

**MINUTES OF A HEARING BY COMMISSIONER HELD AT WAITAKERE
CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,
WAITAKERE, ON TUESDAY, 2 JUNE 2009,
COMMENCING AT 9.36 AM**

PRESENT: Commissioners: Cr VS Neeson, JP (Chairman) (until 9.50 am)
Cr LA Cooper (until 9.50 am)
Mr P Reaburn (Chairman) (from 9.51 am)

IN ATTENDANCE: Group Manager: Planning and Community Service: P Brown
Resource Planner: M Sherring
Committee Secretary: M Petherick

**1 NOTIFIED APPLICATION FOR RESOURCE CONSENT UNDER SECTION 88 OF THE
RESOURCE MANAGEMENT ACT 1991 BY GREEN BAY HIGH SCHOOL TO
CONSTRUCT A SCHOOL AUDITORIUM WITH COMMUNITY FACILITIES AT 143 - 161
GODLEY ROAD GREEN BAY (GREEN BAY HIGH SCHOOL).**

9.36 am The Commissioner Chairman Cr Vanessa Neeson opened the Hearing introduced the panel of Commissioners, Cr Linda Cooper and Mr Peter Reaburn and Council officers present.

Commissioner Neeson stated that as a submission from the Council's Leisure Services had been received Commissioners Neeson and Cooper had a possible conflict of interest and therefore would not be able to take part in the Hearing.

Group Manager: Planning and Community Service Mr Phillip Brown outlined the submission received from Council's Leisure Services.

9.40 am Commissioner Neeson then asked the submitters present if they would like time to discuss the situation that had arisen with the receipt of the submission from Council's Leisure Services, and to decide if they were in agreement for the Hearing to continue in its present form.

9.41 am Commissioner Cr Neeson stated that the Hearing would adjourn for 5 minutes to enable the submitters time for discussion.

9.46 am The Hearing reconvened.

9.44 am Graeme Colquhoun on behalf of the submitters present requested additional time for the submitters to seek advice on the conflict of interest.

9.45 am Commissioner Cr Neeson adjourned the Hearing for 5 minutes.

9.50 am The Hearing reconvened.

9.50 am Commissioner Neeson stated that while the Hearing was adjourned Commissioners Neeson and Cooper had sought further clarification regarding the possible conflict of interest and were advised to declare a conflict of interest. Commissioners Neeson and Cooper vacated their places at the table and left the room, taking no further part in the Hearing.

9.51 am Commissioner Peter Reaburn assumed the Chair outlined the nature of the application and proceeded with the Hearing.
(Track No: 20) (Track Duration: 00:02:49)

- 9.55 am Matthew Paetz Babbage Consultants Limited (on behalf of the applicant) introduced the presenters or the applicant, presented evidence and responded to questions from Commissioner Reaburn.
(Track No: 21) (Track Duration: 00:33:02)
- 10.29 am Graeme Bean Traffic and Transportation Engineers Limited (T2) (on behalf of the applicant) presented evidence and responded to questions from Commissioner Reaburn.
(Track No: 22) (Track Duration: 00:49:03)
- 11.19 am Michael Morrow Marshall Day Acoustics (on behalf of the applicant) presented evidence and responded to questions from Commissioner Reaburn.
(Track No: 23) (Track Duration: 00:19:48)
- 11.41 am Presentation of evidence by the applicant concluded.
- 11.42 am Commissioner Reaburn adjourned the Hearing for 15 minutes.
- 12.03 pm Commissioner Reaburn reconvened the Hearing.
- 12.04 pm Presentation of evidence by submitters commenced.
- 12.04 pm Graeme Colquhoun (submitter in opposition to the application) presented evidence and stated that he was not originally in opposition to the application but was now opposed due to the: amendments to the original application; community use of proposed Auditorium; and the later finishing time; and responded to questions from Commissioner Reaburn.
(Track No: 24) (Track Duration: 00:23:39)
- 12.27 pm Council's Leisure/Recreation Officer Paul Edwards (submitter in support of the application) spoke to the Leisure Services submission and responded to questions from Commissioner Reaburn regarding how the finishing time of 11.00 pm was determined and what groups from the community would use the auditorium.
(Track No: 25) (Track Duration: 00:07:47)
- 12.36 pm Commissioner Reaburn gave Graeme Colquhoun (submitter in opposition to the application) the opportunity to respond to points raised by Paul Edwards. Mr Colquhoun reiterated his concerns regarding noise, frequency of use and the finishing times. Mr Colquhoun responded to questions from Commissioner Reaburn
(Track No: 26) (Track Duration: 00:08:37)
- 12.46 pm Alan Draisey (submitter in opposition to the application) supported the construction of the auditorium but opposed the daily/evening use and the late finishing times. Mr Draisey felt that there would not be enough control by Green Bay High School over sound/noise restrictions being adhered to.
(Track No: 27) (Track Duration: 00:06:42)
- 12.53 pm Bob King (submitter in opposition to the application) supported the construction of the auditorium but opposed the daily/evening use and the late finishing times. Mr King requested that users of the auditorium that would be finishing late be required to park their cars away from the residential properties.
(Track No: 28) (Track Duration: 00:05:41)
- 12.59 pm Presentation of evidence by the submitters concluded.

- 12.59 pm Council's Reporting Planner Mandy Sherring submitted a late submission and further submission by M Fernandes and requested that they be received and accepted.
(Track No: 29) (Track Duration: 00:00:45)
- 1.00 pm Commissioner Reburn gave Matthew Paetz (Consultant for the applicant) the opportunity to respond to the late submission and further submission by M Fernandes. Mr Paetz was not in favour of the submissions being received and accepted due to their lateness and that they did not submit any new evidence.

Commissioner Reburn decided to accept the submissions as they did not effect the Hearing as no new evidence had been submitted.
- 1.05 pm Matthew Paetz (Consultant for the applicant) gave the right of reply and responded to questions from Commissioner Reburn.
(Track No: 30) (Track Duration: 00:12:51)
- 1.13 pm Michael Morrow Marshall Day Acoustics (on behalf of the applicant) also responded to questions relating to noise and sound issues raised by the submitters and responded to questions from Commissioner Reburn.
(Track No: 31) (Track Duration: 00:11:29)
- 1.25 pm Commissioner Reburn closed the Hearing and advised that the he would deliberate the decision in private and that the decision would be made available within 15 working days.