

**MINUTES OF AN ORDINARY MEETING OF THE HEARINGS COMMITTEE HELD IN THE  
CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY,  
ON WEDNESDAY, 17 APRIL 2002, COMMENCING AT 9.35 AM.**

---

**PRESENT:**

Councillors    GE    Nash, JP (Chairperson)  
                  RP    Dallow, QPM, JP (Deputy Chairperson)  
                  BA    Brady, JP  
                  VS    Neeson, JP  
                  DA    Yates, JP

Ward Representative

Ms    EG    Francke            (New Lynn Community Board)

**IN ATTENDANCE:**    Service Manager: Resource Management & Building  
                                 Committee Secretary: O Schuster

**1    APOLOGIES**

756/2002

MOVED by Cr Nash, seconded Cr Dallow:

That an apology from Cr Hulse for absence be received and sustained.

**CARRIED**

**2    URGENT BUSINESS**

There was no Urgent Business.

**3    CONFIRMATION OF MINUTES**

757/2002

MOVED by Cr Dallow, seconded Cr Yates:

That the minutes of the Ordinary Meeting of the Hearings Committee held on Thursday, 21 March 2002, as circulated, be taken as read and now be confirmed.

**CARRIED**

4 **OBJECTION UNDER SECTION 357 OF THE RESOURCE MANAGEMENT ACT 1991  
BY HAMPSTEAD ORATIA LIMITED IN RESPECT OF ADMINISTRATIVE CHARGES  
ARISING FROM THE PROCESSING OF A CONSENT TO SUBDIVIDE LAND AT  
9 PHILLIP AVENUE, GLEN EDEN**

9.36 am Mr Alan Bilkey (Applicant) presented evidence and responded to questions from Crs Brady and Yates.

10.39 am Hearings closed and Committee went into deliberations.

**ADJOURNMENT**

758/2002

MOVED by Cr Brady, seconded EG Francke:

That the meeting stand adjourned for 10 minutes.

**CARRIED**

10.40 am The meeting adjourned.

10.55 am The meeting reconvened.

759/2002

MOVED by Cr Dallow, seconded Cr Brady:

That pursuant to section 357 of the Resource Management Act 1991, subject to additional or contrary information being presented at the hearing, the objection made by Hampstead Oratia Limited be dismissed in respect of a request for the payment of fees arising from an application for subdivision consent relating to land situated at 9 Phillip Avenue, Glen Eden, for the following reasons:

1. The administrative charge invoiced in relation to the subdivision consent represents the actual and reasonable costs incurred by the Council in processing the application.
2. The Council has a clear policy that requires the recovery of 100% of the costs incurred by it when processing resource consent applications.
3. There is no compelling reason why the administrative charge should be subsidised in this instance.

**CARRIED**

760/2002

MOVED by Cr Brady, seconded Cr Dallow:

The Committee considers that this particular application was complex, and notes that it attracted 140 submissions, involved a hearing process lasting six - seven hours and was further complicated by a concurrent District Plan Variation process.

**CARRIED**

11.15 am

The Chairperson thanked members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AT AN ORDINARY MEETING OF  
THE HEARINGS COMMITTEE HELD ON

**DATE:**.....

**CHAIRPERSON:**.....