

# Statement of Proposal

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### Draft Signs and Public Places Bylaw 2024

This Statement of Proposal provides information that will help the community to make a submission on the draft Signs and Public Places Bylaw 2024.

#### Background

Council Bylaws are a set of rules that are created to control specific activities within the Rangitīkei District. Bylaws are a way the Council can address nuisances and health and safety concerns. Bylaws focus on the issues that Council has determined can be dealt with appropriately using regulatory enforcement.

Under Section 145 of the Local Government Act 2002 (LGA) Council has specific bylaw making powers to protect the public from nuisance, protect, promote and maintain public health and safety, and minimise the potential for offensive behaviour in public places.

#### Bylaws under review

Council is proposing to replace the Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Signage Bylaw 2013 with the draft Signs and Public Places Bylaw 2024.

#### Replacing a Bylaw

When creating a new bylaw, Council must use the special consultative procedure and comply with section 86 of the LGA when the bylaw is of significant interest to the public.

The LGA requires Council to determine that the draft Bylaw is:

- the most appropriate way of addressing the perceived problems in the district.
- The bylaw is written in the most appropriate way, and
- The bylaw aligns with the Bill of Rights Act 1990.

Council has considered the points above and considers the draft Signs and Public Places Bylaw 2024 is the most appropriate way of addressing the perceived problems in the District, that the draft Bylaw is written in the most appropriate form, and the Bylaw aligns with the Bill of Rights Act 1990.

#### We want to hear your views

Any person, organisation or body is welcome to make a submission on the Bylaw. The consultation period will be open from **Friday 31 May 2024** and will close on **Monday 1 July 2024**. If submitters would like to speak, the hearing is scheduled on **Thursday 25 July 2024**.

#### Making a submission

You can make a submission:

- Online at: [www.rangitikei.govt.nz](http://www.rangitikei.govt.nz)
- By visiting the Council Office in Marton or visiting one of our service centres
- By emailing [info@rangitikei.govt.nz](mailto:info@rangitikei.govt.nz)

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## Contact Us

If you have any questions about the draft Bylaw please get in touch by calling 0800 422 522.

You can find this statement of proposal and the draft Bylaw online at [www.rangitikei.govt.nz](http://www.rangitikei.govt.nz), or at the Marton Main Office or any of our service centres.

## The Draft Signs and Public Places Bylaw 2024

The purpose of this draft Bylaw is to:

- Protect the public from nuisance and maintain public safety in public places,
- Regulate trading in public places, and
- Regulate signs in public places.

In particular, this Bylaw addresses:

- Damage to public facilities which may have an adverse effect on other users,
- Obstruction of public access and projections onto public spaces,
- Use of public places that have a detrimental effect on the ability of the use of public places,
- To regulate the conduct of people selling goods and services in public places,
- To regulate the conduct of people using vehicles, trailers or relocatable structures to sell goods and services in public places, and
- To regulate signs to ensure the safety of vehicles and pedestrians using public places.

The draft Signs and Public Places Bylaw 2024 proposes to replace the Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Signage Bylaw 2013.

A summary of the key differences between the Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Signage Bylaw 2013, and the Draft Signs and Public Places Bylaw 2024 is provided below.

Proposed Change	Rationale
The Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Signage Bylaw 2013 have been combined into one draft bylaw.	The intent of these bylaws are similar, in the way that they focus on regulating activities in public places to improve public safety, and ensure people are able to enjoy public places. Combining these bylaws also reduces overlap in content.
Amendments to the structure, text, and layout of the bylaw.	This bylaw is proposed to be structured differently, with changes to the layout and text to improve readability and provide clarity.
New and amended definitions.	New definitions have been added to improve clarity and reduce ambiguity where definitions were not previously included. The definitions used in the current bylaws have been reviewed and updated to improve clarity.
Change in approach to Preaching, Busking and Soliciting Donations.	In the Public Places Bylaw 2013 these activities are not allowed unless Council provides permission prior to the activity taking place. The draft Bylaw allows these activities as long as the conditions outlined are met. This change will better align the Bylaw with the Bill of Rights Act 1990.
Change in approach to goods displayed in public places.	The proposed Bylaw allows businesses to place goods for sale or chairs and tables outside their store front without direct permission from Council provided that they meet the specified conditions. This change is proposed to align with the Town Centre Plans.
Reduction of overlap with other bylaws.	The vehicular crossing section in the Public Places Bylaw 2013 crosses over with the Traffic and Parking Bylaw 2023, and the Stock on Public Places section crosses over with the Stock Droving and Grazing Bylaw 2019. This crossover is not needed, so has been removed from the draft Bylaw.
Changes to the Refuse section	The focus of the refuse section has been changed from restrictions on what can be left for kerbside collection to fly tipping. This is because Council does not currently provide kerbside collection, and fly tipping has been identified as an issue in the district. If Council becomes responsible for kerbside

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Proposed Change	Rationale
	collection, a future review can assess if rules are needed in the bylaw.
Removal of Mind Altering Substances rule.	The clause prohibiting the consumption or sale of mind altering substances is proposed to be removed as Council considers this to be a police matter, not a Council matter.
Inclusion of a bicycles, skateboards and mobility scooters section.	This section is proposed to be included to ensure bicycles, skateboards, and mobility scooters are not used in a manner that is intimidating, dangerous, a nuisance or likely to cause damage to property.
Change in approach to Lighting of Signs.	The rules in the Control of Advertising Signage Bylaw 2013 control the level of light from signs, but relies on measuring the level of light emitted from the sign. The draft Signs and Public Places Bylaw 2024 proposes to change the rule to control the level of light emitted by the type of bulb used. This is proposed to make it easier for the public to comply with the rules and easier for officers to enforce the rules.
Additional permission for one licence to be granted for a series of events.	The proposal includes a clause that allows one licence to be applied for, for an event lasting up to one week, or a series of events over up to six months. This is proposed to make it easier for event organisers to gain a licence for an extended event, and understand their licence requirements.