

Albert-Eden Local Board Hearings Committee

OPEN MINUTES

Minutes of a meeting of the Albert-Eden Local Board Hearings Committee held in the Albert-Eden Local Board Office, 135 Dominion Road, Mt Eden, Auckland on Thursday, 27 February 2014 at 10:20am.

PRESENT

Chairperson	Rachel Langton
Members	Graeme Easte
	Margi Watson

APOLOGIES

Lee Corrick

1 **Welcome**

2 **Apologies**

Resolution number AEH/2014/1

MOVED by Member MJ Watson, seconded by Chairperson RAJ Langton:

That the Albert-Eden Local Board Hearings Committee:

- a) **accept the apology from Member Corrick for absence.**

CARRIED

3 **Declaration of Interest**

There were no declarations of interest.

4 **Confirmation of Minutes**

Resolution number AEH/2014/2

MOVED by Member GD Easte, seconded by Chairperson RAJ Langton:

That the Albert-Eden Local Board Hearings Committee:

- a) **confirm the ordinary minutes of its meeting, held on Wednesday, 25 September 2013, as a true and correct record.**

CARRIED

5 **Leave of Absence**

There were no leaves of absence.

6 **Acknowledgements**

There were no acknowledgements.

7 **Petitions**

There were no petitions.

8 **Deputations**

There were no deputations.

9 **Public Forum**

There was no public forum.

10 **Extraordinary Business**

There was no extraordinary business.

11 **Notices of Motion**

There were no notices of motion.

12 Swimming Pool Fencing Exemption – Special Exemption (Section 6) Fencing of Swimming Pools Act 1987

Jan Barnard, Team Leader Compliance and Enforcement, was in attendance to speak to this report.

Resolution number AEH/2014/3

MOVED by Member MJ Watson, seconded by Member GD Easte:

That the Albert-Eden Local Board Hearings Committee:

- a) **receive the Swimming Pool Fencing Exemption – Special Exemption (Section 6) Fencing of Swimming Pools Act 1987 report.**

CARRIED

Each application was received and discussed separately.

12.1 10 King Edward St, Mt Eden

Resolution number AEH/2014/4

MOVED by Member MJ Watson, seconded by Member GD Easte:

That the Albert-Eden Local Board Hearings Committee:

- a) **receive the application from Rosemary Eagles & Daniel Smith, 10 King Edward St, Mt Eden.**
- b) **deem that this application for special exemption under section 6 of the Fencing of Swimming Pools Act 1987 be GRANTED conditional to the following:**
- i. **the spa pool meeting the conditions A to K of NZS-8500: 2006 3.10**
 - ii. **the safety sticker supplied by Auckland Council officers being placed visibly on top of the spa pool cover.**
- c) **deem that this exemption is personal to the applicants (Rosemary Eagles & Daniel Smith), so that on a sale of the property a new owner will need to apply for a new exemption.**
- d) **note that with regard to the particular characteristics of the property and the pool, the granting of an exemption does not significantly increase the danger to young children.**
- e) **note that this exemption is subject to the spa pool being locked at all times when not in use.**

CARRIED

Members of the Albert-Eden Local Board Hearings Committee completed a site visit at this property on Tuesday, 25 February 2014.

12.2 10A St Leonards Road, Mt Eden

Resolution number AEH/2014/5

MOVED by Member GD Easte, seconded by Member MJ Watson:

That the Albert-Eden Local Board Hearings Committee:

- a) **receive the application from J & L Bragg / Cojal Trust – 10A St**

Leonards Road, Mt Eden.

- b) deem that this application for special exemption under section 6 of the Fencing of Swimming Pools Act 1987 be **GRANTED conditional** to the following:
 - i. the spa pool meeting the conditions A to K of NZS-8500: 2006 3.10
 - ii. the safety sticker supplied by Auckland Council officers being placed visibly on top of the spa pool cover.
- c) deem that this exemption is personal to the applicants (J & L Bragg / Cojal Trust, 10A St Leonards Road, Mt Eden), so that on a sale of the property a new owner will need to apply for a new exemption.
- d) note that with regard to the particular characteristics of the property and the pool, the granting of an exemption does not significantly increase the danger to young children.
- e) note that this exemption is subject to the spa pool being locked at all times when not in use.

CARRIED

Members of the Albert-Eden Local Board Hearings Committee completed a site visit at this property on Tuesday, 25 February 2014.

12.3 12 Laurel Street, Mt Albert

Resolution number AEH/2014/6

MOVED by Member MJ Watson, seconded by Chairperson RAJ Langton:

That the Albert-Eden Local Board Hearings Committee:

- a) receive the application from **Selina Chant – 12 Laurel Street, Mt Albert.**
- b) deem that this application for special exemption under section 6 of the Fencing of Swimming Pools Act 1987 be **GRANTED conditional** to the following:
 - i. the broken palings on the boundary fence being repaired
 - ii. the spa pool meeting the conditions A to K of NZS-8500: 2006 3.10
 - iii. the safety sticker supplied by Auckland Council officers being placed visibly on top of the spa pool cover
 - iv. the above conditions are met within a period of 3 months otherwise the conditional approval will be revoked and application declined
 - v. the property being inspected by an Auckland Council Swimming Pools Inspector and the inspection meeting the above criteria, following which this exemption will become valid.
- c) deem that this exemption is personal to the applicant (Selina Chant, 12 Laurel Street, Mt Albert), so that on a sale of the property a new owner will need to apply for a new exemption.
- d) note that with regard to the particular characteristics of the property and the pool, the granting of an exemption does not significantly increase the danger to young children.
- e) note that this exemption is subject to the spa pool being locked at all

times when not in use.

CARRIED

Members of the Albert-Eden Local Board Hearings Committee completed a site visit at this property on Tuesday, 25 February 2014.

12.4 19 Golf Road, Epsom

Resolution number AEH/2014/7

MOVED by Chairperson RAJ Langton, seconded by Member MJ Watson:

That the Albert-Eden Local Board Hearings Committee:

- a) receive the application from **Christine Meechan & Greg Jones – 19 Golf Road, Epsom.**
- b) deem that this application for special exemption under section 6 of the Fencing of Swimming Pools Act 1987 be **GRANTED conditional** to the following:
 - i. the spa pool meeting the conditions A to K of NZS-8500: 2006 3.10 at all times.
- c) deem that this exemption is personal to the applicants (**Christine Meechan & Greg Jones, 19 Golf Road, Epsom**), so that on a sale of the property a new owner will need to apply for a new exemption.
- d) note that with regard to the particular characteristics of the property and the pool, the granting of an exemption does not significantly increase the danger to young children.
- e) note that this exemption is subject to the spa pool being locked at all times when not in use and that movable furniture is stored at least 1200mm away from the spa pool when not in use.

CARRIED

Members of the Albert-Eden Local Board Hearings Committee completed a site visit at this property on Tuesday, 25 February 2014.

12.5 84 Richardson Road, Mt Albert

Resolution number AEH/2014/8

MOVED by Member GD Easte, seconded by Chairperson RAJ Langton:

That the Albert-Eden Local Board Hearings Committee:

- a) receive the application from **Nichola & John Broom – 84 Richardson Road, Mt Albert.**
- b) deem that this application for special exemption under section 6 of the Fencing of Swimming Pools Act 1987 be **DECLINED** noting the following:
 - i. the raised garden is only 600mm away from the right hand side of the spa pool
 - ii. the lack of a security limiter on the small window situated less than 1200mm from the spa pool.
- c) invite the applicants to reapply within 3 months at no cost and after the

conditions in resolution b) are resolved.

- d) remind the applicants that the spa pool should remain empty until the conditions are met.

CARRIED

Members of the Albert-Eden Local Board Hearings Committee completed a site visit at this property on Tuesday, 25 February 2014.

13 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

11.34 am

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

CONFIRMED AS A TRUE AND CORRECT RECORD
AT A MEETING OF THE ALBERT-EDEN LOCAL
BOARD HEARINGS COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....