

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 1**

**Full Name/Organisation: Anne Margaret Julian**

Wish to speak to the Council: No

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?

Yes

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

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## General Comments

Great atmosphere during summer

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 2**

**Full Name/Organisation: Cinema Express Bar & Cafe**

Wish to speak to the Council: Yes

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?  
No

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
No

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
No

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## General Comments

I do not agree with the proposed policies

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 3**

**Full Name/Organisation: Nick Jones**

Wish to speak to the Council: No

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?  
Yes

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
Yes

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## General Comments

Probably best you provide options on length of licence, this is a leading question offering only 2 years or 'no' as the possible options.

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 4**

**Full Name/Organisation: Chaos Cafe**

Wish to speak to the Council: No

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?

Yes

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

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## General Comments

The statement that extra space should be allowed for visually impaired persons is not a reasonable choice when footpaths are of a limited width already. It is acceptable where the council has allowed for extra footpath width

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 5**

**Full Name/Organisation: Jeanne Dennehy**

Wish to speak to the Council: No

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?

Yes

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

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## General Comments

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 6**

**Full Name/Organisation: Crowded House Bar & Eatery**

Wish to speak to the Council: No

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?  
No

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
Yes
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## General Comments

I disagree with the changes in policy statement number 3. I think we need the policy as it currently is, as a licensee we have several tourists and patrons that like to have a beer or wine in the middle of the afternoon or after dinner out in the encroachment areas currently provided. People should have the choice if they want to eat or not at any time of the day. Lets keep the CBD tourist friendly.

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 7**

**Full Name/Organisation: Willcam Co Ltd**

Wish to speak to the Council: Yes

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?

No

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

No

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## General Comments

The Salty Dog is a small community pub located in the heart of Moturoa. Its clientele spans a wide range of ethnicities, social levels and has a predominate age range of 40 to 70 year olds We are open from 10am in the morning to 11pm at night. It is a highlight of many of these peoples days to enjoy companionship at the outside council leased area whilst basking in the sun. The pedestrian traffic flow past the leased area can be numbered under 12 per day. The majority using the undercover access from the four square to the hairdresser on St Aubyn Street, with the main thrust of pedestrian traffic using the opposite side of the road, where most of the businesses are located. We think it is highly unfair to prejudice this small community business and possibly destroy the 22 years of good will to the local community especially the old timers. There are elements of the proposal that I am sure we can possibly negotiate. We look forward to being able to have our views heard Please keep us informed

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 8**

**Full Name/Organisation: Peggy Gordons Celtic Bar**

Wish to speak to the Council: Yes

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?

No

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

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## General Comments

As per Policy Statement: Option 1 - No Option 2 -with amendments regarding outside with food and associated drinks as we have a lot of overseas visitors and locals who sit outside and enjoy the sun and have a beverage without food. Option 3 Status Quo



# On-street Dining Policy and Guidelines Feedback

**Feedback No: 9**

**Full Name/Organisation: Karyn Grant**

Wish to speak to the Council: Yes

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?  
No

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
No

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
Yes
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## General Comments

we believe the public, visitors and locals should be able to enjoy a drink responsibly with or without dining within an authorised encroachment area. This will enhance & activate sociability in the central business district, much aligned with what successful & desirable destination cities promote. The onus will be on the licensee to manage within the sale and supply of liquor on the same basis that they do in other areas of the tenancy.

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 10**

**Full Name/Organisation: Ekdahl Property Management**

Wish to speak to the Council: No

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?

No

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

No

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

No

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## General Comments

We support Option 2. Approve the updated policy and guidelines for public consultation with amendments. 1) Agree: we want to show a good tidy main street with quality out seating arrangements 2) Disagree: that outdoor dining for primary purpose of dining, as at times people do want to sit out side in the afternoon sun and have a drink or maybe after an evening meeting/ event 3) Fees, License periods and Smoking needs more discussion, this is an industry that is highly competitive and seasonal, requires substantial investment and operators need to have some certainty with encroachment license longevity when factoring in capital outlay

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 11**

**Full Name/Organisation: Lara Toyne for Haven Holdings Limited**

Wish to speak to the Council: No

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?

No

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas

Yes

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## General Comments

Changing the policy which prohibits having a drink with out food, doesn't show the vision of a forward think city but one of backward thinking, which also doesn't not consider the social behavior of its residents and visitors

# On-street Dining Policy and Guidelines Feedback

**Feedback No: 12**

**Full Name/Organisation: Channa Miriam Knuckey**

Wish to speak to the Council: No

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## Feedback

### Focus on food

1. Should the policy emphasise that on-street dining be for eating food (with associated drinks)?  
Yes

### Licence duration and review

2. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
Yes

### Promotion of smokefree on-street dining

3. Should business owners have an incentive (a 50 per cent discount on the annual licence fee) to provide smokefree on-street dining areas  
Yes

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## General Comments

Main concern is interferring with peaceful flow of foot traffic.



**To:**  
**New Plymouth District Council**

**Subject: Review of On-street Dinning Policy and Guidelines**

My Wife, Sheryl and I own The Good Home Gastro Restaurant/Bar and Icons Sports Bar in Centre New Plymouth. We have own this since 2000. Renovated in 2006 to open the Good Home Gastro bar in centre NP.

We and our Team work very hard to provide great Hospitality to the City of New Plymouth, not only to the locals of NP and Taranaki, but the many tourist that venture into our premises.

We are concern that the proposed change to the on-street dinning Policy will affect the positive nature of this Hospitality in the city and the city vison for the CBD.

### **On-Street Dining Guidelines**

#### ***General Comments***

We support the ability for New Plymouth businesses to have outdoor dining spaces and we are, generally, in support of the existing bylaws allowing the provision of outdoor areas for the consumption of food and beverages, including those offered by licensed premises.

We support having some rules and regulations around outdoor dining facilities and their use and we support there being some consistency throughout New Plymouth, however, we also believe that there needs to be some flexibility.

The hospitality sector is far more than a provider of entertainment services and a component of the service sector. It is an integral part of the tourism industry, a large employer and a significant economic contributor to the New Plymouth District.  
– and in turn, to the country as a whole.

**We acknowledge the importance of a positive inner-city environment; the growth of Tourism in our City is at all time high and forecast as we all know is to continue in a positive trend.**

**This would be a backward step for the second-best region in the world voted 2017. We have had such an increased in tourism numbers which Hospitality is so much part of, hence on a hot summer's day/evening , no one can call in to an inner city café/restaurant/bar enjoy a glass of wine or cold glass of cider in the sun, without having the intention to dine.**

Our sector is at the forefront of this, we have a responsibility to deliver great venues, great food & beverage combined with outstanding service.

We would like to endorse your Review of Option 2, but with some selected amendments:

We support a number of changes in this amendment, one being,

- We support the change to Smoke free on street dining experience and what has been proposed. The proactive approach of letting Business owners have a choice is positive step.
- The safe pathway for pedestrians is a positive.

**Concerns:**

We strongly oppose the deleting the “**Casual Drinking**” experience for all.

***Specific Comments:***

licensed premises are also bound by the Sale and Supply of Alcohol Act 2012, which contains provisions that relate to the ‘amenity and good order’ of the locality<sup>1</sup>, noise management and ensuring that the operation of the licensed premises are not “being used in a disorderly manner so as to be obnoxious to neighbouring residents or to the public”<sup>2</sup>.

It is our experience that due to on-licensed premises being legally bound by both The Sale and Supply of Alcohol Act 2012 and current outdoor dining bylaw provisions, and the strict penalties that can be imposed, that onlicensed premises are the most monitored and controlled users of outdoor dining areas.

**If a License holder breaches the policy or guidelines, or the Liquor act, they can be dealt with, within the local enforcement. And /or current Law. So, the council and police have all the rights to take this privilege away at present.**

**Policing of this change:** This would be extremely difficult to police, as we have the same challenges in the sector with Easter etc, people are allowed to consume liquor before and after dining, the allowing time is aprox 1 hour. This would be extremely difficult to manage.

### **Summary**

**We thank you for letting us submit our concerns to the change of this policy and believe common sense will prevail.**

**The Ability to let Visitors to this great city of New Plymouth and our local ratepayers be able to partake in a quite beverage in an outside licensed encroachment area, without being forced to have a meal.**

**We all want to be known as one of the progressive city's around the world, This doesn't follow that trend, this sends a clear message of the opposite.**

**Kind Regards**

**David & Sheryl Stones**

**The Good Home**



**HOSPITALITY ASSOCIATION OF NEW ZEALAND  
SUBMISSION**  
to the  
**New Plymouth District Council**  
on the  
**Encroachment Licences for On-Street Dining  
Bylaw – October 2018**

**Hospitality New Zealand – Taranaki**  
**David Stones**  
**President**  
[David.stones@xtra.co.nz](mailto:David.stones@xtra.co.nz)

**I. Introduction**

1.1 Hospitality New Zealand Taranaki appreciates the opportunity to make submissions on this proposed bylaw.

1.2 Hospitality New Zealand is a voluntary membership based, not-for-profit trade association. Our members consist of cafes, bars, taverns, restaurants, nightclubs, accommodation hotels and off- licences and at present Hospitality NZ represents approximately 2,400 members nationwide, with around 80 in the Taranaki Region.

1.3 We support, in general, the introduction of consistent New Plymouth -wide standards and regulations and we wish to make specific comments on the below sections of the bylaw.

**2: On-Street Dining Guidelines**

***General Comments***

2.1 We support the ability for New Plymouth businesses to have outdoor dining spaces and we are, generally, in support of the existing bylaws allowing the provision of outdoor areas for the consumption of both **food and beverages**, including those offered by licensed premises.



2.2 We support having some rules and regulations around outdoor dining facilities and their use and we support there being some consistency throughout New Plymouth, however, we also believe that there needs to be some flexibility.

**2.3 The hospitality sector is far more than a provider of entertainment services and a component of the service sector. It is an integral part of the tourism industry, a large employer and a significant economic contributor to the New Plymouth District.  
– and in turn, to the country as a whole.**

We acknowledge the importance of a positive inner-city environment; the growth of Tourism in our City is at all time high and forecast as we all know is to continue in a positive trend.

Our sector is at the forefront of this, we have a responsibility to deliver great venues, great food & beverage combined with outstanding service.

**We would like to endorse your Review of Option 2, but with some selected amendments:**

We support a number of changes in this amendment, one being,

-We support the change to Smoke free on street dining experience and what has been proposed. The proactive approach of letting Business owners have a choice is positive step.

- The safe pathway for pedestrians is a positive.

**Concerns:**

We strongly oppose the deleting the “Casual Drinking” experience for all.

In our research throughout the country, we cannot find any other council that has proposed this change, other councils have tightened the by law up, or changed parts of this bylaw, none have stated “Dinning only” to our Knowledge.

***Specific Comments:***

licensed premises are also bound by the Sale and Supply of Alcohol Act 2012, which contains provisions that relate to the ‘amenity and good order’ of the locality<sup>1</sup>, noise management and ensuring that the operation of the licensed premises are not “being used in a disorderly manner so as to be obnoxious to neighbouring residents or to the public”<sup>2</sup>.

It is our experience that due to on-licensed premises being legally bound by both The Sale and Supply of Alcohol Act 2012 and current outdoor dining bylaw provisions, and the strict penalties that can be imposed, that onlicensed premises are the most monitored and controlled users of outdoor dining areas.

**If a License holder breaches the policy or guidelines, or the Liquor act, they can be dealt with, within the local enforcement. And /or current Law. So, the council and police have all the rights to take this privilege away at present.**

**Policing of this proposed change:** This would be extremely difficult to police, as we have the same challenges in the sector with Easter etc, Customers are allowed to consume liquor before and after dining, the allowing time is aprox 1 hour. This would be extremely difficult to manage.

### **3. Conclusion**

Hospitality New Zealand Taranaki Branch again thanks the New Plymouth District Council for the opportunity to make this submission.

We urge Council to recognise the contribution and value that outdoor dining areas, and good hospitality operators, bring to the economic, social and tourism vitality of the New Plymouth City and not to impose “the Dinning only” restrictions, conditions within the outdoor dining

We are happy to further consulat on this issue and look forward to continuing to work with Council on this important issue for our members.

**Kind Regards**

**David Stones**

**Branch President**

**Hospitality New Zealand – Taranaki**



**Submission to: New Plymouth District Council – On Street Dining Policy and Guidelines**

**Submission from: New Plymouth Business and Retail Association**

16 October 2018

Michelle Brennan, BARA Coordinator

Taranaki Chamber of Commerce

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New Plymouth 4340

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**BARA wishes to present its comments to New Plymouth District Council in person at a hearing.**

**Introduction**

BARA welcomes the opportunity to provide feedback on New Plymouth District Council's proposed amendments to its On-Street Dining Policy. BARA is a collective voice for businesses mainly, but not only, in New Plymouth's CBD. BARA currently has 96 members including 21 from the hospitality sector.

**Encroachment Licences for On Street Dining**

Following consultation with some of our affected members, we do not agree with the recommended Option 1.

We are supportive of the changes to the policy **with the exception of Point 3.**

Changing the policy which prohibits having a drink without food is a backward step. Welcome to 1980's New Plymouth.

A key focus for the district is Tourism. Imagine the following scenarios:

- It's 3.00pm on a hot sunny day. Some visitors sit at a table outside and order a cold beer or glass of wine. The staff member asks for a food order but the visitors are not hungry as they have had lunch, and it's too early for dinner.



“Sorry but you need to come inside where it’s really warm before you drink that”.

It won’t take long for word to get out that New Plymouth is not a fun place to visit.

- A group of friends have just been to the theatre. It is 10.30pm and a lovely evening. They decide to finish off the evening with a nightcap. The hospitality venue has music playing inside so they want to sit outside so they can have a conversation.  
“Sorry but you can’t sit out here, you need to come inside and yell at each other”.

This is not the way forward. Current Liquor Licensing is already effective in managing the requirements of businesses to adhere to Bylaws and ensures appropriate controls.

We do not believe that this change will enhance either local or visitor experiences.

There also needs to be further discussion with affected businesses on the two year maximum duration of Licences and the ability for Council to review the Licence at any time.

**We therefore support Option 2.**

Approve the updated policy and guidelines for public consultation with amendments.