

**MINUTES FOR A HEARING BY COMMISSIONERS HELD AT WAITAKERE  
CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE,  
ON THURSDAY, 7 AUGUST 2009, COMMENCING AT 9.34 AM**

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**PRESENT:** Commissioners: Cr VS Neeson, JP (Chairman)  
Cr DQ Battersby, QSM, JP  
Cr PG Mitchell

**IN ATTENDANCE:** Group Manager: Planning and Community Service: P Brown  
Group Manager: Consents: M Campbell  
Team Leader Consents: S McKenzie  
Resource Planner: J Dowding  
Subdivisions and Consents Engineer: R Detheridge  
Consultant: N Hegley  
Committee Secretary: M Petherick

**NOTIFIED APPLICATION FOR RESOURCE CONSENT UNDER SECTION 88 OF THE  
RESOURCE MANAGEMENT ACT 1991 BY THE SWANSON MEMORIAL R.S.A  
INCORPORATED TO UNDERTAKE ADDITIONS AND ALTERATIONS TO THE  
EXISTING R.S.A. BUILDING, INCREASE STANDARD BASE AND MAXIMUM  
OCCUPANCY CAPACITIES, HOLD UP TO SIX SPECIAL EVENTS PER ANNUM,  
TREE REMOVAL AND LANDSCAPING, RECONTOURING OF AN OVERLAND FLOW  
PATH, INSTALLATION OF STORMWATER DEVICES, AND RECONFIGURATION OF  
VEHICLE ACCESS, PARKING AND INTERNAL ON-SITE CIRCULATION AT 659-663  
SWANSON ROAD, SWANSON.**

**Resource Consent No: LUC 2007-1459**

Morning tea: 11:00 am  
Lunch: 1:00 pm  
Afternoon tea: 3:00 pm

9.34 am Commissioner Neeson opened the Hearing welcomed the applicant and submitters. Commissioner Neeson outlined the proceedings of the Hearing and asked Commissioners Battersby and Mitchell if they had any conflicts of interest, Commissioner Mitchell advised that he has no conflict of interest, and Commissioner Neeson advised likewise.

Commissioner Battersby declared that he is a current member of the New Lynn RSA and did not believe he has a conflict of interest.

Commissioner Neeson introduced Council's Group Manager: Philip Brown and invited him to introduce the Council officers present.

Commissioner Neeson invited the applicant to introduce the presenters that would be giving evidence on behalf of the applicant.

Commissioner Neeson invited submitters present to introduce themselves.

9.40 am Kit Littlejohn, Counsel (on behalf of the applicant) presented evidence and responded to questions from Commissioners Neeson.  
(Track No: 42) (Track Duration: 00:12:00)

- 10.00 am Robert Bedford, President Swanson Memorial RSA (on behalf of the applicant) presented evidence and responded to questions from Commissioners Neeson, Battersby and Mitchell.  
(Track No: 43) (Track Duration: 00:17:26)
- Robert Bedford, President Swanson Memorial RSA (on behalf of the applicant) responded that the word 'Casino' would not appear on any of the Swanson Memorial RSA signage.  
(Track No 44) (Track Duration: 00:01:09)
- 10.21 am Grant Watson, Pure Design Group Limited (on behalf of the applicant), presented evidence and responded to questions from Commissioners Neeson and Battersby  
(Track No: 45) (Track Duration: 00:22:32)
- 10.44 am N M Houlding, Civil Engineer (on behalf of the applicant) presented evidence and respond to a question from Commissioner Mitchell.  
(Track No: 46 (Track Duration: 00:06:51)
- 10.51 am P R Brown (on behalf of the applicant) presented evidence and responded to questions from Commissioners Mitchell and Battersby.  
(Track No: 47) (Track Duration: 00:10:45)

### **ADJOURNMENT**

- 11.03 am Commissioner Neeson adjourned the hearing.
- 11.23 am Commissioner Neeson reconvened the hearing.
- 11.24 am John Cawley, Acoustic Consultant (on behalf of the applicant) presented evidence and responded to questions from Commissioners Neeson and Mitchell.  
(Track No: 49) (Track Duration: 00:41:33)
- 12.08 pm K A Brayshaw, Principal Planner (on behalf of the applicant) presented evidence and responded to questions from the Commissioners Neeson, Mitchell and Battersby.  
(Track No: 50) (Track Duration: 00:53:52)
- 1.01 pm Presentation of evidence by the applicant concluded.

### **ADJOURNMENT**

- 1.02 pm Commissioner Neeson adjourned the hearing.
- 1.35 pm Commissioner Neeson reconvened the hearing.
- 1.36 pm Presentation of evidence by submitters commenced.

- 1.37 pm K Walters, Swanson Good Neighbours Group (submitter in opposition to the application) presented evidence.
- 2.11 pm J Wilkinson, Resident (submitter in opposition to the application) presented evidence and responded to questions from Commissioner Neeson.
- 2.16 pm C Whitlow, Resident, (submitter in opposition to the application) presented evidence and responded to questions from Commissioner Battersby.
- 2.28 pm Brian Walters, Resident (in opposition to the application) presented evidence.
- 2.30 pm Karen Walters, Swanson Good Neighbours Group (in opposition to application) presented evidence on behalf of R Bishop and responded to questions from Commissioners Neeson and Mitchell.
- 2.46 pm Keith Lunt, Resident (in opposition to application) presented evidence.
- 2.47 pm Gayle Lunt, Resident (in opposition to the application) presented evidence. (Track No: 51) (Track Duration: 01:32:37)

### **ADJOURNMENT**

- 3.06 pm Commissioner Neeson adjourned the hearing.
- 3.20 pm Commissioner Neeson reconvened the hearing.
- 3.21 pm Gayle Lunt, Resident (in opposition to the application) continued to present evidence and responded to questions from Commissioner Neeson. (Track No: 52) (Track Duration: 00:08:50)
- 3.29 pm Presentation of evidence from the submitters concluded.
- 3.30 pm Council Planner: James Dowding recommended amendments to Planning Conditions 9, 10, 11 and 12 and amendments to Acoustic Conditions 42, 43, 48 and 49. (Track No: 53) (Track Duration: 00:03:14)
- 3.34 pm Council Consultant: Nevil Hegley also recommended amendments to Acoustic Condition 42 and responded to questions from Commissioners Neeson and Battersby. (Track No: 54) (Track Duration: 00:15:50)
- 3.50 pm Subdivisions and Consents Engineer: Robert Dethridge requested clarification from the applicant on the eastern boundry Acoustic fence and responded to questions from Commissioner Neeson. (Track No: 55) (Track Duration: 00:01:42)
- 3.52 pm Commissioner Neeson invited the applicant to present their right of reply.
- 3.53 pm Kit Littlejohn (on behalf of the applicant) gave the right of reply and responded to questions from Commissioner Neeson, Battersby and Mitchell. (Track No: 57) (Track Duration: 00:41:51)

4.34 pm Commissioner Neeson closed the Hearing and advised that the Commissioners would deliberate the decision in private and that the decision would be available within 15 working days.

**Note:** Friday, 28 August 2009, release of the decision has been extended pursuant to section 37 of the Resource Management Act 1991. The due date is now Friday, 18 September 2009.

**Note:** Commissioner Neeson on behalf of the panel of Commissioners signed off the decision on Wednesday, 16 September 2009. If a copy of the decision is required please contact the Committee Secretary on 836 8000 ext: 8104.