

**MINUTES OF A MEETING OF THE SWIMMING POOL EXEMPTION SUBCOMMITTEE
HELD IN THE GLEN EDEN ROOM, AT WAITAKERE CENTRAL, 6 HENDERSON
VALLEY ROAD, HENDERSON, WAITAKERE, ON THURSDAY, 30 JULY 2009,
COMMENCING AT 9.30 AM**

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VALLEY ROAD, HENDERSON, WAITAKERE, ON THURSDAY, 30 JULY 2009,
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PRESENT: Councillors DQ Battersby, QSO, JP (Deputy Chairman) (Presiding)
MF Chan, JP
PG Mitchell

IN ATTENDANCE: Team Manager: Operation Compliance
Prosecutor: Legal Services
Committee Secretary: D Tukutama

1 APOLOGIES

1289/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

That apologies from Crs Flaunty, Cooper, Hulse, Jolley and Neeson for absence be received and sustained.

CARRIED

2 URGENT BUSINESS

There was no Urgent Business.

3 CONFLICTS OF INTEREST

Elected Members were reminded via the agenda, of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member of the Council and any private or other external interest they might have.

4 CONFIRMATION OF MINUTES

1290/2009

MOVED by Cr Battersby, seconded Cr Chan:

The Swimming Pool Exemption Subcommittee resolved to:

Receive the minutes of the meeting of the Swimming Pool Exemption Subcommittee held on Thursday, 16 July 2009, as circulated, and that they be taken as read and now be confirmed.

CARRIED

5 **APPLICATIONS FOR SPECIAL EXEMPTIONS - FENCING OF SWIMMING POOLS ACT 1987**

1291/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Receive** the Applications for Special Exemptions - Fencing Of Swimming Pools Act 1987 report.
2. **Agree** to approve (subject to conditions) the application for special exemptions sought.
3. **Agree** that the letter objecting to the swimming pool exemption granted to 43a Glenview Road, Glen Eden, be received.
4. **Agree** that a letter of acknowledgement be sent, and that a legal opinion be sought with Council officers to determine the best process to address the objection issue raised in the letter regarding the swimming pool exemption granted to 43a Glenview Road, Glen Eden.

CARRIED

ADJOURNMENT

1292/2009

MOVED by Cr Mitchell, seconded Cr Chan:

That the meeting stand adjourned until 10.23 am.

CARRIED

9.50 am The meeting adjourned.

10.23 am The meeting reconvened.

APPLICATIONS

LW & CM Chamley, 7 Vinceroy Place, Green Bay

1293/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Approve** the application and the exemptions sought by LW & CM Chamley at 7 Vinceroy Place, Green Bay, for an indefinite term.
2. **Agree** that this exemption will run with the property situated at 7 Vinceroy Place, Green Bay, notwithstanding any changes of ownership.

CARRIED

ADJOURNMENT

1294/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

That the meeting stand adjourned until 10.35 am.

CARRIED

10.28 am The meeting adjourned.

10.35 am The meeting reconvened.

D Adams, 389 Titirangi Road, Titirangi

1295/2009

MOVED by Cr Battersby, seconded Cr Chan:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Approve** the application and the exemptions sought by D Adams at 389 Titirangi Road, Titirangi, for an indefinite term, conditional upon the owners completing the following work:
 - *That both gates to the pool area have their self-latches repaired or replaced to ensure both gates are free swinging and are not at risk of becoming jammed upon opening (to be completed within 60 days and to the satisfaction of Council's Pool Inspector).*
2. **Agree** that this exemption will run with the property situated at 389 Titirangi Road, Titirangi, notwithstanding any changes of ownership.

CARRIED

ADJOURNMENT

1296/2009

MOVED by Cr Battersby, seconded Cr Chan:

That the meeting stand adjourned until 10.49 am.

CARRIED

10.43 am The meeting adjourned.

10.49 am The meeting reconvened.

E & S Wilson, 41 Huia Road, Titirangi

1297/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Approve** the application and the exemptions sought by E & S Wilson at 41 Huia Road, Titirangi, for an indefinite term.
2. **Agree** that this exemption will run with the property situated at 41 Huia Road, Titirangi, notwithstanding any changes of ownership.
3. **Agree** that the application fee of \$252 paid by E & S Wilson, 41 Huia Road, Titirangi, be waived.

CARRIED

ADJOURNMENT

1298/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

That the meeting stand adjourned until 11.05 am.

CARRIED

10.57 am The meeting adjourned.

11.05 am The meeting reconvened.

B Queenin, 415 Huia Road, Titirangi

1299/2009

MOVED by Cr Mitchell seconded Cr Chan:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Approve** the application and the exemptions sought by B Queenin at 415 Huia Road, Titirangi for an indefinite term, conditional upon the owners completing the following work:
 - *That the self latching gate be fitted with a stationary stay to ensure that it does not swing back too far and become jammed; and that brush sticks be constructed at the far left fence of the property 1.2 metres back to ensure there is no opportunity to step up and over the fence as it currently allows (to be completed within 60 days and to the satisfaction of the Council Pool Inspector).*
2. **Agree** that this exemption will run with the property situated at 415 Huia Road, Titirangi, notwithstanding any changes of ownership.
3. **Agree** that the application fee of \$252 paid by B Queenin, 415 Huia Road, Titirangi, be waived.

CARRIED

ADJOURNMENT

1300/2009

MOVED by Cr Mitchell, seconded Cr Chan:

That the meeting stand adjourned until 11.40 am.

CARRIED

11.15 am The meeting adjourned.

11.40 am The meeting reconvened.

MJ & AP McKeown, 58 James Laurie Street, Henderson

1301/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Approve** the application and the exemptions sought by MJ & AP McKeown at 58 James Laurie Street, Henderson, for an indefinite term, conditional upon the owners completing the following work:
 - *That the height of the opposite fencing of the immediate pool area be raised to the same height of the left hand side fencing, 1.2 metres back (to be completed within 60 days and to the satisfaction of Council's Pool Inspector).*
2. **Agree** that this exemption will run with the property situated at 58 James Laurie Street, Henderson, notwithstanding any changes of ownership.
3. **Agree** that the application fee of \$252 paid by MJ & AP McKeown, 58 James Laurie Street, Henderson, be waived.

CARRIED

ADJOURNMENT

1302/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

That the meeting stand adjourned until 11.50 am.

CARRIED

11.45 am The meeting adjourned.

11.50 am The meeting reconvened.

S & L Clark, 115 Tiroroa Avenue, Te Atatu

1303/2009

MOVED by Cr Battersby, seconded Cr Chan:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Approve** the application and the exemptions sought by S & L Clark at 115 Tiroroa Avenue, Te Atatu.
2. **Agree** that the application and the exemptions sought be approved for a term expiring on the date upon which the applicants, S & L Clark, cease to be owners of the property, situated at 115 Tiroroa Avenue, Te Atatu.
3. **Agree** that the application fee of \$252 paid by S & L Clark at 115 Tiroroa Avenue, Te Atatu, be waived.

CARRIED

ADJOURNMENT

1304/2009

MOVED by Cr Battersby, seconded Cr Chan:

That the meeting stand adjourned until 12.45 pm.

CARRIED

11.55 am The meeting adjourned.

12.45 pm The meeting reconvened.

DG & DA Moncur, 1 Duncan Rise, Herald Island

1305/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Approve** the application and the exemptions sought by DG & DA Moncur at 1 Duncan Rise, Herald Island, for an indefinite term.
2. **Agree** that this exemption will run with the property situated at 1 Duncan Rise, Herald Island, notwithstanding any changes of ownership.

CARRIED

ADJOURNMENT

1306/2009

MOVED by Cr Battersby, seconded Cr Mitchell:

That the meeting stand adjourned until 1.10 pm.

CARRIED

12.55 pm The meeting adjourned.

1.10 pm The meeting reconvened.

NJ & CM Hunt, 3 Wendy Road, Waitakere

1307/2009

MOVED by Cr Battersby, seconded Cr Chan:

The Swimming Pool Exemption Subcommittee resolved to:

1. **Approve** the application and the exemptions sought by NJ & CM Hunt at 3 Wendy Road, Waitakere for an indefinite term.
2. **Agree** that this exemption will run with the property situated at 3 Wendy Road, Waitakere, notwithstanding any changes of ownership.

CARRIED

1.16 pm

The Chairman thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AT A MEETING OF THE SWIMMING
POOL EXEMPTION SUBCOMMITTEE HELD ON

DATE:.....

CHAIRMAN:.....