

**MINUTES OF A HEARING BY A COMMISSIONER HELD AT THE TRUSTS STADIUM,
65 – 67 CENTRAL PARK DRIVE, HENDERSON, WAITAKERE, ON TUESDAY,
15 DECEMBER 2009, COMMENCING AT 9.30 AM**

PRESENT: Commissioner: Mr H Bhana

IN ATTENDANCE: Group Manager: Planning and Community Service, P Brown
Senior Planner: Policy Implementation
Committee Secretary: S Simiona

1 NOTICE OF REQUIREMENT BY A REQUIRING AUTHORITY UNDER SECTION 168A OF THE RESOURCE MANAGEMENT ACT 1991 FOR CLARK STREET EXTENSION LOW LEVEL BRIDGE AND ASSOCIATED WORKS IN THE NEW LYNN TOWN CENTRE

9.30 am Commissioner Bhana opened the Hearing welcomed everyone present and outlined the Hearing procedures. Commissioner Bhana explained his role as an Independent Commissioner for the Hearing that he was unable to make a decision outright but would be forwarding a recommendation to the Council.

Commissioner Bhana asked the Council officers present to introduce themselves and advised of housekeeping matters.
(Track No: 113) (Track Duration: 00:10:00).

9.40 am Jacqueline Robson Principal Engineer for Special Projects, Waitakere City Council and as facilitator for the applicant introduced the presenters and outlined the timeline for presentations by Advocates and Expert Witness for the applicant. Ms Robson responded to questions from Commissioner Bhana.
(Track No: 114) (Track Duration: 00:05:03).

9.45 am John Schermbrucker Programme Director, New Lynn Integrated Programme (on behalf of the applicant) presented evidence and responded to questions from Commissioner Bhana.
(Track No: 114) (Track Duration: 00:10:05).

9.55 am Robert Lipka Principal Advisor, Town Centre Development, Waitakere City Council, (on behalf of the applicant) presented evidence and responded to questions from Commissioner Bhana.
(Track No: 115) (Track Duration: 00:35:35)

10.35 am Commissioner Bhana requested clarification from Mr Lipka regarding the extent of the Notification, and inquired about the rain garden in Gardner Road Reserve. Ms Fiona Blight on behalf of the applicant responded to the inquiry stating that details of the rain garden were included in Architectus's Gardner Road Reserve plans to be presented later in the Hearing.

Commissioner Bhana inquired about Stage 3 of the Project (Todd Triangle) and if this was incorporated in the designation. Ms Blight responded that the designation did include the Todd Triangle area, stating that the actual works covered by the designation in Totara Avenue, were from Todd Avenue forward.
(Track No: 116) (Track Duration: 00:15:10)

10.50 am Rachel de Lambert Landscape Architect / Director: Boffa Miskell Limited (on behalf of the applicant) presented evidence and responded to questions from Commissioner Bhana (Track No: 117) (Track Duration: 00:15:23).

ADJOURNMENT

11.05 am Commissioner Bhana adjourned the Hearing until 11.25 am.

11.25 am Commissioner Bhana reconvened the Hearing.

11.25 am Rachel de Lambert (on behalf of the applicant) continued presenting evidence and responded to questions from Commissioner Bhana. (Track No: 118) (Track Duration: 00:20:38)

11.45 am Grant Sirl Consultant Arborist, ArborAdvice Limited (on behalf of the applicant) presented evidence and responded to questions from Commissioner Bhana. (Track No: 119) (Track Duration: 00:10:28).

12.00 pm David Pearson Heritage Architect, Dave Pearson Architects Limited (on behalf of the applicant) presented evidence and responded to questions from Commissioner Bhana. (Track No 120) (Track Duration: 00:23:14)

12.23 pm Jacqueline Robson stated that Mr Pearson's in his evidence made reference that the Clock Tower in Todd Triangle would be in a slightly different location, Ms Robson advised that in the current set of drawings the Clock Tower was to remain in its present position. (Track No: 121) Track Duration: 00:00:36)

12.24 pm Stephen Peakall Acoustical Consultant, Marshall Day Acoustics (on behalf of the applicant) presented evidence and responded to questions from Commissioner Bhana. (Track No: 122) (Track Duration: 00:15:14)

12.38 pm Joseph Phillips Senior Transportation Engineer, Becca Infrastructure Limited (on behalf of the applicant) presented evidence and responded to questions from Commissioner Bhana. (Track No: 123) (Track Duration: 00:17:38)

ADJOURNMENT

12.55 pm Commissioner Bhana adjourned the Hearing until 1.45 pm.

1.50 pm Commissioner Bhana reconvened the Hearing.

1.50 pm Fiona Blight Associate Senior Planner, Beca Carter Hollings and Ferner Limited (on behalf of the applicant) presented evidence and responded to questions from Commissioner Bhana (Track: 124) (Track Duration: 00:45:15)

2.35 pm Evidence by the applicant concluded.

- 2.36 pm Graeme Berryman (submitter in support of the application) expressed concern about the entry level of the proposed road onto Great North Road and how it may dictate the levels and grades of Great North Road advancing towards the Titirangi / Rata Street intersection and the provision of a better grade footpath outside Nos: 3093 to approximately 3107 Great North Road. Mr Berryman responded to questions from Commissioner Bhana.
(Track No: 125) (Track Duration: 00:09:13).
- 2.45 pm The Reporting Planner Carolyn McAlley expanded on conditions as required by the noise expert.

Rachel de Lambert responded to questions from Commissioner Bhana regarding planting. Ms de Lambert stated that in the future buildings would abut the lower street bridge.
(Track No: 126) (Track Duration: 00:15:00)
- 3.00 pm Fiona Blight (on behalf of the applicant) gave the right of reply.
(Track No: 126) (Track Duration: 00:20:36)
- 3.25 pm Commissioner Bhana thanked everyone for their attendance closed the Hearing and informed all parties that he would be forwarding his recommendation to the Council within 15 working days.