Albert-Eden Local Board

OPEN MINUTE ITEM ATTACHMENTS

<table>
<thead>
<tr>
<th>ITEM</th>
<th>TABLE OF CONTENTS</th>
<th>PAGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>22.1</td>
<td>A. 20190828 Albert-Eden Local Board - Item 22.1: Notice of Motion - Chairperson Haynes - Freedom Camping Bylaw Feedback</td>
<td>3</td>
</tr>
</tbody>
</table>
Notice of Motion - Chairperson Haynes - Freedom Camping Bylaw Feedback

Whakarāpopototanga matua
Executive summary
1. Chairperson Haynes has given notice of a motion that he intends to propose.
2. The notice is signed by Chairperson Haynes and Member Watson as seconder.
3. Supporting information is appended as Attachment A.

Motion
That the Albert-Eden Local Board:

a) confirm to the Chief Executive of Auckland Council, pursuant to Resolution GB/2019/82, that the following sites be included in the new Statement of Proposal for a new bylaw made under the Freedom Camping Act 2011:
   i) Those sites recommended for prohibition or restricted freedom camping in the Hearings Panel Report, namely: Coyle Park, Eric Arnishaw Reserve, Fowlds Park, Heron Park, Nixon Park, Raymond Reserve, Western Springs Garden Reserve;
   ii) Those sites on which submissions for prohibition of freedom camping were made to the Hearings Panel, namely: Ferndale Park, Gibblehurst Park, Griffin Reserve, Harbutt Reserve, Kukui Park, Murray Halberg Park, Ōwairaka Park, Phyllis Reserve, School Reserve, Waterview Reserve, Windmill Rd (Mt Eden).
   iii) 135 Dominion Road, Mount Eden, 487-489 Dominion Road, Mount Eden, Pollard Park, Chamberlain Park, Essex Road carpark, Huia Road carpark, Epsom Library, Mt Albert Library, Aberfoyle Reserve, Epsom.

b) note that the Albert-Eden Local Board may recommend further sites for inclusion in the new Statement of Proposal.

c) consult widely with Albert-Eden residents and organisations to identify any further sites for recommendation for inclusion in the new Statement of Proposal.

d) note its support for a General Rule that regulates freedom camping outside restricted and prohibited areas not listed in the proposed bylaw.

e) request that the Governing Body direct officers to investigate alternative ways in which other territorial authorities in New Zealand enforce freedom camping bylaws without impacting on homeless people.

f) note that a number of local boards have raised concerns to the Hearings Panel about the inadequacy of enforcement planned for the new bylaw and that experience elsewhere and in those areas in Auckland where freedom camping is currently allowed suggests that significant enforcement will be required should a large number of sites be opened to freedom camping.

g) request the Governing Body to direct officers to report on the additional resources required to ensure a level of compliance with a new freedom camping bylaw that protects the amenity of council’s reserves and other sites where freedom camping may take place.

h) urge the Governing Body to work with central Government to amend the Freedom Camping Act 2011 to identify better arrangements for addressing the legitimate needs of freedom campers.
Ngā tāpirihanga
Attachments

<table>
<thead>
<tr>
<th>Attachment A</th>
<th>Notice of Motion – Chairperson Haynes – Freedom Camping Bylaw Feedback: Auckland Council Governing Body August 2019 Freedom Camping Resolutions</th>
</tr>
</thead>
</table>

Ngā kaihaina
Signatories

<table>
<thead>
<tr>
<th>Author</th>
<th>Dr Peter Haynes – Chairperson, Albert-Eden Local Board</th>
</tr>
</thead>
</table>
Tira Kāwana / Governing Body
OPEN MINUTES

Minutes of a meeting of the Governing Body held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on 22 August 2019 at 9.35am.

PRESENT

Mayor
Hon Phil Goff, CNZM, JP

Deputy Mayor
Deputy Mayor Cr Bill Cashmore

Councillors
Cr Josephine Bartley
Cr Dr Cathy Casey
Cr Ross Clow
Cr Fa’anana Efeso Collins
Cr Linda Cooper, JP
Cr Chris Darby
Cr Alf Filipaina
Cr Richard Hills
Cr Penny Hulse
Cr Daniel Newman, JP
Cr Greg Sayers
Cr Desley Simpson, JP
Cr Sharon Stewart, QSM
Cr Sir John Walker, KNZM, CBE
Cr Wayne Walker
Cr John Watson
Cr Paul Young

From 9.46am, Item 7.1

From 10.14am, Item 10

From 9.53am, Item 7.1

ABSENT

Councillors
Cr Hon Christine Fletcher, QSO
Cr Mike Lee

ALSO PRESENT

Julia Parfit, Chair
Janet Fitzgerald, Deputy Chair

Hibiscus and Bays Local Board
Hibiscus and Bays Local Board
1 Affirmation

His Worship the Mayor read the affirmation.

2 Apologies

Resolution number GB/2019/79

MOVED by Mayor P Goff, seconded by Cr D Simpson:

That the Governing Body:

a) accept the apology from Cr J Watson for lateness.

CARRIED

Note: Apologies were subsequently received from Cr C Darby.

3 Declaration of Interest

There were no declarations of interest.

4 Confirmation of Minutes

Resolution number GB/2019/80

MOVED by Mayor P Goff, seconded by Cr W Walker:

That the Governing Body:

a) confirm the ordinary minutes of its meeting, held on Thursday, 25 July 2019, as a true and correct record.

CARRIED

5 Petitions

There were no petitions.

6 Public Input

There was no public input.

7 Local Board Input

7.1 Local Board Input: Hibiscus and Bays Local Board - Freedom Camping

Hibiscus and Bays Local Board Chair, Julia Parfitt, and Deputy Chair, Janet Fitzgerald addressed the Governing Body.

Cr J Bartley joined the meeting at 9.46am.
Cr J Walker joined the meeting at 9.46am.
Cr J Watson joined the meeting at 9.46am.
Cr D Newman joined the meeting at 9.53 am.
Resolution number GB/2019/81

MOVED by Mayor P Goff, seconded by Cr W Walker:

That the Governing Body:

a) thank Hibiscus and Bays Local Board Chair, Julia Parfitt, and Deputy Chair, Janet Fitzgerald for their input in relation to funding for compliance of the freedom camping bylaws particular over the summer period and for their attendance.

CARRIED

8 Extraordinary Business

There was no extraordinary business.

Note: Items 9 and 10 were taken together.

9 Implementing the next steps for the Freedom Camping in Vehicles Bylaw

10 Chair’s Report on Freedom Camping in Vehicles Bylaw

Cr Cooper, Chair of the Hearings Panel outlined the process undertaken to date.

Cr C Darby joined the meeting at 10.14am.

Resolution number GB/2019/82

MOVED by Mayor P Goff, seconded by Cr L Cooper:

That the Governing Body:

a) receive the Freedom Camping Hearings Panel recommendations
b) defer any decision on a Freedom Camping in Vehicles bylaw pending advice from officers on the content of a new Statement of Proposal for a bylaw, and further information on a possible review of the Freedom Camping Act 2011

c) agree to alter part of previous resolution GB/2015/112 passed at the Governing Body meeting on 29 October 2015 from:

“a) confirm the following legacy bylaws, or residual parts, in accordance with section 63(3) of the Local Government (Auckland Transitional Provisions) Act 2010 until 31 October 2020, at which time these bylaws, or residual parts, will be automatically revoked ....”

to:

“a) confirm the legacy bylaws in i., or residual parts, in accordance with section 63(3) of the Local Government (Auckland Transitional Provisions) Act 2010, until a new bylaw made under the Freedom Camping Act 2011 comes into force at which time these bylaws or residual parts will be automatically revoked; and confirm the legacy bylaws in subparagraphs ii. to v. or residual parts, in accordance with section 63(3) of the Local Government (Auckland Transitional Provisions) Act 2010 until 31 October 2020, at which time these bylaws, or residual parts, will be automatically revoked...”
d) direct officers to provide the Regulatory Committee (or its equivalent) and Governing Body with advice on the following potential elements of a future Statement of Proposal:

i) proposed prohibitions in the following areas:
   A) all areas the Freedom Camping Hearings Panel recommended should be prohibited
   B) the 61 sites proposed in public submissions for inclusion as prohibited areas, which were not specified in the original Statement of Proposal but are identified in Attachment E of the Hearings Panel Report
   C) all Reserves in residential areas that are Reserves held under the Reserves Act 1977

ii) restricted freedom camping in the seven sites proposed in public submissions for inclusion as restricted freedom camping areas, which were not specified in the original Statement of Proposal but are identified in Attachment E of the Hearings Panel Report

iii) restricted or prohibited freedom camping in two sites proposed in public submissions, which were not specified in the original Statement of Proposal but are identified in Attachment E of the Hearings Panel Report

iv) a General Rule that regulates freedom camping outside restricted and prohibited areas not listed in the proposed bylaw, which includes provision for:
   A) a prohibition of all freedom camping in vehicles parked directly outside residential homes (unless the resident has granted permission for the vehicle to be parked outside their home)
   B) a prohibition of all freedom camping in vehicles parked directly outside commercial premises, educational facilities, healthcare facilities, playgrounds, and swimming pools
   C) a maximum number of nights stay at any specific site
   D) the same enforcement approach in relation to homelessness as set out in the original Statement of Proposal, which aims to offer compassionate support for people with social needs

v) any other specific proposal for possible inclusion in a Statement of Proposal that is communicated to the Chief Executive by a councillor or Local Board before 30 September 2019

e) note that following decisions on the advice on the matters in recommendation d) above, council officers will be directed to develop a new Statement of Proposal for the Freedom Camping in Vehicles Bylaw for consideration by the Regulatory Committee (or its equivalent) and the Governing Body, following consultation with Local Boards

CARRIED UNANIMOUSLY