

**MINUTES OF A HEARING BY A COMMISSIONER HELD AT WAITAKERE CENTRAL,
6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE,
ON WEDNESDAY, 17 SEPTEMBER 2008
COMMENCING AT 9.30 AM**

PRESENT: Commissioner: Mr Les Simmons

IN ATTENDANCE: Manager: Resource Consents: B Allerby
Team Leader - Resource Consents: M Wright
Resource Planner: G Griffin
Committee Secretary: S Simiona
M Petherick

**1 NOTIFIED APPLICATION FOR RESOURCE CONSENT UNDER SECTION 88 OF THE
RESOURCE MANAGEMENT ACT 1991 BY IVAN PAUL BOTICA TO
RETROSPECTIVE CONSENT FOR BUILDING HEIGHT, AND HEIGHT IN RELATION
TO BOUNDARY INFRINGEMENTS ASSOCIATED WITH ALTERATIONS AND
ADDITIONS TO AN EXISTING DWELLING AT 41 TURANGA ROAD, HENDERSON
VALLEY**

9.32 am Commissioner L Simmons opened the Hearing introduced the Council Officers in attendance and outlined the proceedings of the Hearing.
(Track No: 64) (Track Duration: 00:06:50)

9.39 am Janelle Lee Smith Environmental Planner at Andrew Stewart Limited (for the applicant) presented evidence and responded to questions from Commissioner Simmons.

Mr Botica responded to a question from Commissioner in relation to reducing the height of the roof of the conservatory.

Matthew Wright Councils Team Leader – Resource Consents responded to questions from Commissioner Simmons regarding the height of the conservatory roof.

Gordon Griffin Councils Resource Planner clarified the height in relation to boundary consent in relation to the consent granted in 2003.

Andrew Stewart from Andrew Stewart Limited responded to questions from Commissioner Simmons regarding consent that was granted in 2003 to construct the conservatory and the height restriction.

Commissioner Simmons asked Council officers if they had any questions of clarification.

Matthew Wright Councils Team Leader – Resource Consents asked a question regarding the clear roofing material and the windows that the applicant had stated he was willing to make opaque.
(Track No: 65) (Track Duration: 01:10:49)

10.49 am Evidence by the applicant concluded.

- 10.50 am Ms Jennifer Beveridge (submitter in opposition to the application) presented evidence and responded to questions from Commissioner Simmons.
(Track No: 66) (Track Duration: 00:31:10)
- 11.19 am Evidence by the submitter concluded.
- 11.20 am Commissioner Simmons asked Council officers if there were any factual statements that they would like clarified. There were no statements that needed clarification.

ADJOURNMENT

- 11.33 am Commissioner Simmons adjourned the Hearing for 15 minutes.
- 11.57 am Commissioner Simmons reconvened the Hearing.
- 11.58 am Janelle Lee Smith Environmental Planner at Andrew Stewart Limited (for the applicant) gave the right of reply.
(Track No: 67) (Track Duration: 00:12:29)
- 12.14 pm The right of reply by the applicant concluded.
- 12.15 pm Commissioner Simmons adjourned the Hearing to enable a site visit to be undertaken. Commissioner Simmons completed the site visit on Monday, 22 September 2008 at which time he closed the Hearing. The decision was to be available 15 working days from this time.

Note: Commissioner Simmons signed off the decision on Monday, 13 October 2008. If a copy of this decision is required please telephone the Committee Secretary on 836 8000 ext: 8820