

# STATEMENT OF PROPOSAL

## Hamilton Dog Control Bylaw 2015 & Dog Control Policy

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**NB:** Proposed changes to the policy and bylaw are highlighted in yellow.



## SUMMARY OF INFORMATION

Council has reviewed the Hamilton City Dog Control Bylaw 2009 and Dog Control Policy 2009 under the Dog Control Act 1996 and Local Government Act 2002 and are proposing amendments.

Council has considered the proposed Hamilton Dog Control Bylaw 2015 and Dog Control Policy 2015 and determined:

- a. That the proposed Hamilton Dog Control Bylaw 2015 is the most appropriate form of bylaw.
- b. That the proposed Hamilton Dog Control Bylaw 2015 does not give rise to implications under the New Zealand Bills of Rights 1990.
- c. That the proposed bylaw is not inconsistent with the New Zealand Bill of Rights Act.

## CONSULTATION AND SUBMISSIONS

In making a bylaw, the Council must use the Special Consultative Procedure set out in section 83 of the Local Government Act 2002.

Anyone can make a submission about the proposed Hamilton City Dog Control Bylaw 2014 and Dog Control Policy 2015 and we encourage you to tell us your views.

For a copy of the Statement of Proposal, including the proposed bylaw and information about making a submission, members of the public can visit the Hamilton City Council website ([www.hamilton.govt.nz/consultation](http://www.hamilton.govt.nz/consultation)). Alternatively, submission forms are available from all Hamilton City Council public libraries, and from the main reception of Council's main Municipal Building. For any queries please phone Strategy and Research (Ph. 07 838 6699).

Alternatively, simply write us a letter telling us what you agree with, what you don't agree with and why. Please indicate whether you would like to speak to your submission and include contact details.

The period for making written submissions open **Wednesday 4 March 2015 and closes 4.00 pm on Tuesday 7 April 2015**. Submissions should be sent to Hamilton City Council, Strategy and Research Unit, Private Bag 3010, Hamilton 3240.

## POLICY AND BYLAW REVIEW AT A GLANCE

This Statement of Proposal has been prepared to fulfil the purposes of sections 83(1)(a) and 87(2)(a) of the Local Government Act 2002 (LGA 2002), and sections 10A and 10AA of the Dog Control Act 1996 (The Act).

### Important facts:

- The Act requires all Councils to have a Dog Control Policy that;
  - Identifies sites or areas where dogs are prohibited.
  - Identifies dog exercise areas and off lead areas.
  - States which dogs classified as “Menacing” under Section 33A or 33C are required to be neutered.
- Council can also deal with other matters including, but not limited to, details of the policy in relation to—
  - i. fees or proposed fees; and
  - ii. owner education programmes; and
  - iii. dog obedience courses; and
  - iv. the classification of owners; and
  - v. disqualification of owners; and
  - vi. the issuing of infringement notices.
- The Act gives Councils the power to make bylaws to enable enforcement of that policy.

### REASON FOR THE PROPOSAL

The Hamilton City Dog Control Policy 2009 is a mandatory response to The Act. The Dog Control Bylaw enables the enforcement of that policy.

The LGA 2002 requires Council to review the Dog Control Bylaw no later than 5 years after it was made.

The review of the Dog Control Bylaw 2009 triggers a parallel review of the Dog Control Policy 2009 to ensure it meets the legislative requirements and is consistent with, and adequately supports, the bylaw.

The review of the policy and bylaw has shown it to be working effectively with the need for minor changes only. The following 6 issues have been raised.

1. **Lack of maps for dog exercise areas associated with the policy and bylaw causing confusion.**  
**Preferred option** - The addition of maps to a bylaw register.
2. **Dogs roaming repeatedly causing problems with safety and unwanted litters of puppies.**  
**Preferred option** - A clause is proposed which allows council to require dogs that are repeatedly found not under the owners control to be neutered at the owner’s expense.
3. **Request for further dog exercise areas**  
**Preferred option** - Changes to the off lead dog exercise and Prohibited Areas Register are proposed, in line with Council’s Dog Exercise Area Plan.
4. **Clarification of multiple dog permit clauses to prevent confusion**  
**Preferred option** – New wording is proposed for the bylaw to clarify that multiple dog permits are renewed annually and that a permit may be revoked or modified at any time during the year if non-compliant.
5. **The definition of working dog changed in the Act**  
**Preferred option** - The bylaw and policy have been updated in line with the 2011 amendment to the Act.
6. **Clarify wording of policy and bylaw**  
**Preferred option** – Sections of the bylaw and policy have been updated to clarify the original intention of those sections.

A detailed discussion on issues identified with the bylaw and policy, and options considered, can be read on page 4.

**ISSUES AND OPTIONS IN DETAIL:**

Issue	Identified problem	Options
Confusion occurred due to there being no maps for dog exercise areas associated with the policy and bylaw	There are currently no maps associated with the dog exercise areas, which makes it hard to clearly identify the boundaries of the exercise areas.	<ol style="list-style-type: none"> <li>1. No change to the policy and bylaw, however this leaves the bylaw difficult to enforce and hard to understand by the community.</li> <li>2. Attach maps to the bylaw as part of a register. This makes the bylaw easier to enforce and provides greater clarity. The maps can then be used on signage on the parks.</li> </ol> <p><b>Preferred option- option 2</b>  <i>Changes to bylaw clause 5 and include maps as part of a Dog Control Exercise and Prohibited Areas Register.</i></p>
Dogs that roam repeatedly	There are some dogs that are repeatedly found roaming. When they roam they are at risk from getting hit by vehicles, are a potential risk to the public and have the potential to increase the dog population by breeding with other dogs.	<ol style="list-style-type: none"> <li>1. No change to the policy and bylaw and increase education. This will not reduce the consequences of dogs roaming.</li> <li>2. Insert a clause in the bylaw which allows council to require dogs that are repeatedly found not under the owners control to be neutered at the owner’s expense. This is likely to reduce the dogs urge to roam and prevent an increase in the dog population.</li> </ol> <p><b>Preferred option – option 2</b> <i>This is reflected in changes to clause 13, 14 &amp; 15 of the bylaw and updates to the policy</i></p>
Request for further dog exercise areas	Previously there had been no planned approach to dog exercise area provision across the city, which leads to some areas of the city not having any off lead dog exercise areas. With the expected increase in the dog population across the city this needed to be addressed. The Dog Exercise Area Working Group worked with key stakeholders and consulted with the community on proposed changes to parks. This includes proposing new dog exercise areas on existing parks, a fully fenced area, and adjusting boundaries for the exercise areas on many current parks to keep them away from roads and to make them more intuitive to users.	<ol style="list-style-type: none"> <li>1. No change to the off lead dog exercise areas in the Policy, Bylaw and register. This will mean that the Dog Exercise Area Plan will not be able to be implemented until the next review of the policy and bylaw.</li> <li>2. Update the off lead dog exercise areas lists in line with the Dog Exercise Area Plan and reflect in the Dog Control Exercise and Prohibited Areas Register.</li> <li>3. Adjust the boundaries of the current off lead dog exercise areas in the parks so it is easier to identify where they stop and start on the ground but do not introduce any new areas.</li> </ol> <p><b>Preferred option- Option 2</b> <i>Changes to the policy and bylaw register</i></p>
Clarification of multiple	Bylaw and policy do not clearly outline that permits	<ol style="list-style-type: none"> <li>1. Keep the bylaw as it is currently and rely on education. This is not likely to be as effective as clarifying the</li> </ol>

dog permit clause	for multiple dog ownership need to be renewed annually. This is causing confusion for dog owners. There is also a need to clarify that multiple dog permits may be revoked for non compliance.	bylaw and would not provide greater clarity on the ability of Council to revoke multiple dog permits for non compliance. 2. Change the bylaw to clarify that multiple dog permits are renewed annually and that a permit may be revoked or modified at any time for non-compliance. <b>Preferred option –Option 2 Changes to clause 8.1 of the bylaw</b>
Definition of working dog	An amendment to the Act in 2011 changed the definition of working dogs in terms of security dogs. This needs to be reflected in the bylaw.	1. Update the bylaw in line with Amendment to the Act. <b>Preferred option – Option 1 Changes to bylaw definitions - clause 3</b>
Clarify wording of Policy and Bylaw and align with Dog Control Act	Bylaw and policy include some rules that require clarity regarding whether they are mandatory or discretionary. Some terms used in the bylaw and policy do not align with those in the Act.	1. Update the wording to clarify which parts are mandatory and which include discretion for the dog owner. Update the wording in section 7 the bylaw to include the phrase “Registered address” and include in the definitions. Replace the word De-sex with the word neuter in the policy and bylaw and add the definition of neuter to the bylaw. <b>Preferred option – Options 1 Changes to the wording of the Bylaw and Policy</b>

### DETERMINATION OF APPROPRIATENESS

Council’s Strategy and Policy Committee at its 5 February 2014 meeting, reviewed the issues related to the Hamilton City Dog Control Bylaw and determined that a bylaw is still the most appropriate way to address the issues identified.

The comprehensive review provides the opportunity to update the bylaw to meet current council and community needs in a clear and comprehensible way. The proposed bylaw update is internally consistent aligns with the purposes for which Council’s make bylaws under the Local Government Act 2002 and The Dog Control Act 1996.

### FORM OF THE BYLAW

The proposed bylaw attached is considered the most appropriate form of bylaw for the purposes of public consultation

### NEW ZEALAND BILL OF RIGHTS ACT 1990

Council has determined that the proposed bylaw and policy do not give rise to implications under the New Zealand Bill of Rights Act 1990. Council

has determined that the proposed bylaw and policy are not inconsistent with the New Zealand Bill of Rights Act 1990.

### CONSULTATION AND SUBMISSIONS

We encourage you to tell us your views.

#### How to make a submission

For a copy of the Statement of Proposal, including the draft policy and a submission form, visit the Hamilton City Council website [www.hamilton.govt.nz/consultation](http://www.hamilton.govt.nz/consultation).

Submission forms are also available from all Hamilton City Council libraries, and from the Ground Floor reception of Council’s Municipal Building in Garden Place. For any queries please phone Council’s Strategy and Research Unit (Ph. 07 838 6699).

Submissions open **4 March 2015 and close 4.00 pm on Tuesday 7 April 2015.**

Submissions can be made via our website [www.hamilton.govt.nz/consultation](http://www.hamilton.govt.nz/consultation) or can be sent to Hamilton City Council, Strategy and Research Unit, Private Bag 3010, Hamilton 3240.

## PROPOSED DOG CONTROL POLICY 2015

The purpose of this policy is to state how Council will fulfil its legislative responsibilities pursuant to the Dog Control Act 1996 and the Dog Control Bylaw 2015.

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### Purpose and Scope

This Policy has been adopted pursuant to the functions, duties and powers conferred on Hamilton City Council ('Council') by the Dog Control Act 1996 (www.legislation.govt.nz) and takes into account:

1. The need to minimise danger, distress, and nuisance to the community generally; and
2. The need to avoid the inherent danger in allowing dogs to have uncontrolled access to public places that are frequented by children, whether or not the children are accompanied by adults; and
3. The importance of enabling, to the extent that is practicable, the public (including families) to use streets and public amenities without fear of attack or intimidation by dogs; and
4. The exercise and recreational needs of dogs and their owners.
5. To enable people to enjoy the benefits of dog ownership and provide for the exercise and recreational needs of dogs and their owners.
6. This policy applies to the whole of the district administered by Hamilton City Council, and other locations that are controlled by Hamilton City Council, now and in the future.

### Policy

#### Education

1. Council considers that involvement in education, and liaison with dog clubs and other service providers, is an appropriate and valuable role. Dogs need to be trained and socialised so that they learn how to behave in a public environment. Council staff will undertake education initiatives with dog owners to enhance the knowledge and skill of dog owners on the care and control of dogs, with a particular focus on the owners of dogs with behavioural issues.
2. Council will also seek to enhance the knowledge of the public generally, particularly children, on safety around dogs and other dog-related issues. Liaison with dog obedience clubs and other service providers in the city is considered an important role for Council. Council will seek to develop a partnership with the clubs and service providers to achieve the objective of this policy.

#### Regulation and Enforcement

3. Council has formulated a Dog Control Bylaw that is the primary enforcement mechanism of this policy. The prohibited areas and exercise areas, including maps are set out in the Dog Control Off Lead Exercise and Prohibited Areas Register referred to in the Dog Control Bylaw 2015.

4. Whilst Council will pursue education of dog owners and the public generally to avoid and minimise dog related issues in the city, enforcement of the provisions of the Dog Control Bylaw is critical to maintain public safety and to minimise danger, distress, and nuisance to the community from dogs.

**Exercise Areas, Restricted Areas and Prohibited Areas**

5. Council aims to provide appropriately for the exercise and recreational needs of dogs. Council has designated a number of areas within the city where dogs may exercise without being on a lead or similar device (see clause 6), and areas where dogs are prohibited (see clause 7).

**6. Off Lead Dog Exercise Areas**

Below are a list of parks within Hamilton City designated as Off Lead Dog Exercise Areas :

Aberfoyle Park  
Beetham Park  
Braithwaite Park\*  
Bristol Park  
Chelmsford  
Claudelands Park\*  
Crawshaw Park  
Days' Park  
Hamilton Gardens\*  
Hammond Park\*  
Innes Common\*  
Lake Domain Reserve \*  
Melville Park  
Minogue Park\*  
Porritt Stadium\*  
Pukete Farm Park  
Resthills Park\*  
Tauhara Park\*  
Te Kooti\*  
Te Manatu\*  
Temple View Reserve\*  
Till's Lookout  
Waiherowhero Park\*

Maps of the of the Off Lead Dog Exercise Are for each park can be found in the Dog Control Off Lead Exercise and Prohibited Areas Register.

\* The specific commencement dates and any details on rules for each of these off lead dog exercise areas can be found in the Dog Control Register

**7. Below are a list of areas in Hamilton where dogs are prohibited:**

- Within 10 metres of all areas of children's playgrounds,
- Hamilton West Cemetery,
- Hamilton Gardens Cemetery,
- Hamilton Gardens, Themed Gardens,
- Waiwhakareke Natural Heritage Park,
- Identified areas in:  
Hamilton Lake Domain, and

**Porritt Stadium.**

8. Council's intention is to progressively upgrade the network of designated dog exercise areas within the city, and the associated facilities within those areas, to enhance provision for the exercise and recreational needs of dogs and their owners.

**Neutering**

9. Council will look to encourage **neutering** of dogs to support the overall aims of responsible dog ownership by reducing the number of roaming dogs, unwanted litters of puppies and the number of impounded dogs.
10. Council will require mandatory **neutering** of dogs classified as menacing in accordance with the provisions of the Dog Control Act 1996. Mandatory **neutering** also includes dogs classified as menacing by other territorial authorities where that dog is in the jurisdiction of Hamilton City Council.
11. **Council may require the owner of a dog to cause that dog to be neutered if the dog has, on more than one occasion in a 12-month period, not been kept under control.**

**Probationary Owners**

12. Council may require a person that is classified as a probationary owner in accordance with the provisions of the Dog Control Act 1996 to undertake, at his or her own expense, a dog owner education programme or a dog obedience course (or both) approved by Council.

**Fees and Charges**

13. The Dog Control Act 1996 empowers Council to impose reasonable fees and charges for the registration and control of dogs. The fees and charges aim to incentivise through the use of fee categories and discounts, responsible dog ownership, and the prompt payment of registration fees. The fees and charges will be prescribed each year on the Schedule of Fees and Charges through the Annual Plan.

**Implementation processes**

The policy will be implemented using a combination of public education, liaison with other service providers, and where necessary enforcement action.

**The Policy is enforced through the Hamilton City Dog Control Bylaw 2015.**

Approved By:	Date Adopted:
Date In Force:	Review Date:

## Proposed Hamilton Dog Control Bylaw 2015

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## 1. SHORT TITLE

This bylaw may be cited as the Dog Control Bylaw 2015.

## 2. PURPOSE

The purpose of the bylaw is:

- a) To give effect to Council's Dog Control Policy.
- b) To protect and maintain public safety.
- c) To address how Council will fulfil its functions and duties pursuant to the Dog Control Act 1996.

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

This bylaw shall apply to the whole of the district administered by Hamilton City Council, and other locations that are controlled by Hamilton City Council, now and in the future.

## 3. DEFINITIONS

In this bylaw except where inconsistent with the context:

<b>Council</b>	means Hamilton City Council.
<b>Dog Control Officer</b>	has the same meaning as defined in the Dog Control Act 1996.
<b>Owner</b>	has the same meaning as defined in the Dog Control Act 1996.
<b>Neuter</b>	has the same meaning as defined in the Dog Control Act 1996
<b>Private Way</b>	has the same meaning as defined in Section 315(1) of the Local Government Act 1974.
<b>Public Place</b>	has the same meaning as defined in the Dog Control Act 1996.
<b>Registered Address</b>	means the dog owner's property, the address listed in the dog's registration, or another address which the Council has agreed to in writing for the purpose of clause 7.
<b>Working Dog</b>	has the same meaning as defined in <u>section 2 of the Dog Control Act 1996, but excluding (b)(ii) - 'kept solely or principally for the purposes of herding or driving stock', (b)(v) - 'owned by a security guard property guard as defined in section 4 of the Private Investigators and Security Guards Act 1974 section 9 of the Private Security Personnel and Private Investigators Act 2010 or a property guard employee as defined in section 17 of that Act, and kept solely or principally for the purposes of carrying on the business of a security guard' purpose of doing the things specified in section 9(1)(a) to (c) of that Act', and (b)(vi) - declared by resolution of the territorial authority to be a working dog for the purposes of this Act', or any dog of a class so declared by the authority, being a dog owned by any class of persons specified in the resolution and kept solely or principally for the purposes specified in the resolution.'</u>

## 4. CONTROL OF DOGS IN PUBLIC PLACES

- 4.1. Every owner of a dog **must** exercise control over it and **must** prevent it from wandering or remaining at large or free in any public place or private way.

- 4.2. Except as provided in clauses 4.3 and 4.4, every owner of a dog in any public place or private way must secure the dog by an effective lead or similar contrivance which keeps the dog under continuous control.
- 4.3. Dogs may be exercised free of restraint in those locations specified in the Dog Control Off Lead Exercise and Prohibited Areas Register, Part 1 as designated off lead dog exercise areas. The owner must maintain continuous control over the dog and remain within the dog exercise area while the dog is off its lead.
- 4.4. Dogs in the process of immediately accessing game hunting areas are exempt from the lead requirements outlined in clause 4.1 above, however the dog must be kept under the direct control of the owner at all times.

## 5. DOG EXERCISE AREAS

- 5.1. Dogs may be exercised free of restraint in those locations specified in the Dog Control Register as being designated off lead dog exercise areas. The owner must have continuous control of the dog and remain within the dog exercise area while the dog is off its lead.
- 5.2. The Dog Control Off Lead Exercise and Prohibited Areas Register, Part 1, lists each Off Lead Dog Exercise Area with the date from which each area is available to be used as an Off Lead Dog Exercise Area and any rules that apply to its use as such.
- 5.3. Council may, by resolution, amend the commencement date of an Off Lead Dog Exercise Area within the Dog Control Register.

## 6. PROHIBITED AREAS

- 6.1. Dogs are not allowed to enter the public places specified in Part 2 of the Dog Control Off Lead Exercise and Prohibited Areas Register as being prohibited areas, whether under control or not. However, the owner of a working dog may enter with that dog into any prohibited area.

## 7. PREVENTION OF PUBLIC NUISANCE

- 7.1. The owner or any person in possession or control of any dog that defecates in a public place or on land or premises occupied by anyone other than the owner of the dog must immediately remove the faeces and dispose of them in a legal manner.
- 7.2. Every owner of a dog that has a contagious disease must ensure that it is confined at all times within its registered address, or when not at this address fully contained within a cage that prevents contact with other animals, domestic or otherwise, or fully enclosed and secured within a vehicle.
- 7.3. Every owner of a dog must prevent it from attacking any person or any other animal.
- 7.4. A bitch in season may only be allowed outside the registered address when under the direct control of the dog owner or a person over the age of 16, and must be on a lead at all times. Despite clause 4.3 a bitch in season must not be exercised off lead in any area of Hamilton including Off Lead Dog Exercise Areas in Part 1 of the Dog Control Off Lead Exercise and Prohibited Areas Register, and game hunting areas. This clause does not relieve the dog owner of responsibility to provide adequate exercise as required by section 54(1)(b) of the Dog Control Act 1996.

## 8. LIMITATION ON NUMBER OF DOGS

- 8.1. No person shall keep, or permit to be kept, on or within any premises within the city, more than two (2) dogs of greater age than three months unless such premises have been approved by a dog control officer and a permit issued. Such permit will be subject to a fee approved and set by Council through the Annual Plan process and will be subject to renewal annually.
- 8.2. Approval by a dog control officer of the above permit will only be given subject to compliance by the owner with any reasonable requirements imposed by the dog control officer for the purpose of ensuring proper care and control of the dogs and the prevention of any nuisance.
- 8.3. On the expiry of any permit or at any other time, any approval given during that year for any person to keep more than two (2) dogs on their premises may be reviewed by a dog control officer. On review, the approval may be modified or revoked in the event of non-compliance with any condition of approval over the period of the permit under review. Renewal of a permit will be subject to a fee set by Council through the Annual Plan process.

## 9. MENACING DOGS

- 9.1. Any dog that Council classifies as menacing pursuant to the Dog Control Act 1996 must be neutered within one month after the receipt of the notice of classification. If the dog is not in a fit condition to be neutered within the specified time, the owner must produce a certificate from a registered veterinarian certifying that the dog is not in a fit condition to be neutered, and if the condition continues produce a new certificate as specified within section 33E of the Dog Control Act 1996.

## 10. PROBATIONARY OWNERS

- 10.1. If any owner of a dog is classified as a probationary owner pursuant to the Dog Control Act 1996, Council may require at its discretion the person to complete at his or her expense, a dog owner education programme or a dog obedience course (or both).

## 11. DOGS WITHIN PARKS

- 11.1. Every person must prevent any dog within their care and/or control from interfering with the use or enjoyment of any park by other persons in that park.
- 11.2. An owner of a dog that is not a working dog as defined in this bylaw, must prevent his or her dog from entering any place specified in Part 2 of the Dog Control Register, or within 10 metres of the perimeter of any playground on any park at any time (whether marked with a perimeter fence or not).

## 12. IMPOUNDMENT OF DOGS

- 12.1. Any dog found at large in any public place, whether or not the dog is wearing a collar having the proper registration label or disc attached; or found at large in any public or private way in breach of this bylaw, may be impounded by a dog control officer.
- 12.2. The owner of any dog impounded shall pay to the Council reasonable fees for the sustenance of the dog and for the giving of notice to the owner, together with a poundage fee as set through the Annual Plan process.

## 13. REQUIREMENT TO NEUTER UNCONTROLLED DOG

- 13.1. The council may require the owner of a dog to cause that dog to be neutered if that owner has breached, on more than one occasion within a 12-month period, any of the subclauses

4.1-4.4 or 5.1 or 6.1 in respect of that dog. It is sufficient if the same sub-clause is breached twice or if two of the subclauses are breached.

**14. OBJECTION TO REQUIREMENT TO NEUTER UNCONTROLLED DOG**

14.1. If a dog is required to be neutered under clause 13, the owner of that dog –

(a) may, within 14 days of receiving the notice, object in writing to the council in regard to the requirement; and

(b) has the right to be heard in support of the objection.

14.2. The council when considering an objection under subclause (1) may uphold or rescind the requirement, and in making its determination must have regard to—

(a) the evidence which formed the basis for the requirement;

(b) the matters relied upon in support of the objection; and

(c) any other relevant matters.

14.3. The council must, as soon as practicable, give written notice to the owner of—

(a) its determination of the objection; and

(b) the reasons for its determination.

**15. EFFECT OF REQUIREMENT TO NEUTER AN UNCONTROLLED DOG**

15.1. If a dog is required to be neutered, the owner of that dog must, within 1 month after receipt of the notice of the requirement, produce to the council a certificate issued by a veterinarian certifying –

(a) that the dog is or has been neutered; or

(b) that for reasons that are specified in the certificate, the dog will not be in a fit condition to be neutered before a date specified in the certificate; and

(c) must, if a certificate under subclause (1)(b) is produced to the council, produce to the council, within 1 month after the date specified in that certificate, a further certificate under subclause (1)(a).

**16. PENALTIES**

16.1. Any person who acts in breach of this Bylaw commits an offence and is liable upon conviction to a penalty, as provided for under the Local Government Act 2002.

The foregoing Bylaw was duly made by the Hamilton City Council by a resolution passed on the DAY day of MONTH 2015 following consideration of submissions received during the special consultative procedure. This Bylaw repeals and replaces the Hamilton City Dog Control Bylaw 2009. The Hamilton Dog Control Bylaw 2015 was ordered to come into force on the DAY day of MONTH 2015.

The COMMON SEAL of the HAMILTON CITY

COUNCIL was hereunto affixed in the presence of:

Councillor \_\_\_\_\_

Chief Executive \_\_\_\_\_

## DOG CONTROL OFF LEAD EXERCISE AND PROHIBITED AREAS

### PART 1 – AREAS WITHIN HAMILTON CITY DESIGNATED AS OFF-LEAD DOG EXERCISE AREAS

**Key:**

-  Identifies off lead areas in current use
-  Identifies off lead areas proposed and the date from which they will be available to be used as off lead areas
-  Prohibited areas (no dogs allowed)

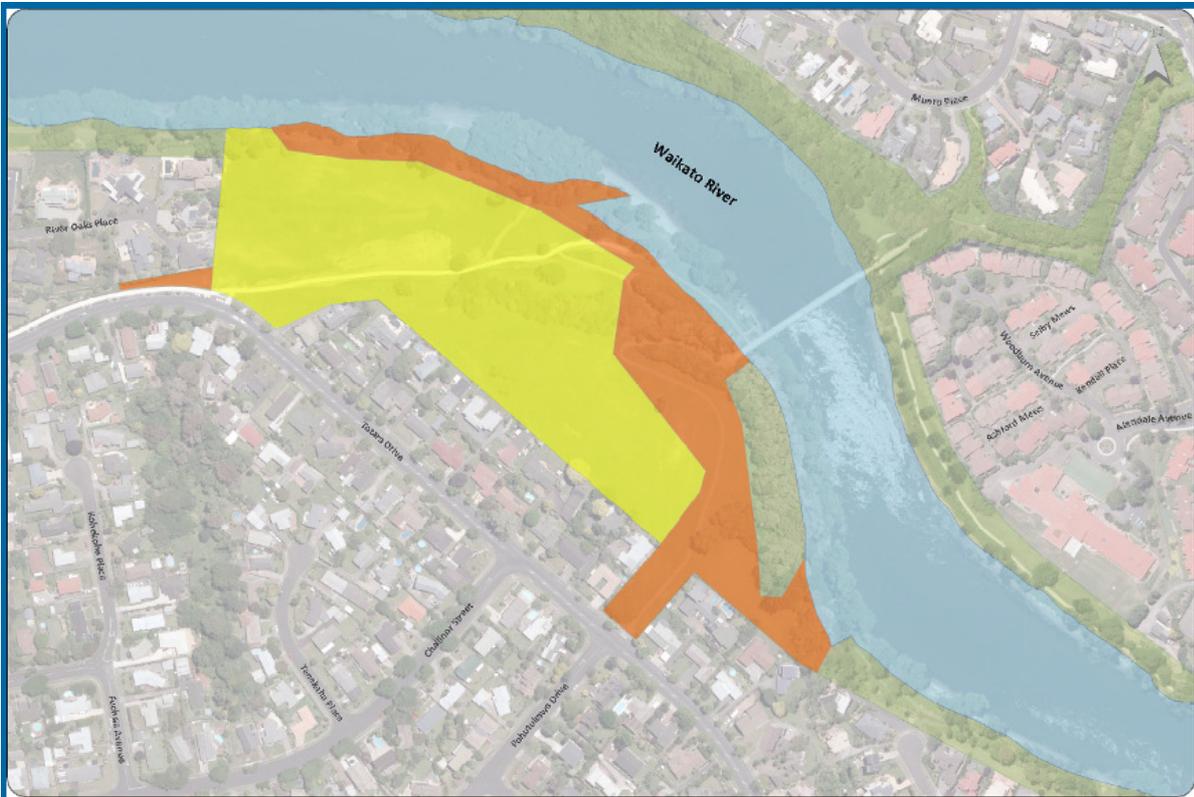
#### **Aberfoyle Park – New area to be used from 1 November 2018**



**Beetham Park**



**Braithwaite Park – Extended area to be used from 1 November 2015**



**Bristol Park**

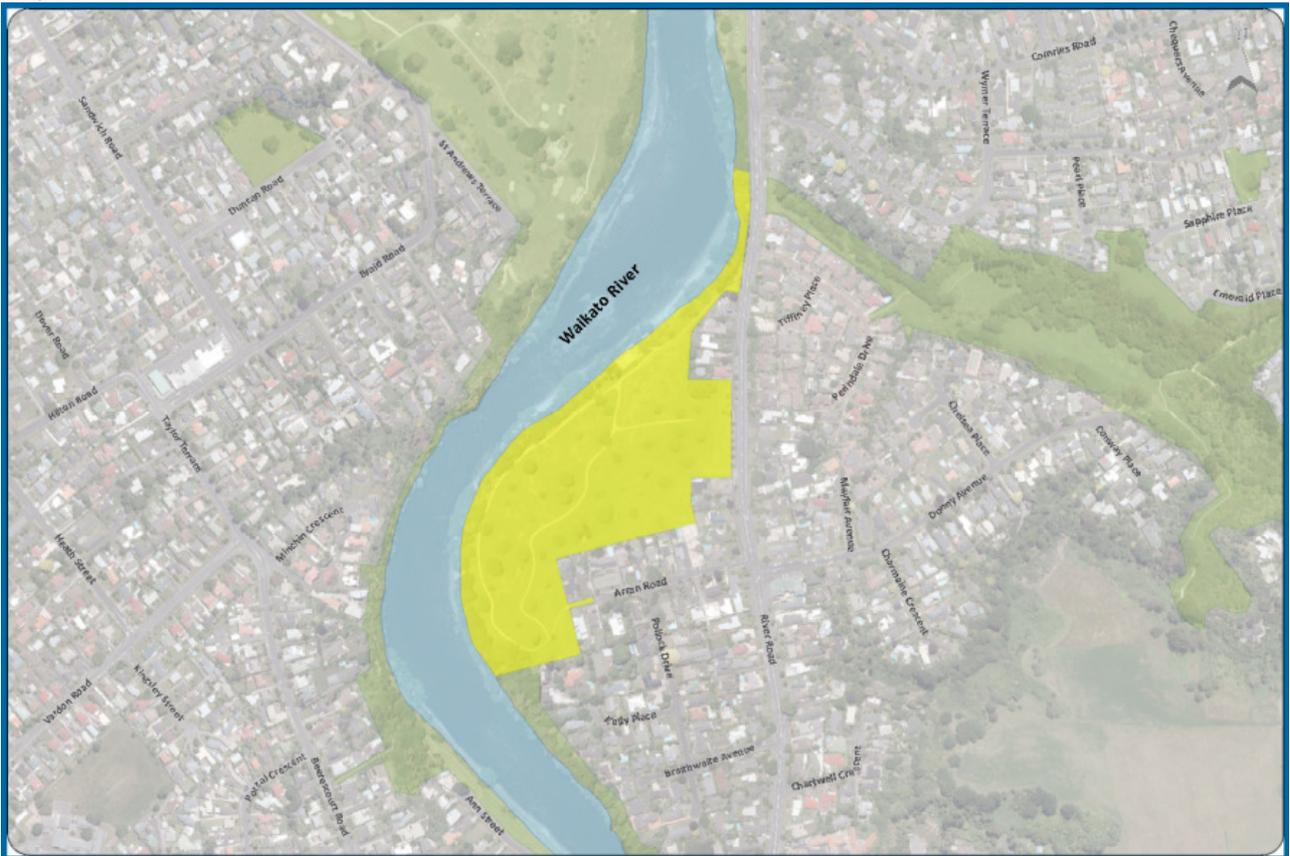


**Chelmsford – New Area to be used from 1 November 2018**

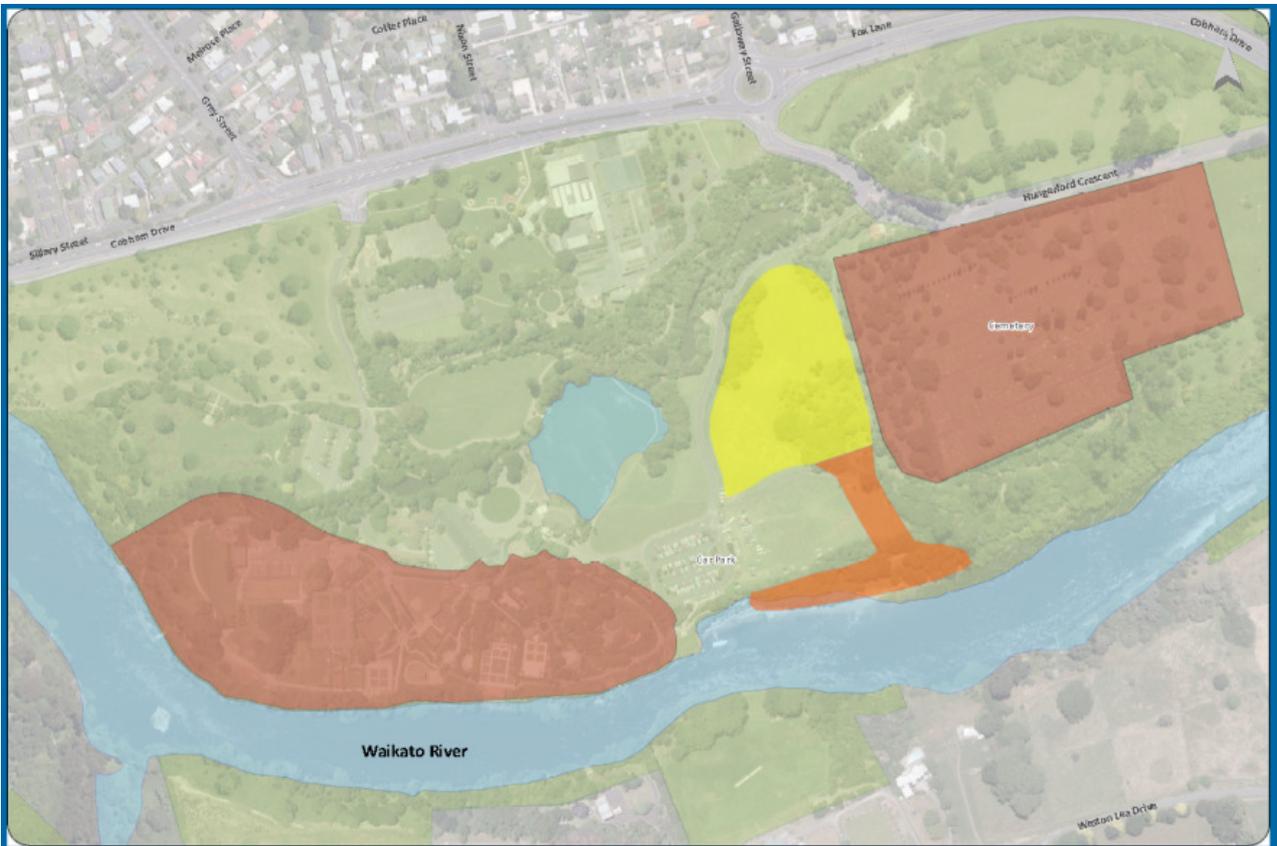




Days' Park



Hamilton Gardens - Extended area to be used from 1 November 2015



**Hammond Park – New area to be used from 1 November 2017**



**Innes Common – New area to be used from 1 November 2018**



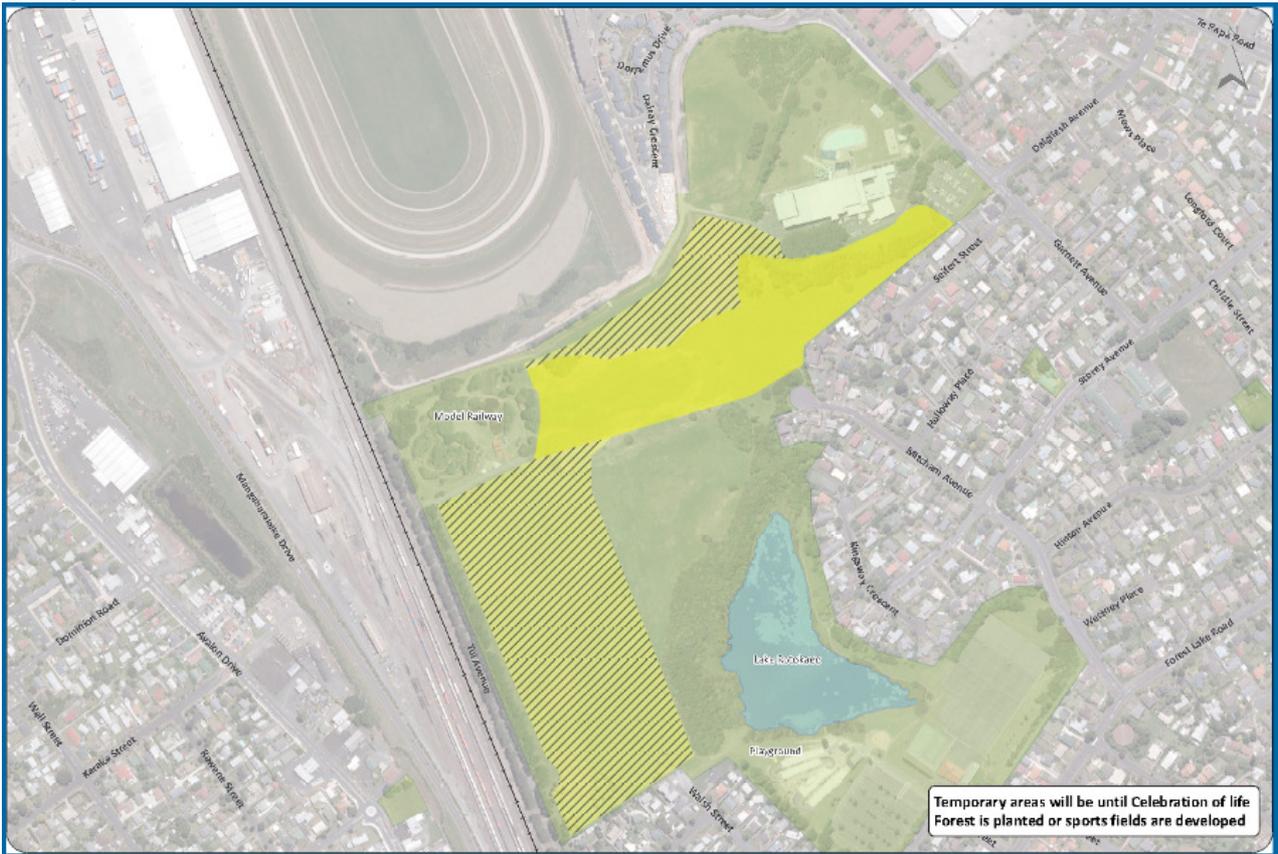
**Hamilton Lake Domain – New Area to be used from 1 November 2017**



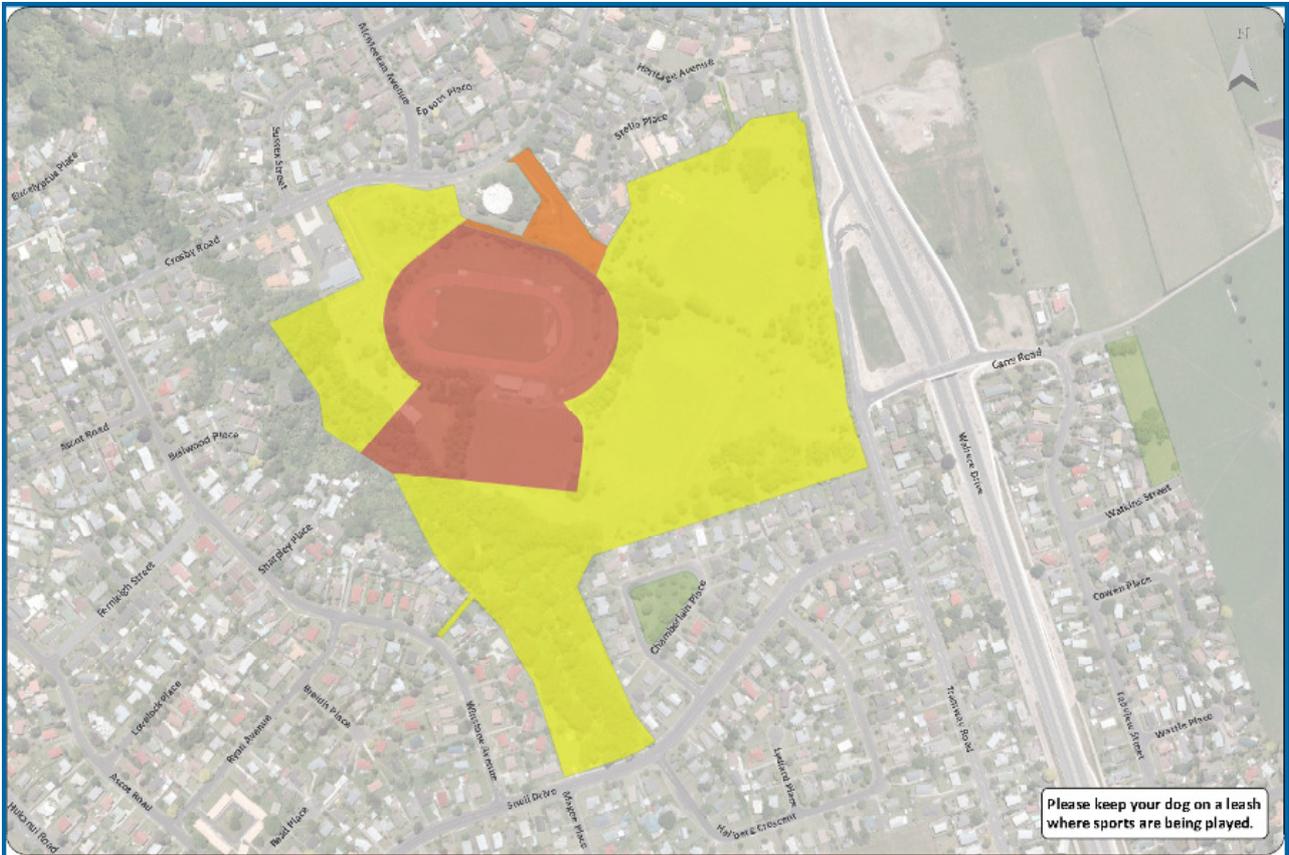
**Melville Park - Extended area to be used from commencement date of the Hamilton Dog Control Bylaw 2015**



### Minogue Park

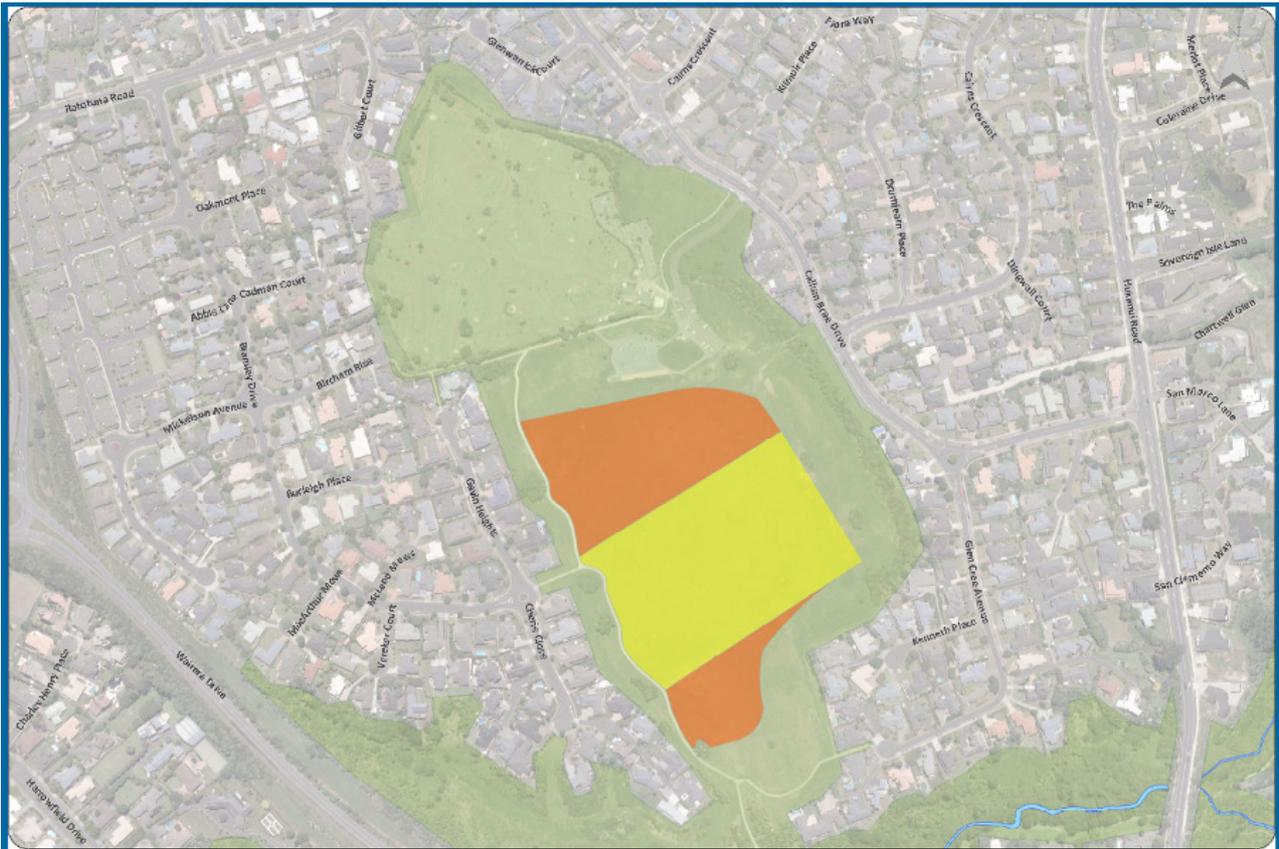


### Porritt Stadium - Extended area to be used from 1 November 2015

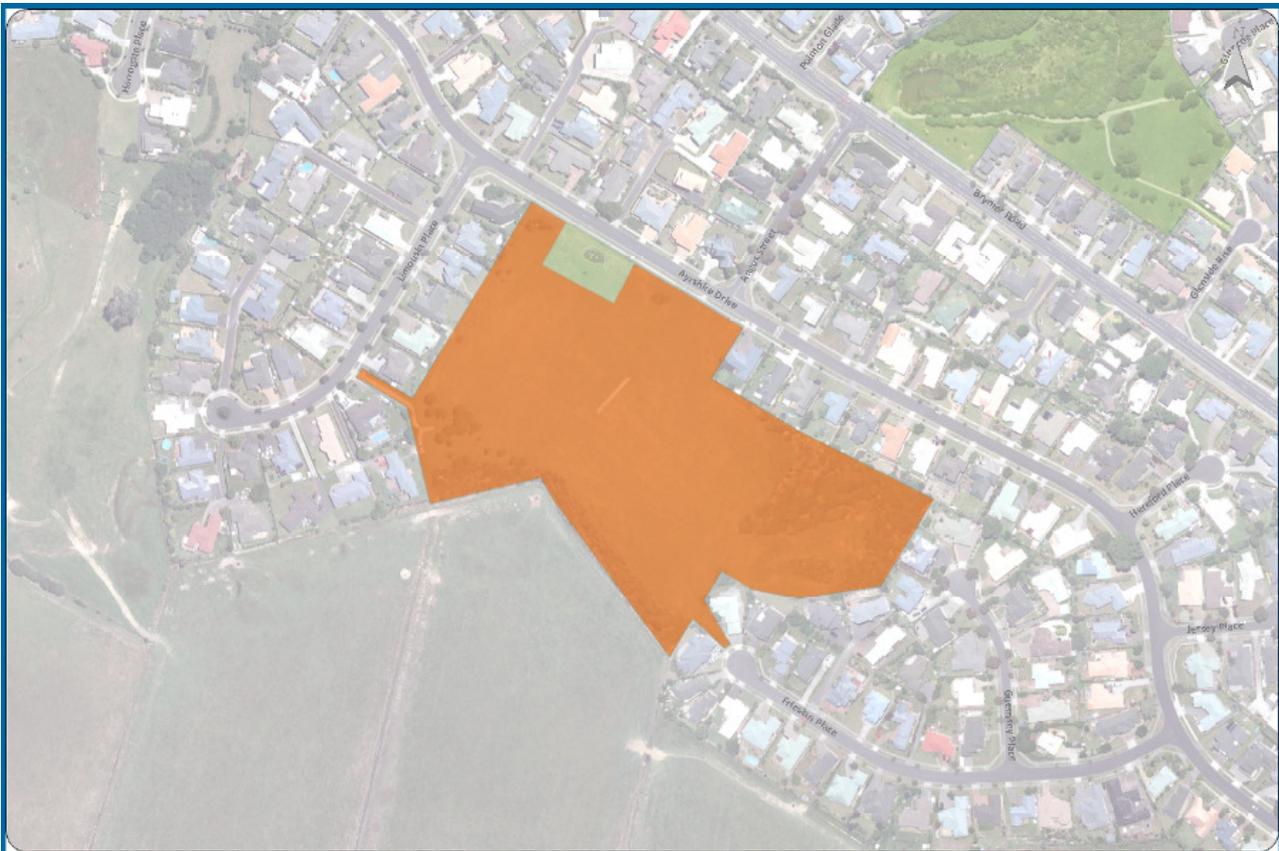




**Tauhara Park - Extended area to be used from 1 November 2015**



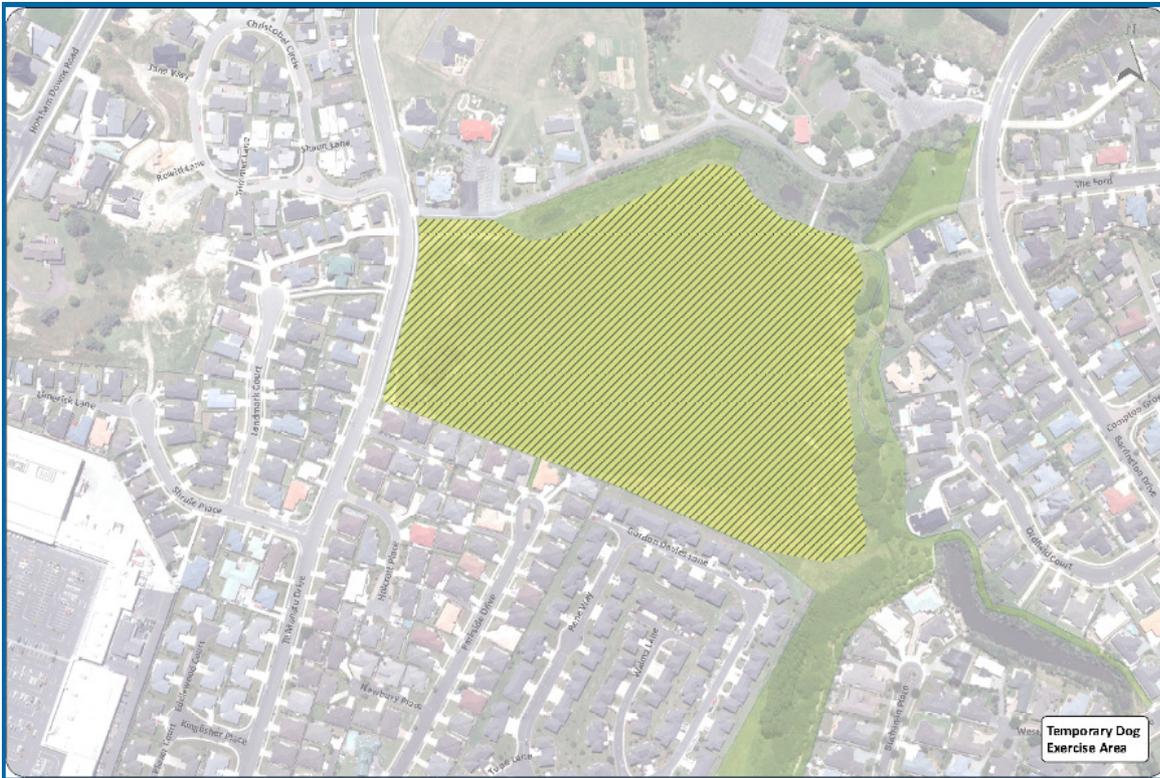
**Te Kooti – New Area to be used from 1 November 2018**



**Te Manatu – Area to be used from 1 November 2018.**

Te Manatu park, as mapped below, may be used as a Trial Off Lead Dog Exercise Area once signs have been erected at the park identifying the Trial Off Lead Dog Exercise Area.

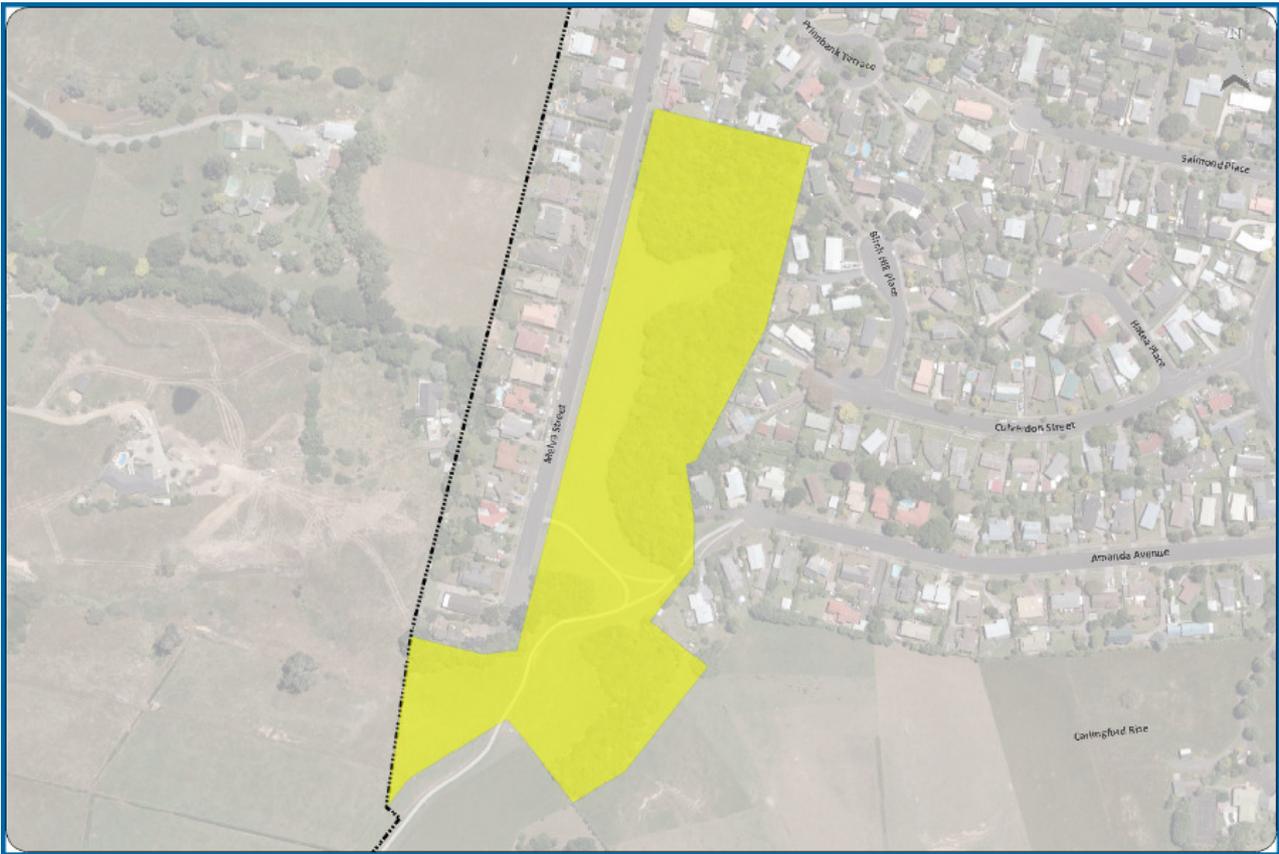
The park will remain a Trial Off Lead Dog Exercise Area until the Te Manatu Park Management Plan has been prepared in Accordance with the Reserves Act 1977. The Te Manatu Park Management Plan will determine whether the trial area becomes a permanent Off Lead Dog Exercise Area .



**Temple View Reserve – New Area to be used from 1 November 2017**



**Till's Lookout**



**Waiherowhero Park – New area to be used from 1 November 2018**



## PART 2 - AREAS WITHIN HAMILTON CITY WHERE DOGS ARE PROHIBITED

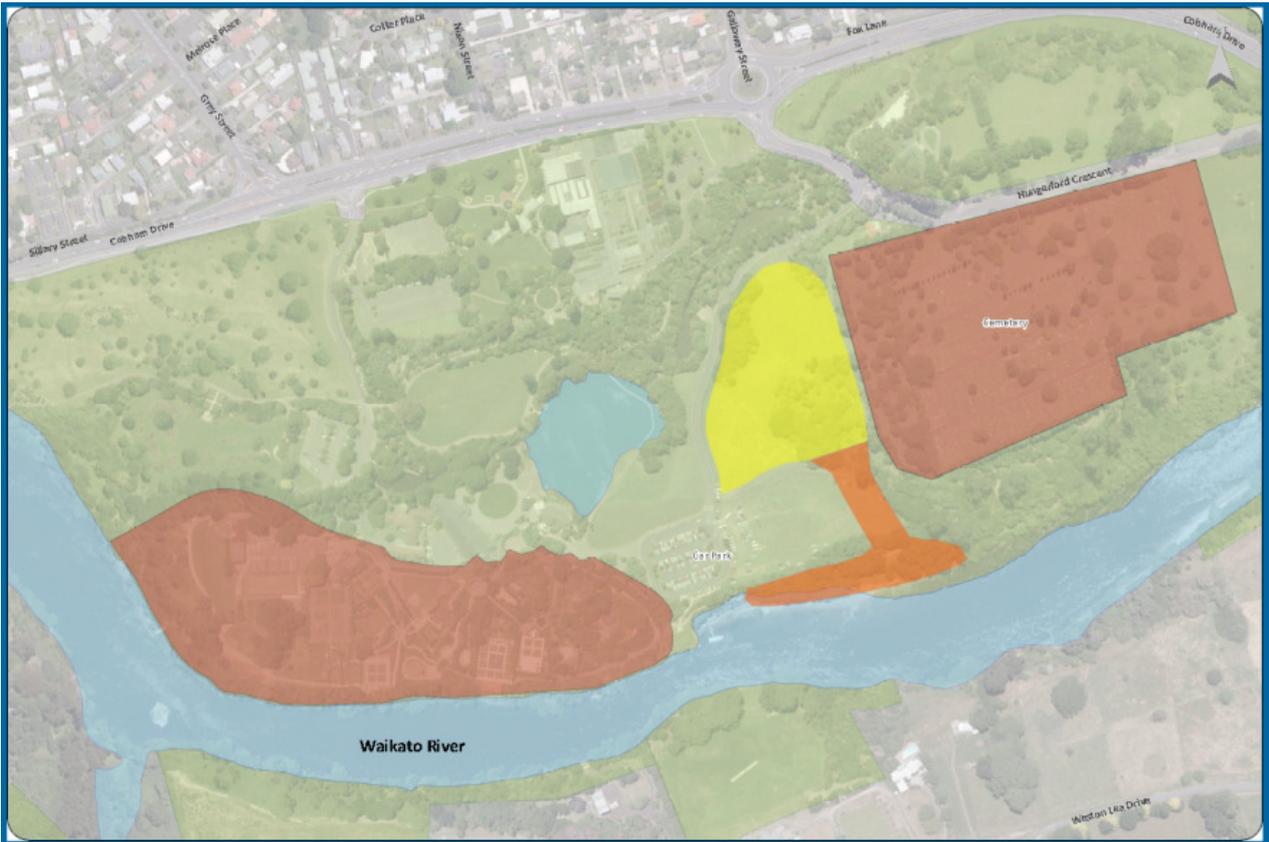
**Note:**

1. Prohibited areas shown above within the maps for:
  - a. Hamilton Gardens Cemetery,
  - b. Hamilton Lake Domain, and
  - c. Porritt Stadium.
  
2. Dogs are prohibited within 10 metres of all areas of children's playgrounds.

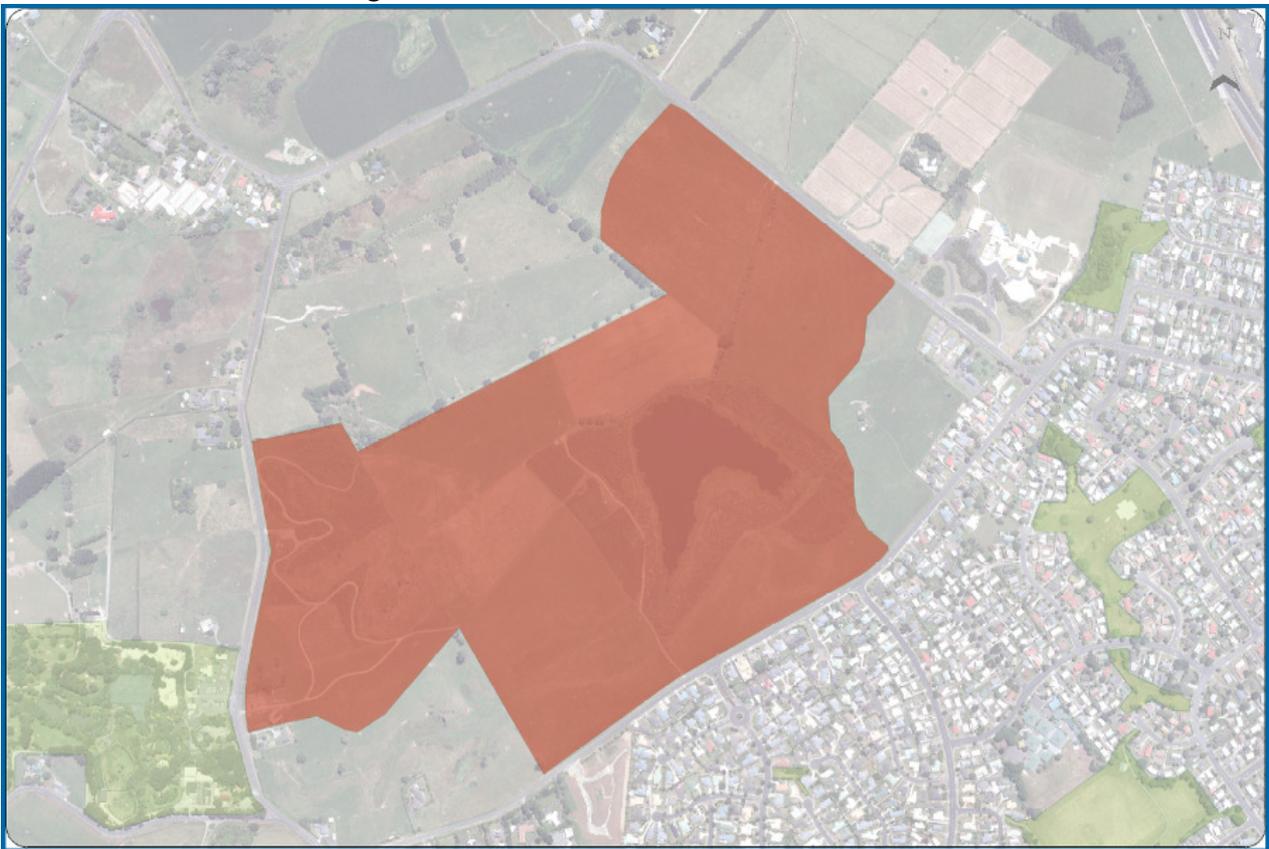
### Hamilton West Cemetery



**Hamilton Gardens**



**Waiwhakareke Natural Heritage Park**



## SUBMISSION FORM PROPOSED HAMILTON DOG CONTROL BYLAW 2015 AND DOG CONTROL POLICY

**SECTION 1** Please print your details clearly

Name: Mr / Mrs / Miss / Ms \_\_\_\_\_

Organisation: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone: (day) \_\_\_\_\_ (evening) \_\_\_\_\_

Email: \_\_\_\_\_

*Please note all submissions are treated as public documents and will be loaded on to the Council's website with the names and contact details of submitters included.*

**Important**

Do you wish to speak about your submission at a Council hearing?

Yes  No  If you **do not** tick a box we will assume that you **do not wish to speak at a hearing.**

- Hearings are anticipated to be held in April 2015. Please note if you indicated that you wish to be heard, we will contact you once hearing dates have been finalised.

**SECTION 2** Please print clearly

**In general do you support the proposed changes to the bylaw and policy?** (Please tick one option only)

Yes

No

**Do you have any specific comments in relation to the bylaw or policy? Please state whether you are talking about the bylaw and/or policy and which sections.**

Comment(s): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Comment(s): \_\_\_\_\_

\_\_\_\_\_

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STATEMENT OF PROPOSAL

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**Do you have any specific comments in relation to the proposed changes to off lead dog exercise areas?  
(If you wish to comment about a specific park please name the park at the beginning of the comment.)**

Park: \_\_\_\_\_

Comment(s): \_\_\_\_\_

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Park: \_\_\_\_\_

Comment(s): \_\_\_\_\_

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Park: \_\_\_\_\_

Comment(s): \_\_\_\_\_

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**Submissions can be:**

- submitted online : [www.hamilton.co.nz/consultation](http://www.hamilton.co.nz/consultation)
- posted: Freepost 172189, Strategy & Research Unit, Hamilton City Council, Private Bag 3010, Hamilton 3240
- delivered to the main reception, ground floor of Council Building, Garden Place

**Important Reminder: Submissions must reach Council by 4.00pm 7 April 2015. Late submissions will not be accepted.**

**Thank you for your submission**