

**MINUTES OF A HEARING BY COMMISSIONER HELD AT WAITAKERE
CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE,
ON THURSDAY, 12 JUNE 2008 COMMENCING AT 9.30 AM**

PRESENT: Commissioner: John Childs

IN ATTENDANCE: Group Manager: Planning and Community Service: P Brown
Team Leader - Resource Consents: M Wright
Resource Planner: L Ah Ken
Parks Consents Planner: H Kingi
Committee Secretary: S Simiona

**1 NOTIFIED APPLICATION FOR RESOURCE CONSENT UNDER SECTION 88 OF THE
RESOURCE MANAGEMENT ACT 1991 BY THE WAITAKERE CITY STADIUM TRUST
TO ERECT FOUR 28 METRE HIGH FLOODLIGHTS AT THE DOUGLAS TRACK AND
FIELD, 59 - 65 CENTRAL PARK DRIVE, HENDERSON**

9.30 am Commissioner John Childs opened the Hearing and stated that as an independent commissioner and having no association with the Council he had been assigned to conduct this Hearing.

Commissioner Childs asked the Council officers to introduce themselves. Commissioner Childs then asked Counsel for the applicant Mr David Kirkpatrick to introduce the panel of presenters for the applicant. Commissioner Childs also asked the submitters that were proposing to present evidence to introduce themselves.

9.37 am Mr David Kirkpatrick Counsel (for the applicant) presented evidence and responded to questions from Commissioner Childs.
(Track No: 46) (Track Duration 00:16:00)

9.53 am Mr Simon Wickham, Chief Executive Officer, The Trusts Stadium (for the applicant) presented evidence and responded questions from Commissioner Childs.
(Track No: 47) (Track Duration 00:24:43)

10.17 am Mr John McKensy Senior Designer LDP Limited (for the applicant) presented evidence and responded to questions from Commissioner Childs.

Commissioner Childs asked Mr Wickham the likely use for the lighting and the main users of the floodlighting. Mr Wickham responded that athletics would be the main user of the lights. Waitakere United Association Football would also use the lights on occasions.
(Track No: 48) (Track Duration 00:18:51)

10.38 am Ms Christine Fourie Landscape Architect Boffa Miskell Limited (for the applicant) presented evidence and responded to questions from Commissioner Childs.
(Track No: 51) (Track Duration 00:42:00)

ADJOURNMENT

11.20 am Commissioner Childs adjourned the Hearing for 15 minutes.

11.40 am Commissioner Childs reconvened the Hearing.

11.42 am Mr John McKensy Senior Designer LDP Limited (for the applicant) responded to a question from Commissioner Childs regarding the height of the light towers stating that each tower would be 28 metres or less.
(Track No: 52) (Track Duration 00:03:00)

11.43 am Mr David Wren Planning and Resource Management Advisor (for the applicant) presented evidence and responded to questions from Commissioner Childs.
(Track No: 52) (Track Duration 00:04:00 to 00:26:00)

12.07 pm Mr Kirkpatrick advised that the presentation of evidence by Mr Wren concluded the presentation of evidence on behalf of the applicant.

12.10 pm Des and Evelyn Smith submitters (in opposition to the application) presented evidence and responded to questions from Commissioner Childs.
(Track No: 53) (Track Duration 00:09:10)

12.20 pm Geoff and Elizabeth Nevill submitters (in opposition to the application) presented evidence and responded to questions from Commissioner Childs.
(Track No: 54) (Track Duration 00:18:36 and 00:20:24 to 00:23:44)

12.38 pm Mr Nevill tabled a submission on behalf of Mr Mark Barber (in opposition to the application) and spoke to several issues in the submission.
(Track No: 54) (Track Duration 00:18: 37 to 00:20:23)

12.44 pm Mr R Parry submitter (in opposition to the application) presented evidence and responded to questions from Commissioner Childs.
(Track No: 55)

Commissioner Childs requested that the letter received from Mr Graeme Douglas, Managing Director of Douglas Pharmaceuticals Limited in support of the application be tabled.

12.47 pm Council's Resource Planner, Mr Lee Ah Ken responded to questions from Commissioner Childs.
(Track No: 55)

12.51 pm Commissioner Childs explained the process that would take place with the application and the timeline that the decision is to be made available.
(Track No: 56)

12.51 pm Commissioner Childs invited Mr Kirkpatrick Counsel for applicant to give the right of reply.

12.52 pm Mr David Kirkpatrick Counsel for the applicant asked Commissioner Childs if Mr Wickham and Mr McKensey could also participate in the right of reply due to their expert knowledge of the positioning of the lighting towers and the direction of the light spill.

Mr Kirkpatrick proceeded with his right of reply and responded to questions from Commissioner Childs.

Mr Wickham and Mr McKensey responded to questions put forward by the submitters regarding the position of the floodlights. Mr McKensey stated that at the invitation from Mr J S Bell (submitter in opposition to the application) he and Mr Wickham had visited Mr Bell's property at 52 Sylvan Crescent, Te Atatu South to gauge the extent of the existing lighting complaints. As a result of this meeting the applicant has advised that the direction of the shield that surrounds the light bulbs was to be amended in a downwards direction so that the residents on the opposite side of Henderson Creek to the Stadium would not be confronted with the full glare of the lights bulbs but would experience a glow from the shielded lights.

Mr Wickham stated that as all the funds for the construction of the light towers and floodlighting has not yet been raised, the light towers would not be constructed immediately if the consent was granted.

(Track No: 57) (Track Duration 00:19:28)

1.11 pm The right of reply by the applicant concluded

1.12 pm Commissioner Childs closed the Hearing reserving his decision.

Note: The decision has now been signed off by the Commissioner Childs. If a copy of this decision is required please telephone the Committee Secretary on
Ph: 836 8000, ext: 8820.