

### Minutes of a Council Workshop

Tuesday 26 November 2024 at 9.30am  
Council Chambers, Gorge Road, Queenstown

<b>Present:</b>	Mayor Lewers (Chair)	Councillor Guy
	Councillor Bartlett	Councillor Smith
	Councillor Bruce (online)	Councillor Tucker
	Councillor Cocks (online)	Councillor Wong
	Councillor Gladding	Councillor Whitehead
	Councillor Ferguson	Mr John Wellington
	Ms Linda Joll	Mr Simon Telfer (online)
<b>Apologies:</b>	Councillor White	
<b>In attendance:</b>	Mike Theelen	Jan Maxwell
	Ryan Parker	Simon Battrick
	Petra Larsen	Anthony Hall
	Michelle Morss (online)	Marie Day
	Isabelle Logez	Carrie Williams
	Sean Gillespie	Meaghan Miller
	Matthew Hulscher	Jon Winterbottom
	Allan Wainwright	
	Three members of the public	No members of the media

No.	Agenda Item	Actions
1.	<p><b><u>Christmas and New Year Operational Planning Update (joint item with WUCCB)</u></b></p> <p>The purpose of this briefing was to provide a high-level overview of the Christmas and New Year Operational Plan for Queenstown Lakes District Council (QLDC) from 24 December to 3 January 2025.</p> <p>Allan Wainwright spoke to a PowerPoint presentation. Mr Wainwright, Jan Maxwell and Marie Day responded to questions.</p> <p>There were questions around the quickest way to report emergency issues over the holiday period, and outreach to schools to communicate the importance of sensible behaviour over the interval.</p> <p>Officers clarified security arrangements for New Years Eve, noting that Red Frogs who had previously worked in the</p>	<p>Officers indicated they would provide more information to elected members around emergency contacts over the holiday period.</p> <p>Officers clarified they would confirm details related to overflow parking.</p>

No.	Agenda Item	Actions
	<p>district would be patrolling the streets. Officers also clarified plans to manage rubbish and arrangements around water safety.</p> <p>Officers provided an update on how camping would be managed after the recent overturning of the Council's Freedom Camping Bylaw.</p> <p><b>Attachments:</b> <b>Attachment A:</b> <i>Presentation Slides (see attached)</i></p>	
2.	<p><b><u>Activities in Public Places Bylaw 2023 – Queenstown Lakefront Traders</u></b></p> <p>The purpose of this workshop was to provide a summary of the work undertaken by the Monitoring and Enforcement (M&amp;E) Team to date in regard to pop-up stalls on the Queenstown lakefront. The presentation included an overview of the challenges in gaining compliance with the Activities in Public Places Bylaw 2023 in this location. Officers presented a range of potential pathways moving forward for discussion and requested feedback with elected members.</p> <p>Isabelle Logez and Anthony Hall spoke to a PowerPoint.</p> <p>Officers clarified that formal warnings had decreased the number of unlawful pop-up stalls, although had not been as effective as expected.</p> <p>Officers described the advantages and disadvantages of three pathways forward: 1) status quo (proceed with escalation of enforcement tools), 2) exercise clause 11.2 of the bylaw and prohibit trading from Queenstown lakefront and potentially other locations, 3) explore other options (formally review bylaw, introduce licence regime, revoking bylaw, do nothing).</p> <p>Officers clarified that the next review of the bylaw would take place in five years' time.</p> <p>In response to questions, officers clarified that pathway 2 could be implemented for a limited period or in perpetuity.</p>	

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	<p>A suggestion was made to mark the specific locations that could be used; it was noted that this could be explored but that it would not solve the problem of vendors staying longer than permitted or existing issues such as competitive behaviour.</p> <p>Officers clarified that a final decision would have to be made at a Council meeting and so the discussion was aimed to clarify and gain feedback on potential pathways.</p> <p>Councillors offered a range of views about which potential pathways look promising. Some Councillors raised concerns about aspects of the current approach, including the requirement to move location every hour.</p> <p>Officers clarified that only a minority of traders are currently complying with the bylaw.</p> <p><b>Attachments:</b> <b>Attachment A:</b> <i>Presentation (see attached)</i></p>					
3.	<p><b><u>Ben Lomond Recovery Works – Update</u></b></p> <p>It was recommended that this subject matter be discussed while the public is excluded. This recommendation was made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public were as follows:</p> <table border="1" data-bbox="320 1420 1353 1774"> <thead> <tr> <th data-bbox="320 1420 826 1458"><i>Section and Grounds</i></th> <th data-bbox="826 1420 1353 1458"><i>Reason for this recommendation</i></th> </tr> </thead> <tbody> <tr> <td data-bbox="320 1458 826 1774">6(c) to avoid prejudicing the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial</td> <td data-bbox="826 1458 1353 1774">The matter being addressed is subject to ongoing enforcement investigation. It is necessary to discuss and consider advice with the public excluded as disclosure of the information would be likely to prejudice the right to fair consideration of any enforcement proceedings.</td> </tr> </tbody> </table>	<i>Section and Grounds</i>	<i>Reason for this recommendation</i>	6(c) to avoid prejudicing the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial	The matter being addressed is subject to ongoing enforcement investigation. It is necessary to discuss and consider advice with the public excluded as disclosure of the information would be likely to prejudice the right to fair consideration of any enforcement proceedings.	
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*The workshop concluded at 2.12pm*

# Christmas & New Year Operational Plan 2024-2025

Elected Officials Briefing 3 December 2024

# Briefing Purpose

- Christmas and New Year Overview
  - Project oversight
  - Key programme deliverables
  - Key partners/suppliers
  - Planning assumptions
  - Points to note
  - Questions



# Project Oversight

## Project Group

- **Allan Wainwright** - Wānaka Recreation Manager
- **Sara Patterson** - Executive Assistant
- **Ken Bailey** - Community Services General Manager
- **Simon Battrick** - Sport and Recreation Manager
- **Jan Maxwell** - Relationship Manager, Arts and Events
- **Rebecca Pitts** - Engagement and Communications Team Leader
- **Craig Gallagher** – Summit Events
- **Karen Whittaker** – Executive Assistant

## 2023-2024 Learnings

- Continue to strengthen all communications
- Increase awareness of events across the wider region
- Strong relationships with partners
- Growing holiday numbers
- Tactical matters channel via RFS
- Increase VMS board usage
- Early engagement with contractors/suppliers essential

# Key Programme Deliverables

- Partnering and Communicating
- Rhythm & Alps
- New Year's Eve Celebrations
- Shihad Tour
- Traffic Management
- Alliance Closedown Period
- RFS Monitoring and Response Tracking
- Responsible Camping
- Staff and contractor engagement/rosters



# Key Partners/Suppliers



- Regular interagency meetings
- Strengthening relationships
- Highlighting key areas of focus
- Mitigation of risks



# Planning Assumptions

- Anticipating large volumes of domestic and Australian tourists
  - Building on last year's projected visitor numbers
- Holiday makers and traffic movements
- Emergency Response
- Freedom Camping Bylaw – Monitoring and management this Summer
- Event Delivery – Anticipation of crowds e.g. Shihad and Glenorchy Races
- Strengthen Communications e.g. additional VMS boards

# Points to Note

- No Bay Dreams
- Traffic Management – Minimising works/site shutdown
- RFS Reporting - Snap, Send, Solve
- Summary Plan – Elected Officials Update

# Questions?





# Activities in Public Places Bylaw 2023 – Queenstown Lakefront Traders

Council Workshop  
3<sup>rd</sup> December 2024



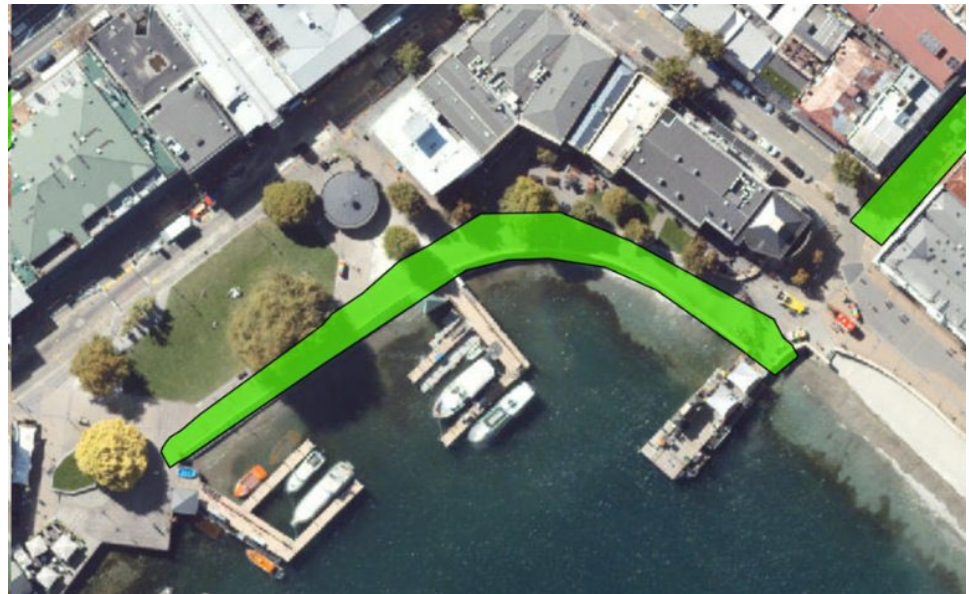
# Overview

- Background
- Summary of Enforcement Action to date
- Challenges
- Considerations
- Next steps
- Discussion/Questions

# Background

## The issue:

*Complaints received regarding pop-up stalls operating on the Queenstown Lakefront in breach of the Activities in Public Places Bylaw 2023 ('the bylaw').*



*The bylaw provisions require that the 150 m stretch of trading area in question is limited to three or four buskers or pop-up stalls.*

# Background

Busking, Pop-Up Stalls, and Charity Street Collection



# Background

Main rules identified to be in breach under the bylaw in this location:

*12 Conditions for busking, pop-up stalls and charity street collection*

*12.1 A person may busk, operate a pop-up stall or undertake charity street collection in a public place provided all of the following conditions are met:*

- (c) they are at a distance of at least 50 metres from any other busker, pop-up stall holder or person undertaking charity street collection;*
- (g) they do not remain at the same location for longer than one hour, unless there is a 30 minute break;*



# Summary of Enforcement Action to date

## **Pre-March 2024 Council Workshop**

*6-22 traders occupying 150 m stretch of trading area*

## **Outcome of enforcement post-March 2024**

*Observed reduction in unlawful pop-up stalls through formal warnings (8-10 pop-up stalls remaining in breach of bylaw). Next steps initially intended were to revoke permits and seize stalls.*

## **Current issue**

*Number of challenges identified to discuss. Continuation of agreed next steps may not be most effective route to address ongoing misuse of this land and remaining high levels of non-compliance.*

# Challenges

## **Feedback from pop-up stalls:**

- Competition among traders for sought after location which is creating capacity issues.
- Majority of traders are operating in this nature as their main source of income and rely on trading as a full-time occupation. Operating in this nature does not align with the intent of the bylaw.
- Challenges in finding another location to lawfully trade including pushback from established surrounding commercial premises.
- Difficulties with maneuverability of stalls and H&S concerns.

# Considerations

## Property Considerations

- The land parcels available for traders to operate under the bylaw are managed by the Property & Infrastructure Team.
- Introduction of a leased or licence to occupy approach have been considered to enable management and identification of traders within this space.
- There are a number of implications of introducing this scheme including significant cost increase to both Council and stall holders. This approach would also require changes to the bylaw and include full consultation.

# Considerations

## **Other trading opportunities (markets)**

- There is currently an artesian homemade market that occurs on Saturdays (and periodically on Fridays) on Earnslaw Park.
- Concerns have been raised that there are no restrictions under the bylaw that determines the nature of what they are selling, provided they are not causing a nuisance.
- There are opportunities available to establish on private land in the manner in which some traders are wishing to operate.

# Considerations

## The bylaw

- Clause 11.2 of the bylaw prescribes that Council may by resolution prohibit trading from an area in perpetuity or for a specific period of time.
- Council may also consider to bring forward a bylaw review. This would involve all aspects of the bylaw being reviewed and significant resourcing and costs to Council.

# Next Steps

Council officers have determined three pathways moving forward for elected member discussion and feedback;

**Pathway 1:** Status quo

**Pathway 2:** Exercise Clause 11.2 of the bylaw and prohibit trading from Queenstown Lakefront.

**Pathway 3:** Explore other opportunities available.

# Pathway 1

Pathway 1 Breakdown	Advantages	Disadvantages	Costs
Status quo – proceed with escalation of enforcement tools as discussed at the March 2024 workshop including revocation of permits and seizure of stalls for continued noncompliance.	<ul style="list-style-type: none"><li>• Reduction in congestion.</li><li>• Complaints received may reduce.</li><li>• The purpose and objectives of the bylaw met / increased etc.</li></ul>	<ul style="list-style-type: none"><li>• Does not address a number of the challenges identified.</li><li>• Occupation of this area attracts traders to operate in this location. Ongoing resource will be required to enforce requirements.</li><li>• Possible resistance from traders. Seizure will require Police presence.</li><li>• Encourages competitive behaviour among traders.</li></ul>	Moderate

# Pathway 2

Pathway 2 Breakdown	Advantages	Disadvantages	Costs
Exercise Clause 11.2 of the bylaw and prohibit trading from Queenstown Lakefront and potentially other locations.	<ul style="list-style-type: none"><li>• Clears congestion and discourages new traders establishing.</li><li>• Enables clear prohibition for enforcement.</li><li>• Removes competitive behaviour.</li></ul>	<ul style="list-style-type: none"><li>• Impacts traders wishing to locate in high demand area.</li><li>• May result in other permitted areas experiencing similar issues. Note – other areas may also need to be reviewed as outdoor licencing and pedestrian clearance requirements are likely to interfere.</li></ul>	Minor



# Pathway 3

Pathway 3 Breakdown	Advantages	Disadvantage	Costs
Formally review bylaw to consider potential amendments	<ul style="list-style-type: none"><li>• Full consideration of this matter</li></ul>	<ul style="list-style-type: none"><li>• Complex and time consuming</li></ul>	Significant
Introduce licence regime/LTO/booking scheme (likely to require bylaw review)	<ul style="list-style-type: none"><li>• More regulated</li></ul>	<ul style="list-style-type: none"><li>• Very complex</li><li>• Existing traders may not benefit</li><li>• Commercialisation</li></ul>	Significant
Revoke Activities in Public Places Bylaw 2023	<ul style="list-style-type: none"><li>• Compliance</li></ul>	<ul style="list-style-type: none"><li>• Traders and other activities are not regulated</li></ul>	Minor
Do nothing	<ul style="list-style-type: none"><li>• No further resource required</li></ul>	<ul style="list-style-type: none"><li>• Lack of regulation</li><li>• Loss of community confidence</li><li>• Issues not resolved</li></ul>	No costs



# Discussion/Questions