

Albert-Eden Local Board Swimming Pool Fencing Exemptions Committee

OPEN MINUTES

Minutes of a meeting of the Albert-Eden Local Board Swimming Pool Fencing Exemptions Committee held in the Albert-Eden Local Board Office, 135 Dominion Road, Mt Eden, Auckland on Wednesday, 26 November 2014 at 2.51pm.

PRESENT

Chairperson	Rachel Langton
Member	Margi Watson

APOLOGIES

Members	Lee Corrick Graeme Easte
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ALSO PRESENT

Senior Swimming Pool Specialist	Phillip Curtis
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1 **Welcome**

2 **Apologies**

Resolution number AEH/2014/25

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

That the Albert-Eden Local Board Swimming Pool Fencing Exemptions Committee:

- a) **accepts the apologies from Members Corrick and Easte for absence.**

CARRIED

3 **Declaration of Interest**

There were no declarations of interest.

4 **Confirmation of Minutes**

Resolution number AEH/2014/26

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

That the Albert-Eden Local Board Swimming Pool Fencing Exemptions Committee:

- a) **confirms the minutes of its ordinary meeting, held on Wednesday, 29 October 2014, 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 Applications for Special Exemptions under Section 6 of the Fencing of Swimming Pools Act 1987

Phillip Curtis, Senior Swimming Pool Specialist, was in attendance to speak to this report.

Resolution number AEH/2014/27

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

That the Albert-Eden Local Board Swimming Pool Fencing Exemptions Committee:

- a) receives the Applications for Special Exemptions under Section 6 of the Fencing of Swimming Pools Act 1987 report.
- b) receives the applications by:
 - i) Angela Olsen – 250 Meola Road, Point Chevalier
 - ii) Eldon & Sheena Roberts – 32 Allendale Road, Mount Albert
- c) determines the applications, by way of resolution, to:
 - i) grant the application for special exemption as sought, or
 - ii) grant the application subject to conditions, or
 - iii) decline the application for special exemption sought.

CARRIED

Each application was received and discussed separately.

12.1 250 Meola Road, Point Chevalier

Resolution number AEH/2014/28

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

That the Albert-Eden Local Board Swimming Pool Fencing Exemptions Committee:

- a) receives the application from Angela Olsen, 250 Meola Road, Point Chevalier.
- b) deems that this application for special exemption under section 6 of the Fencing of Swimming Pools Act 1987 be GRANTED subject to the following:
 - i. the removal of the lighting box, which currently sits within 1.2 metres of the spa pool.
 - ii. the installation of a 60 degree angle fillet on the middle horizontal fence adjacent to the stairs.
 - iii. the spa pool meeting the conditions A to K of NZS-8500: 2006 3.10, as follows:
 - A. The top of the spa pool or hot tub shall be positioned with the entire top surface not less than 760mm above the surrounding ground or deck;
 - B. The cover shall be lockable and shall be kept locked

- when the spa pool or hot tub is not being used or supervised. A locking device shall contain a mechanical locking mechanism or a self-locking mechanism in addition to latching shut;
- C. The locks shall not be able to be readily opened or released by a child of up to the age of six years;
 - D. When locked the cover shall be fitted so that if lifted it does not release the locking device or provide a clearance greater than 100mm;
 - E. The cover shall be made of a material that if walked on cannot collapse and can withstand the weight of at least 20kg to ensure that it will more than take the weight of a child up to six years old;
 - F. The cover shall be constructed of material that meets ASTM F1346-91 to allow easy movement on and off the spa pool or hot tub;
 - G. The cover shall be constructed with a taper from the centre hinge to the outside edge of the cover so that water will not pond on top of it;
 - H. The cover shall have an evenly spaced mechanical locking device as required in above, which shall be positioned to ensure the cover cannot be lifted more than 100mm by a child up to six years of age, and ensures that the cover is fixed securely to the spa pool or hot tub;
 - I. The cover and locks shall be maintained at all times in a good state of repair;
 - J. Warning stickers/sign shall be placed on the cover to advise that it shall be locked in place when the spa pool or hot tub is not being used or supervised;
 - K. Removable steps, movable furniture, or other objects that can assist a young child to climb onto the cover, shall be stowed/stored away at least 1200mm from the side of the spa pool or hot tub.
- c) deems that this exemption is personal to the applicant (Angela Olsen, 250 Meola Road, Point Chevalier).
 - d) notes that this exemption is conditional to the spa pool remaining in its current location on the property.
 - e) notes that the conditions above must be completed within 3 months, or a new application for fencing exemption must be made.
 - f) notes that the spa pool must be emptied and remain empty until the above conditions have been met and the spa pool has subsequently been sighted and assessed by the Swimming Pool Fencing Inspector.
 - g) notes 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.

CARRIED

12.2 32 Allendale Road, Mount Albert

Resolution number AEH/2014/29

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

That the Albert-Eden Local Board Swimming Pool Fencing Exemptions Committee:

- a) receives the application from Eldon & Sheena Roberts, 32 Allendale Road, Mount Albert.
- b) deems that this application for special exemption under section 6 of the Fencing of Swimming Pools Act 1987 be GRANTED subject to the following:
 - i. two further spa pool cover locks being placed on the front and back of the spa pool cover and that all the spa pool cover lock straps are in good working order.
 - ii. the spa pool meeting the conditions A to K of NZS-8500: 2006 3.10, as follows:
 - A. The top of the spa pool or hot tub shall be positioned with the entire top surface not less than 760mm above the surrounding ground or deck;
 - B. The cover shall be lockable and shall be kept locked when the spa pool or hot tub is not being used or supervised. A locking device shall contain a mechanical locking mechanism or a self-locking mechanism in addition to latching shut;
 - C. The locks shall not be able to be readily opened or released by a child of up to the age of six years;
 - D. When locked the cover shall be fitted so that if lifted it does not release the locking device or provide a clearance greater than 100mm;
 - E. The cover shall be made of a material that if walked on cannot collapse and can withstand the weight of at least 20kg to ensure that it will more than take the weight of a child up to six years old;
 - F. The cover shall be constructed of material that meets ASTM F1346-91 to allow easy movement on and off the spa pool or hot tub;
 - G. The cover shall be constructed with a taper from the centre hinge to the outside edge of the cover so that water will not pond on top of it;
 - H. The cover shall have an evenly spaced mechanical locking device as required in above, which shall be positioned to ensure the cover cannot be lifted more than 100mm by a child up to six years of age, and ensures that the cover is fixed securely to the spa pool or hot tub;
 - I. The cover and locks shall be maintained at all times in a good state of repair;
 - J. Warning stickers/sign shall be placed on the cover to advise that it shall be locked in place when the spa pool or hot tub is not being used or supervised;

- K. Removable steps, movable furniture, or other objects that can assist a young child to climb onto the cover, shall be stowed/stored away at least 1200mm from the side of the spa pool or hot tub.
- c) deems that this exemption is personal to the applicant (Eldon & Sheena Roberts – 32 Allendale Road, Mount Albert).
- d) notes that the top of the spa pool is positioned less than 760mm above the permanent timber pipe cover and considers that the quality and current condition of the closed cover and the location of the opening mechanism does not increase the risk to children under the age of six years.
- e) notes 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.

CARRIED

13 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

3.21 pm

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 SWIMMING POOL FENCING EXEMPTIONS
COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....