

WAITAKERE CITY COUNCIL

BUILDING BYLAW 1990

The Waitakere City Council, acting in pursuance and exercise of the powers and authorities conferred on it by the Local Government Act 1974, the Bylaws Act 1910, the Standards Act 1965, their respective amendments, and all other powers and authorities in any way enabling it HEREBY RESOLVES BY SPECIAL ORDER to make the following bylaw:-

1. **SHORT TITLE:**

The Short Title of this Bylaw shall be the Waitakere City Council Building Bylaw 1990.

2. **COMMENCEMENT**

This Bylaw shall come into force on the 13th day of March 1990.

3. **Revoked** (refer minute no. 3452/98)

4. **Revoked** (refer minute no. 3452/98)

5. **Revoked** (refer minute no. 3452/98)

6. **Revoked** (refer minute no. 3452/98)

7. **Revoked** (refer minute no. 3452/98)

FIRST SCHEDULE

Revoked (refer minute no. 3452/98)

SECOND SCHEDULE

Revoked (refer minute no. 3452/98)

THIRD SCHEDULE

Revoked (refer minute no. 3452/98)

FOURTH SCHEDULE

Revoked (refer minute no. 3452/98)

CHAPTER ONE

Revoked (refer minute no. 3452/98)

CHAPTER TWO

2.2.3 CARAVANS AND OTHER TEMPORARY ACCOMMODATION

- (a) For the purpose of this Clause 2.2.3 of this Bylaw and of all the sub-clauses of Clause 2.2.3 the word 'Caravan' in addition to its ordinary meaning shall include any motor vehicle or trailer used or capable of being used for human habitation whether temporarily or otherwise and includes any tent;
- (b) Without derogating from the powers contained in Section 684 of the Local Government Act 1974 or any other powers that Council may have in relation to the erection of buildings and other structures, no person shall without the written consent of Council, and then only subject to such conditions as Council may see fit to impose, place, leave standing, erect or permit to be placed, left standing, or erected, any caravan on any land not registered as a camping ground pursuant to the provisions of the Camping Ground Regulations 1985 and not being, the site of an existing dwellinghouse.
- (c) No person shall without the written consent of Council and then only subject to such conditions as Council may see fit to impose, occupy or permit to be occupied for human habitation any caravan situated on land not registered as a camping ground pursuant to the provisions of the Camping Ground Regulations 1985 whether or not the land concerned is already the site of an existing dwelling house;
- (d) Notwithstanding the provisions of sub-clauses (b) and (c) immediately preceding no consent shall be required under this Clause 2.2.3 of this Bylaw if the time during which such caravan is so imposed, placed, left standing or erected or occupied as the case may be is not more than six weeks, and if the property on which such caravan is so imposed or placed is the site of an existing dwelling, the sanitary facilities of which are available for use by the occupants of the caravan;
- (e) All consents to be given by Council pursuant to this Clause 2.2.3 and each sub-clause hereof shall be given in writing by the Engineer.
- (f) Any person desiring to obtain a consent pursuant to sub-clauses (b) and (c) hereof, shall make application and shall set out:-
 - (i) The legal description, particulars and address of the site;
 - (ii) The full name and address of the applicant;
 - (iii) The application shall be accompanied by a locality plan;
 - (iv) The details of proposed sanitary and water provision.
- (g) Every such consent if granted shall be deemed to operate as a permit to place, occupy and use the structure referred to herein upon the land referred to therein and for a time not exceeding that stated in such permit and shall be subject to such conditions as are endorsed on or stated in such permit.

BUILDING BYLAW

- (h) The granting of any consent under this Clause 2.2.3 of this Bylaw shall not prevent Council from taking action under any other statute or bylaw of the holder of any permit under this bylaw shall offend or be in breach of the provisions of any other statute or bylaw;
- (i) It shall be an offence if any person whether the holder or not of a permit under this Clause 2.2.3 shall fail to comply with any notice lawfully given in respect of any caravan infringing the provisions above contained.

THE COMMON SEAL OF THE)
WAITAKERE CITY COUNCIL)
Was hereunto affixed pursuant)
to a resolution of Council passed)
on 28 February 1990 in the presence of)

PRINCIPLE ADMINISTRATIVE OFFICER

MANAGER: FINANCE & ADMINISTRATION