokorehe, at iwi hui? As some kaumatua who still gather their Kai utilise 4x4 ect.



Like · Reply · 1w



Guy Mayo Think the horse has already bolted on this. 4WD bogans have pretty much destroyed the dunes at Waitoaha beach.

Like · Reply · 1w



Doogs Howe The vehicle ban in front of the drifts to the bar and also to the floodgates.

You are taking away peoples lifestyle gathering wood, whitebaiting, fishing and alot of other things and to make a submission you have to click on 3 or so pages just to get there to write this submission why cant you make it really simple with one link taking you straight there to submissions no wonder people dont put submissions in.

We as people from Opotiki voted our councillors in so before even advertising these bylaws i think you should have to put them through a council meeting with the councillors before even putting them out to the public, we cant have the council staff putting these bylaws ideas in because some of the management dont even live in Opotiki so i think you should put all this crap through council meetings so the peolle we voted in can have the say on behalf of the people.

Cheers

Like · Reply · 1w



Lyn Lyn Riesterer Doogs Howe following on from my comment already - this means that Barry Howe, Shona Browne and myself knew about this information last year...being the three remaining Councillors from that time!

Like · Reply · 1w



Nola Morgan Todd Morgan

Like · Reply · 1w



Nik Lowther Sharon Lowther

Like · Reply · 1w



Nik Lowther David Rendall

Like · Reply · 1w

Write a comment...

Comment thread from different posts on Ōpōtiki Community Notices Facebook Page, both Thursday 20 February 2020

Post 1

 **Carl Sutherland** shared a link.
20 February at 22:17



ODC.GOV.T.NZ
Statement of Proposal Consolidated Bylaw and Dog Control Policy 2019 - Opotiki District Council

7 comments

 Like  Comment

 **Daryl Sheffield** thanks for posting
Like · Reply · 1w

 **Carl Sutherland** All good Daryl Sheffield. We all need to put in a submission for this no matter how we feel. Posting on facebook is not going to be heard. But they do need to make it easier for people to put in a submission.
Like · Reply · 1w

 **Linda Sands** Lori Ash
Like · Reply · 1w  1

 **Maureen Simonsen** Is there a shortened version?
Like · Reply · 1w

 **Carl Sutherland** Ha no there isnt sorry Maureen Simonsen. If you go onto the ODC website you can find everything there. Hard to follow and the submission form is a little hard to find to but it is there. I understand that there are hardcopies at the ODC office
Like · Reply · 1w

 **Maureen Simonsen** Carl Sutherland thanks for the advice.
Like · Reply · 1w

 **Julie Deeley** Maureen Simonsen direct link to submission form here: <https://www.odc.govt.nz/.../Review-of-Opotiki-District...>

 ODC.GOV.T.NZ
Review of Opotiki District Council Bylaws and Dog Control Policy...

Like · Reply · 1w

 Write a reply...    

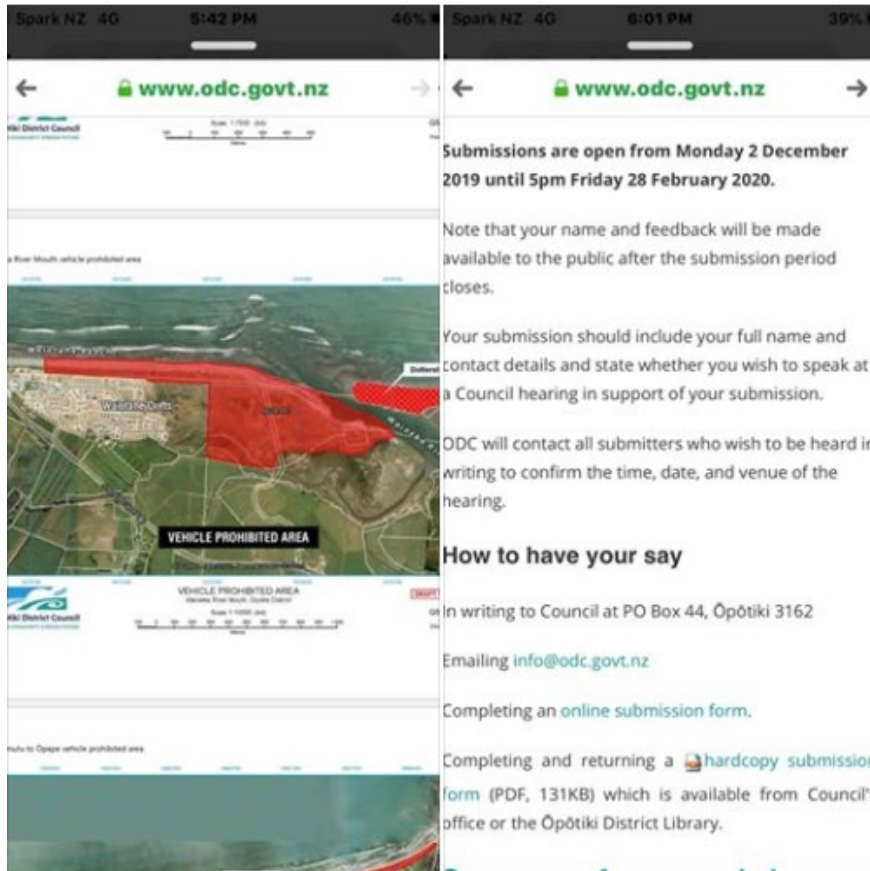
Post 2



Karen Standen

Visual storyteller · 20 February at 19:35

This is the proposed area on Waiotaha Beach that Vehicles will not be allowed. Please have your say. ODC submissions close 28th Feb



53

186 comments

Like

Comment



Jay Opotiki Council, please advise if this is the same case Auhi pointed out? Based on the highlighted zone it looks as though the entire beach is a no go zone ? You need to be more specific when identifying these zones!

Like · Reply · 1w



^ Hide 11 replies



Johnno Greg Admin - this is a closed group so is anyone from Council here? Perhaps tag [Louis Rapihana](#) and [Lyn Riesterer](#) and [Steve Nelson](#). Who else?

Like · Reply · 1w



Steve Nelson Hi Guys, thanks for the tag! I had no idea of this... I will be asking questions! Cheers

Like · Reply · 1w



Paul Hough So how has something that cuts deep as this get past our councillors ?

Like · Reply · 1w



Sue Poole [Shona Browne](#) [Deborah Hocart](#)

Like · Reply · 1w · Edited



David Moore [Johnno Greg](#) It's the first time I have seen this map or submission. I'm sure Steve, Barry and myself will be asking questions at the next meeting. David

Like · Reply · 1w



Louis Rapihana Kia ora Whānau as David has stated this is the first we have heard of this going out however it isnt unusual for this to happen, a consultation process will happen before it is put in front of us to make the final decision. Please be reassured Councillors will be asking questions before and after this document has been placed in front of us as a Council. BUT PLEASE put submissions in so your views are on the record as to how you feel about these "prohibited areas" along of this also comes from national bodies such as "Bird and Wild" or something like that due to areas being a nesting ground in this case for Dotterel or indigenous biodiversity area.

Like · Reply · 1w





Jay Hi Louis, is it common for proposed bylaws to be submitted for public debate/submission/(s) 8days out from closure? Surely this has been in the pipeline for a while now.

Like · Reply · 1w



Louis Rapihana Hey Jay currently looking into how this has been advertised. However I know it has been up for consultation since December the 8th it has also been pushed in the pop up shops recently held over the holiday period to which this consultation received a few submissions. BUT we are taking on board the concern that has been shown and I ask again that everyone puts a submission, adding the concerns over the process of this. We need to hear the peoples voice through submissions.

Like · Reply · 1w



Shona Browne 🗣️ Sue Poole This came up in my first term on ODC and for memory there were specific areas that were effected - not all areas. It was much debated at the time. It looks like the debate will continue at our next Meeting which is always a good thing.
As others have already commented PLEASE do make a Submission that way your concerns will be heard.

Like · Reply · 1w



Paul Hough Why not make it easier . Having a easy access place for the Public to tick yes or no. Something like a petition so locals can voice how they feel. It would be easier than forcing people to email and write an essay on why they disagree or agree on a change that will affect them thats put forward by council. Most people will go oh well what the fuck it's going to happen anyway.. council will go, oh well we consulted the hapu ,iwi and locals. Only ones to benefit from this change will be those who have had enough money to buy in the drifts.

Like · Reply · 1w



Steve Impey Steve Nelson
Hi Steve
What was the answers to your questions

Like · Reply · 4d



Sue Poole So by way of map...this states no vehicles from the river..along waiotaha to the drifts? I was unable to load your other two pic...just asking x

Like · Reply · 1w



Rachelle Te Rangiita people arent gonna be happy about this one lol. I was annoyed theres a skateboarding prohibition down town.I never thought we had much of a skateboarding problem 🙄

Like · Reply · 1w



Tashi Williams Why?

Like · Reply · 1w



Hasley Moore Look whanau people trying to stop us going on our own whenua

Like · Reply · 1w



Bonny A Temple Huck I reckon H Hasley Moore

Like · Reply · 1w



Andrew N Nicki Wood Not just Waiotahi mouth bro



Like · Reply · 1w



Hasley Moore Andrew N Nicki Wood yeah saw that bro

Like · Reply · 1w



Daryl Sheffield hidden from the people

Like · Reply · 1w



Write a reply...





Guy Pene Pakehas at it again

Like · Reply · 1w



Shane Chapman Guy Pene aw bei

Like · Reply · 1w



Guy Pene Shane Chapman aw bei what's up bro

Like · Reply · 1w



Shane Chapman Guy Pene its politics not race.

Like · Reply · 1w · Edited



Guy Pene Did I say it was race just saying bro pakehas at it agin didn't point it at u did I bro

Like · Reply · 1w



Shane Chapman Guy Pene it's a council directive...our community wont stand for this...in case u didnt realise we now have maori on council making these decisions too... they need to clarify wot areas they are talking abt coz the pictures show alot of our beach front which council dont have jurisdiction on

Like · Reply · 1w



Guy Pene Shane Chapman TAUTOKO my bro Shane

Like · Reply · 1w



Steve Impey Guy Pene
Why do you think that Guy

Like · Reply · 4d



Sam George Matakatarangi Howe Shane Chapman ka pai shamus. Gud response bro

Like · Reply · 2d



Write a reply...



Christine Wootton I am concerned that the more restricted areas that are zoned no go....the more pressure and stress is put on the remaining areas of waiotahe beach.

Like · Reply · 1w





Hasley Moore Sam Sam George Matakatarangi Howe c'mon bro get Baz onto this

Like · Reply · 1w



Doogs Howe 🍷 Hasley Moore goodluck trying to keep us from going there aye bro law or not but yeah il hit the oldman up tomorrow

Like · Reply · 1w



Hasley Moore Doogs Howe roger bro yeah bro no good

Like · Reply · 1w



Sam George Matakatarangi Howe Hasley Moore yea bro hv told him. Effin bullshet

Like · Reply · 2d



Hasley Moore Sam George Matakatarangi Howe shot bro

Like · Reply · 2d



Hasley Moore Motu was good last night

Like · Reply · 2d



Write a reply...



Cory Howe They don't own the beach

Like · Reply · 1w



Maree-Ann Jensen Perhaps enforcing the speed limit would be a better idea along all the beachfront. Not just this part

Like · Reply · 1w



Hasley Moore That's allgood but stopping people accessing there own tribal areas isn't right

Like · Reply · 1w



Hasley Moore It's not like hundreds of vehicles roar down that stretch of beach anyway

Like · Reply · 1w



Sue Poole 🗳️ As stated in the post...make. a Submission to the council by FEB 28th...re your feelings...Nga mihi

Like · Reply · 1w · Edited





Hasley Moore Not a lot of people even know about this....has it been in the local paper?

Like · Reply · 1w



Angela Bryan <https://www.odc.govt.nz/.../Statement-of-Proposal...>



ODC.GOV.T.NZ

Statement of Proposal Consolidated Bylaw and Dog Control Policy 2019 -...



Like · Reply · 1w



Hasley Moore Angela Bryan thanks for that.My point is that FB shouldn't be the way we find out these things.

Like · Reply · 1w



Angela Bryan It's been out there for a while, in the council newsletter, on their website and in the Opotiki News.

Like · Reply · 1w



Hasley Moore Angela Bryan that's cool what date was this in Opotiki news?

Like · Reply · 1w



Hasley Moore Angela Bryan our own councillors namely Steve Nelson etc. Knew nothing about it?

Like · Reply · 1w



Steve Nelson It's just all part of the process for people to have their say! ODC wants your feedback... Please have your say!!

Like · Reply · 1w



Julie Deeley Hasley Moore it was in the works before they got voted in.

Like · Reply · 1w



Write a reply...





Bird TeWini You realise the problem is more on the road ? This is dumb and i will run you over if you try and fine me 🙄

Like · Reply · 1w



6



Bonny A Temple Gonna be some upset locals that includes myself that frequently go on Snell's Beach end. Ain't gonna stop me from going down to the river bar and gather kai for my whanau's cardboard and run my kuri's under command. DOC has put up a Temp fence around d... See more

Like · Reply · 1w



18



Julie Deeley [Bonny A Temple](#) Note: change/update in info from ODC -> given the latest update by the council that area might well be completely restricted to the low tide line, so no access after all! Here is the map
<https://www.odc.govt.nz/.../Dog%20Control%20Bylaw%20...>

Like · Reply · 1w · Edited



Julie Deeley Here is the dotterel part
<https://www.odc.govt.nz/.../Beach%20Bylaw%20-%20Map%2005...>

Like · Reply · 1w



Julie Deeley You can look at all the maps here:
<https://www.odc.govt.nz/.../Statement-of-Proposal...>



ODC.GOV.T.NZ

Statement of Proposal
Consolidated Bylaw and Dog...



Like · Reply · 1w



Bonny A Temple [Julie Deeley](#) that area's tapu(Sacred)and won't be running my kuri in that area.

Like · Reply · 1w



1



Bonny A Temple [Julie Deeley](#) thanks I do know where the dotterel Habitat is at Snells Beach end been doing there for years.

Like · Reply · 1w



1



Julie Deeley [Bonny A Temple](#) Ok, given the latest update by the council that area might well be completely restricted to the low tide line, so no access after all!

Like · Reply · 1w



Hasley Moore The ODC might wanna read article 2 of the treaty of waitangi

Like · Reply · 1w



Ray Morunga I feel a protest coming on.

Like · Reply · 1w



Desmond Te Mokomoko Edwards I reckon that to Ray Morunga people of Opotiki protest they can not stop people for going on the beach especially driving riding horses driving motorbikes and just reading the other comments the troubles are on the road not the beaches the council going to try just saying this trying to stop horses riding around town but we all know thats a joke

Like · Reply · 1w · Edited



Stan Wilkinson There shore is gonna be a protest somewhere somehow lol

Like · Reply · 1w



Hasley Moore Our council hasn't even put this in the public forum and submissions close in 8days?wtf

Like · Reply · 1w



Stan Wilkinson Hasley Moore that's not on pushing things through not advising locals and tangata whenua or have they?

Like · Reply · 1w



Stan Wilkinson If that's it then they be pushing shit uphill

Like · Reply · 1w



Stan Wilkinson Lol

Like · Reply · 1w



Write a reply...



Tarere Temple Bloody hoha ano te kaunihera aue hika ma,

Like · Reply · 1w



Tracy Gilmer Everyone needs to make the effort to follow the submission process so our voices will be heard. Kia kaha tātou. Get copies printed off and hand them out to whanau who frequent these spots.

Like · Reply · 1w · Edited





Larndee Rogers Whaaat??!!!!!!

No way!!!

Where do I find more info as to why they're proposing this?

Like · Reply · 1w



Larndee Rogers Toni Revell

Tarn Boynton

Like · Reply · 1w



Tarn Boynton Larndee Rogers wtf

Like · Reply · 1w



Larndee Rogers Tarn Boynton this is what I found as the explanation

Like · Reply · 1w



Tarn Boynton Larndee Rogers fukoff cunts fukn birds my arse 🤔🤔

Like · Reply · 1w



Larndee Rogers And I don't understand that sentence at all



Like · Reply · 1w



Larndee Rogers Add additional vehicle prohibited areas to better reflect expectations for vehicle access....

Like huh??

Like · Reply · 1w



Paula Kurei Larndee Rogers I agree with you like what? Plain english please, lol

Like · Reply · 1w





Larndee Rogers Paula Kurei Yes!! 🤔😂 The way I'm reading it they're saying - add extra banned areas so it's easier to access with a vehicle?

👤👤 surely someone can explain that sentence 🤔😂

Like · Reply · 1w · Edited



Julie Deeley Policy 20 is here on page 21 <https://www.doc.govt.nz/.../nz-coastal-policy-statement...>

Like · Reply · 1w



Larndee Rogers



Like · Reply · 1w



Write a reply...



Cheyne Davis Why? What's up with that idea?

Like · Reply · 1w



Lisa Carmichael What is the reasoning behind this and how is this going to even be policed?

Like · Reply · 1w



Paul Hough WTF ! When did all this Kaupapa take place ? First you allow the Tribal lands to be sold for a subdivision to mainly property investors now you want to stop tangatawhenua and locals from accessing fishing grounds.. You allow the pipi beds to be poisoned and do nothing about it . Seriously.

Like · Reply · 1w



Martin O'Neill Councillor Steve this be no good for the kids.

Like · Reply · 1w





Lawrence Charlton Hi link dosnt work ..???

Like · Reply · 1w



Julie Deeley You can go here, read about it and complete an online submission all from this page following some links .
<https://www.odc.govt.nz/.../Statement-of-Proposal...>



ODC.GOV.T.NZ

Statement of Proposal
Consolidated Bylaw and Dog...



Like · Reply · 1w



Ryken Kingi Morgan Vipond 🤔👉

Like · Reply · 1w



Morgan Vipond Ryken Kingi bro this ain't gonna stop anyone still going there 😂

Like · Reply · 1w



Ryken Kingi Morgan Vipond oath 🤔🤔

Like · Reply · 1w



Wairua Tapu 🤔🤔

wtf

Like · Reply · 1w



Waiotahi Kaihau Whanau Fucken dreaming mate

Like · Reply · 1w



Renee Hikuroa Don't let this happen. The biggest problem I see everyday when I'm at the beach is rubbish not horses not vehicle's.

Like · Reply · 1w



Tom Walker Council need to read the sign at the wharf where the Otara and Waioweka meet to te moana a toi is Pakihikura is it not? So basically cant drive on any beach fricken amazing

Like · Reply · 1w



Waimaria Sharon Ropitini We have to leave our vehicles at home and walk to the beach with my kids lolz.

Like · Reply · 1w



Waimaria Sharon Ropitini Let's all go by horseback council rates put aside \$\$\$ to structure a horse trek to the dunes were cutting back on carbon emissions from our Petrol Vehicles until each household is able to afford a E Vehicle.

Like · Reply · 1w · Edited



Waimaria Sharon Ropitini He koretake kaore ahau I te reo Maori but Heoi I will reach my goal to be a fluent speaker!

Like · Reply · 1w · Edited



Waimaria Sharon Ropitini To protect the Dotterel Bird area yes that's understandable us locals should still have access to the Waioatahe North side of the river mouth don't cut that off for us we know that other people's 4wds are causing the problems with the uneven tracks in the dunes why instead you should have it monitored more closer, (Opotiki Police should monitor) just saying we still want that driveway through the waioatahe drifts turn off to the other side because we still white bait their and catch Kahawai (to put food on our Kai-food tables,) both on the incoming and outgoing tides!!! No better not close that access alot of the local people especially the Hapu of that area will start an uprising!!!!

Like · Reply · 1w · Edited



1



Waimaria Sharon Ropitini Onto other news can I talk about the other plans can we have an update of the harbour development is that still happening and the new Library (the new research centre).

Like · Reply · 1w · Edited



1



Louis Rapihana Kia ora Whānau as David has stated this is the first we have heard of this going out however it isnt unusual for this to happen, a consultation process will happen before it is put in front of us to make the final decision. Please be reassured Councillors will be asking questions before and after this document has been placed in front of us as a Council. BUT PLEASE put submissions in so your views are on the record as to how you feel about these "prohibited areas" along of this also comes from national bodies such as "Bird and Wild" or something like that due to areas being a nesting ground in this case for Dotterel or indigenous biodiversity area.

Like · Reply · 1w



Doogs Howe 🙄 **Louis Rapihana** can they make the submission process a bit more simple its hard to find etc so no1 will put submissions in

Like · Reply · 1w



Mikayla Wright Send a email doogs and keep a copy of it for yourself

Like · Reply · 1w



Louis Rapihana Hey Doogs I'll raise that with them!

Like · Reply · 1w



Write a reply...



Tom Walker I see the ban zone includes in front of the new subdivision around the drifts...coincidence?.....dont think so

Like · Reply · 1w



Waimaria Sharon Ropitini Within the 3 hours this posts up the angry face emoji is at 11 reactions it's only going to increase.

Like · Reply · 1w



Seth Tairua No, I object... This is the first we've seen or heard also?

Like · Reply · 1w



Karen Standen 🗨️ Check out all the other Proposed Prohibited Areas at other beaches along to coast too.

Like · Reply · 1w



Karen Standen 🗨️ So all the quad bikes owned by people at the drifts will no longer have access to the beach and they will have to drive down the State Highway to the surf club entrance to fish. Makes no common sense at all.

Like · Reply · 1w



Bonny A Temple Karen Standen I don't think that's going to stop them at all.

Like · Reply · 1w



Renee Hikuroa Karen Standen I was thinking the same. The youth especially are going to feel the impact what about the horse riders now have to risk their lives on the road. Going to be more accidents. Civil liberties taken away.

Like · Reply · 1w



Maureen Simonsen Karen Standen and they will all have to be registered to drive legally on the main road!!!

Like · Reply · 1w



Write a reply...



Karen Standen 🗨️ No going and getting firewood either!

Like · Reply · 1w



Jaydon Inwood They only nest on the high tide mark anyway

Like · Reply · 1w



Julie Deeley To be fair, this is a required review. It was in motion before the present council was voted in. The present mayor is the one raising awareness and asking for submissions, it has been on the council web site, their Facebook page, on Antenna, in the Panui and I think the Opo paper over the past few months and most likely also at the pop up shop downtown that council had. I put a submission in about the dog side of it back in December using the online form.

Like · Reply · 1w · Edited



Mikayla Wright Wow really. So no access to the river mouth at all from both beaches?

Like · Reply · 1w



Jay Make a submission people !

Thank you for taking the time to provide your feedback.

Like · Reply · 1w



Daryl Sheffield how and were do we get the forms to make a submission thanks

Like · Reply · 1w



Louis Rapihana <https://www.odc.govt.nz/.../Review-of-Opotiki-District...> here is the online form or you can call into the council for a hard copy



ODC.GOV.T.NZ
Review of Opotiki District Council Bylaws and Dog Control Policy...



Like · Reply · 1w



Julie Deeley Daryl Sheffield
<https://www.odc.govt.nz/.../Review-of-Opotiki-District...>



ODC.GOV.T.NZ
Review of Opotiki District Council Bylaws and Dog Control Policy...



Like · Reply · 1w



Cynthia Murray It wld b good if someone could post the link to The submission page on here ...

Like · Reply · 1w



Louis Rapihana <https://www.odc.govt.nz/.../Review-of-Ofpotiki-District...>



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Review of Opotiki District Council Bylaws and Dog Control Policy...



Like · Reply · 1w



Cynthia Murray <https://www.odc.govt.nz/.../Review-of-Ofpotiki-District...>



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Review of Opotiki District Council Bylaws and Dog Control Policy...



Like · Reply · 1w



Rachelle Te Rangiita Thanks I was wondering where to go to do this..... I read through the proposal and its pretty hard to get through I thought lol.... no wonder they dont get much feedback on it!

Like · Reply · 1w



Cynthia Murray **Rachelle Te Rangiita** agree TBH it took me abit to actually find where submission feedback was?

Like · Reply · 1w



Write a reply...



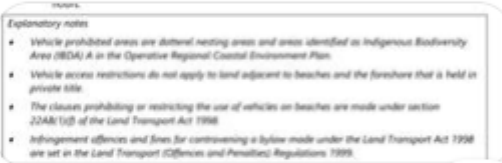


Cynthia Murray Just reading through the proposed bylaws - it seems they have prohibited without reason especially for Waiotaha drifts area.

If they going to prohibited areas they should state the reasons why they identified these areas as a Bio diversity Area? These is brief info under vehicles info but their needs to be factual evidence noted that damages is caused by vehicles on the entire prohibited parts

They pretty much is wanting to prohibit most access to our main beaches along the coast.

Would have been nice to see the actual photos of the permitted areas as this is in the proposal



Like · Reply · 1w · Edited



3



Kevin Welsh the second part of the 'Explanatory notes' means this vehicle ban wont apply to people with beachfront properties . wtf. am I reading this right??

Like · Reply · 1w



1



Cynthia Murray Kevin Welsh Yeap it seems That way.

Like · Reply · 1w



Dean Winiata 🙏 I'll march against this,

Like · Reply · 1w



2



Dean Winiata 🇺🇲 I'll march against this,

Like · Reply · 1w



Julie Deeley Note: ODC has since further clarified the restricted areas are all the way from the low tide area, so no access at all in areas designated restricted. So the following quote from ODC was incorrect. Here is (the original) quote from ODC from their Facebook page: Regional Council and the Department of Conservation have identified known dotterel breeding areas and other areas deemed "Indigenous Biodiversity Areas" and marked those on the maps in red. I appreciate that these are distant aerial photographs and it is not always clear whether the tide is in or out in each photo and so it is not clear exactly where the red IBDA overlays (prohibited areas) apply.

To clarify, these areas are to protect nesting birdlife, all of which will be in the dunes area, not in the tidal zone. Horse riders and vehicles will still be able to access the tidal area of the beach (the area between the high tide and low tide) using designated access points. That will protect the dunes and still allow access for vehicles. This distinction is included in the text and descriptions in the bylaw, but not on the maps themselves. Thanks again for your feedback, it will help us make this clearer in the text of the bylaw.

Like · Reply · 1w · Edited



Cynthia Murray Julie Deeley hmm yes I saw that from photos you could access on the tides- this needs to be made clearer for sure on the maps ...

Like · Reply · 1w



Julie Deeley Cynthia Murray yeah or at least made very specific in the text.

Like · Reply · 1w



Cynthia Murray Julie Deeley agree.

Like · Reply · 1w



Julie Deeley Cynthia Murray so it turns out this is incorrect, it extends all the way down to the low tide line!

Like · Reply · 1w



Cynthia Murray Julie Deeley I just read that so pretty much the entire shore line. Interesting to see it was doc and regional who set this, interested to know how driving along low tide affects the BIO diversity ... and also how driving on high tide sticking to the sand only affects bio diversity when in fact Mother Nature does it every storm

Like · Reply · 1w





Cynthia Murray As far as I can see on the map for Waiotaha there are no dotterel nesting - it only on the other side of river Mouth if I'm correct so I'm assuming they have had discussions with local hapu/iwi Tangata Whenua to be able to put this forward as part of consultation on the actual idea is that correct.

Def need to get as many people possible to put a submission in.

It been amazing to see Lyn our Mayor stepping up and being transparent and active to ensure she gets voice of the community , as I know many ODC can see the impact on their whānau and local community as this has been this way for generations

Like · Reply · 1w · Edited



Julie Deeley **Cynthia Murray** I wondered about that too. It's possible the hapu/iwi WANT some of these areas banned to vehicle traffic if they are tapu. The proposal doesn't give reasons so there is no way to know. I would presume there will be submissions saying so if that's the case.

Like · Reply · 1w





Rose'ft Dayton ● John Tamarapa

Like · Reply · 1w



Lyn Lyn Riesterer Thanks for the feedback coming in on Ōpōtiki District Council's Bylaws review. With consultation closing next Friday (after being approved for release by all Councillors on 23 July 2019 and opening publically on 2 December) I was concerned at the lack of submissions received. Council's Facebook post yesterday has sparked much debate so I am grateful for that as the Bylaws cover things that may effect you.

I think it's important to clarify that the areas marked in red on the proposed vehicle prohibited area maps are those identified by Regional Council and DOC as known dotterel breeding areas and other areas deemed "Indigenous Biodiversity Areas (IBDA)". I'll be the first to admit that the maps are a bit unclear. These areas came about following District Plan appeals after Forest and Bird wanted a rule included banning vehicles on beaches in our District. We wanted the public to have the opportunity to submit on this however this was not possible as part of the District Plan appeal process. Therefore a mediated solution was reached with Forest and Bird, DOC and Regional Council that areas would be marked on the draft Bylaws for public consultation saving additional costs for our ratepayers. It's very expensive to go through the Environment Court when things are contested. This way Councillors will have the opportunity to discuss and make any final decisions. Had we not done this it would have been decided by an Environment Court Judge for us at great expense to our community.

I strongly encourage you to read more on Council's Bylaw Review page and make a submission.

<https://www.odc.govt.nz/.../Statement-of-Proposal...>



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Statement of Proposal Consolidated Bylaw and Dog Control Policy 2019 -...



Like · Reply · 1w





Julie Deeley [Lyn Lyn Riesterer](#) is it correct then that vehicles will be able to drive between tide zones even in the vehicle restricted areas? (Minus perhaps the dotterel specific areas)

Like · Reply · 1w



Lyn Lyn Riesterer [Julie Deeley](#) the information we put out yesterday was incorrect, apologies, and we will correct this on the Council post shortly. The proposed area extends to the mean low water springs (our low tide line). This is why it's so important to get community submissions - thanks for spreading the message.

Like · Reply · 1w



Julie Deeley Ahhhhh.

Like · Reply · 1w



Hasley Moore [Lyn Lyn Riesterer](#) my big question is why does no one know about this?and what is the reasoning behind it?if you read through all the comments people are very upset why has the council not consulted with our hapu?

Like · Reply · 1w



Hasley Moore [Lyn Lyn Riesterer](#) the other thing that concerns me is that our own councillors are saying they nothing about it???what is goin here....

Like · Reply · 1w



Lyn Lyn Riesterer [Hasley Moore](#) the decision around the By Law work was done back last year before the new Council...where it was passed unanimously by us to put forward everything for review...Barry Howe, Shona Browne and myself were part of that decision. And it was put out for consultation plus a request for submissions early December...with only two submissions through January and after our Pop up Shop work I wanted everyone to know to look so the opportunity for submissions isn't lost! Please put in a submission!

Like · Reply · 1w



Hasley Moore [Lyn Lyn Riesterer](#) thanks

Like · Reply · 1w





Hasley Moore Lyn Lyn Riesterer have done submission..hapu need to discuss this in Te Whakatohea as well

Like · Reply · 1w



Write a reply...



Kevin Welsh pretty hard to accept that DOC, EBOP, and ODC give a flying you know what, about the endangered Dotterel nesting grounds as ODC are planning to bulldoze them out of existence and replace with groins to enable access to their marina aspiration. Already they have endangered fragile whitebait breeding habitat by allowing hundreds of house roofs, vehicle and boat detergents etc to spill directly into Huntress Creek from the 'Drifts' development.

Like · Reply · 1w



Julie Deeley Ok then people, get submissions in to keep horses and vehicles on the beach. The vehicle banned areas ARE all the way down to the low tide line.

Like · Reply · 1w



Julie Deeley Right, here's a copy of my submission on the beach part of the bylaw which I just submitted via the web site.

I disagree with the total ban of vehicles and horses between high and low tide lines in vehicle restricted areas but am ok with total restriction in Dotterel dunes areas and dunes in general.

Driving on the beach to collect firewood or taking dogs for a run or fishing or having a bonfire on the beach are the best part of living in Opotiki plus a lot of families use the beach and river kai as food supplements and require access.

Additionally these are Māori lands (clarification: I mean most residents in the area are of Māori descent) and the people should not be restricted for no good reason. We can have the dotterel and vehicles too as we have been doing.

Suggestion to include:

Include a phrase allowing vehicles and horses between tide zones and restrict dunes and breeding areas only in dotterel sensitive areas. Note: I have since added a bit to my submission stating I am happy with the current vehicle ban near the surf club between Appleton road and the pou whenua (Carved poles at Waiotahi)

Like · Reply · 1w · Edited



Renee Hikuroa Julie Deeley well written and on point.

Like · Reply · 1w





Julie Deeley Maybe not perfect but I think it conveys the gist. Anybody who wants to copy it , adapt it, improve it for their own use, feel free. Ōpōtiki citizens better put in a lot of submissions on this because then Council has to listen. If they get more submissions against vehicles and horse access then that's what will happen. You don't have to write a book, just follow the link and tap out a few sentences to tell council what you want!

Like · Reply · 1w



Hasley Moore Julie Deeley that's awesome and probably conveys alot of local views on this 👍

Like · Reply · 1w



Cynthia Murray Julie Deeley awesome write up.

Like · Reply · 1w



Lyn Lyn Riesterer Julie Deeley yes, this is EXACTLY what we want...we want to listen and NEED submissions!

Like · Reply · 1w





Sandra Ball How do we have the balance of the beach for beach stuff and not being used as a highway? But keeping people happy ?

Like · Reply · 1w



Cynthia Murray Sandra Ball I think using the tide lines could b an option.

Like · Reply · 1w



Julie Deeley Sandra Ball yes I inow know what you mean. As we grow this might become more of an issue but the bylaws are regularly reviewed and revised.

Like · Reply · 1w



Sandra Ball Last summer one evening I was down the beach , there were vehicles going past on the beach like a main highway . It seemed like the beach was being abused . I am confident the vehicles were not being driven by locals.

Like · Reply · 1w



Julie Deeley Sandra Ball I take my dog there almost daily and rarely come across a vehicle on the beach. But I avoid it on weekends.

Like · Reply · 1w



Julie Deeley Sandra Ball might be in the future we have pedestrian only zones (like a strip by the surf club) with vehicle access on either side. Might be a good compromise.

Like · Reply · 1w



Fiona Loeffen 🙄 Julie Deeley same!!! Weekends walking the dogs on the beach are dangerous!!! Most people are very considerate, but the minority use it like a race track and you have to have your wits about you.

Like · Reply · 3d



Julie Deeley Fiona Loeffen yeah I just don't go there on weekends unless it's really early or really late. On weekdays you run across the occasional vehicle. I have a lame pup so don't take any chances with the little dude.

Like · Reply · 3d



Write a reply...





HT Walker-Akurangi This can't be right, our people are so marginalised already

Like · Reply · 1w



Julie Deeley HT Walker-Akurangi it's a balance between types of usage, safe usage and environmental concerns which is only going to get trickier if the population grows.

Like · Reply · 1w



Paul Hough From my understanding the Dotteral already have areas at the ohiwa spit (eastury mouth area) as well as at Te Ahiaua or the Waiotahi pipi beds. These areas are already a no go area. Yet council are now wanting to use them as leverage to stop locals going to there fishing grounds. Something stinks of ugly money and power.

Like · Reply · 1w



Kevin Welsh apart from creating an 'exclusive' beach for the 'Drifts' residence, what is the other reason for closing the beach access to the western side of the river mouth? No dotterel nesting grounds to 'protect' here. What we ARE seeing here is a graphic exam...
[See more](#)

Like · Reply · 1w



Leonard Hemi Kevin Welsh most that area the west is an urupa (Maori cemetery). So there is one reason (and a good one).

Like · Reply · 2d



Kevin Welsh Leonard Hemi most of the dunes east of the 'Drifts' western boundary is also Urupa. Bones were literally bulldozed out the way to create the housing development. What does that tell you?I think locals accessing the river mouth between the tide lines , supplementing in many cases, minimal incomes with fish, whitebait, shellfish, and showing the kids that sometimes the best things in life are free, shows no disrespect for the Urupa within the dunes. Who knows, the coastal erosion now facing the "Drifts" might be a consequence for their actions. Like you, I think Urupa should be respected 200%

Like · Reply · 2d



Kevin Welsh that should have read "West of the Eastern boundary"

Like · Reply · 2d



Leonard Hemi Kevin Welsh unfortunately its not respected. The restrictions are not stopping people from fishing, white baiting etc just vehicles.

Like · Reply · 2d



Derek Jones Lyn Lyn Riesterer what happens after the submission process?

Like · Reply · 1w



Lyn Lyn Riesterer Derek Jones a hearing is held...after all submissions have been read and anyone who wishes to be heard at the Submission Hearing has their say...then deliberations and a solution found...normally, and hopefully, a win-win compromise for all parties.

Like · Reply · 1w



2



Derek Jones Thanks for your reply Lyn Lyn i appreciate it, as i understand it "forrest and bird" is an independent organization, do we have any representatives living in our area? Have they conducted a study on the effects of birds etc in the area by vehicals? Or is this a nation wide "ban em all" type thing? If it goes ahead what will be the over cost to rate payers to enforce? Is the juice really worth the squeeze? As i put in my submission i understnd there is a need to protect our wildlife for future generations but at the cost of gathering food and having the lifestyle that keeps us living here is crazy.

Like · Reply · 1w



4



Marilyn Hodgson So..what is the reason for shutting off the beach access and stopping people from fishing at the river mouth on the western side?

Like · Reply · 1w



2



Kevin Welsh as vehicles are already banned from driving in front of the surf lifesaving club, this effectively stretches banned zone from the river mouth to the Whakatane side of the surf club for all, EXCEPT , if you are one of the fortunate that own a beachfront property within this banned area. the second part of the 'Explanatory notes'. states vehicle access restrictions do not apply to these people . What's the go here?

Like · Reply · 1w



3



Julie Deeley Sandra Ball Kevin Welsh says driving is already banned in front of the surf club so there's at least one vehicle free zone and rightfully so too. The speed limit is 15 kph according to the following Panui. In this 2015 Panui there is a map of restricted areas:
<https://www.odc.govt.nz/.../Issue%2063%20-%20October...>

Like · Reply · 1w · Edited



1



Julie Deeley Lyn Lyn Riesterer can you give me a link to the most up to date maps on currently vehicle free zones? Cheers.



Lyn Lyn Riesterer Julie Deeley sorry I'm not that clever around FB and passing through links but please check on the ODC website...I can manage putting in my comments! If still unsure...ring ODC and ask for help in locating them...I have to admit I don't check these things on line...

Like · Reply · 1w



1



Waimaria Sharon Ropitini Ka pai I'm all done! 😊👍

Like · Reply · 1w



Steve Winder Could we not just have some clever person write a simple submission up..... print it and have many copies and have a manned table at new world entrance for us each to sign, somewhere we all go.... then council will see submissions..... no one is going on the council site to do this... a petition they don't listen, they near laugh...they want submissions let's give submissions they have to listen... just saying...

Like · Reply · 1w · Edited



Nigel Tilley Steve Winder nice and easy. Many would agree

Like · Reply · 1w



Lyn Lyn Riesterer Steve Winder we will receive, see and read every single submission that is given in...that is our job and a day has been put aside for the submissions hearings already.

Like · Reply · 5d



Nigel Tilley Steve Winder that's what they want so they can pass these bylaws

Like · Reply · 5d



Kevin Welsh exactly right Steve, once again playing against a stacked deck of cards.....democracy at its best. The same 11th hour feed of information tactic as employed in the recent Library controversy, significantly diminishes local votes, and like you say, will fall heavily in the Drifts favour

Like · Reply · 5d



Lyn Lyn Riesterer Steve Winder how about a written submission on a piece of paper and handed into the ODC office or ask at the Ōpōtiki Library how to go about putting in a submission. If people care enough they will...it doesn't have to be on line and have you submitted yours?

Like · Reply · 4d



Peter Marson Great idea

Like · Reply · 6d



Derek Jones Please people take 5 minutes out of your day to submit a submission to help stop this going ahead, submissions end friday,

Like · Reply · 5d



Nigel Tilley Yep

Like · Reply · 5d