

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 Tuesday, 16 February 2016 at 1.34pm.

PRESENT

Deputy Chairperson	Lee Corrick
Members	Margi Watson

ABSENT

Chairperson	Rachel Langton
Member	Graeme Easte

ALSO PRESENT

Senior Swimming Pool Specialist	Brendon Findlay
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1 Welcome

2 Apologies

Resolution number AEH/2016/1

MOVED by Deputy Chairperson LA Corrick, seconded by Member MJ Watson:

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

- a) **accepts the apologies from Chairperson Langton and Member Easte for absence.**

CARRIED

3 Declaration of Interest

There were no declarations of interest.

4 Confirmation of Minutes

Resolution number AEH/2016/2

MOVED by Deputy Chairperson LA Corrick, 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 Tuesday, 13 October 2015, 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 Special Exemption (Section 6) Fencing of Swimming Pools Act 1987

Resolution number AEH/2016/3

MOVED by Member MJ Watson, seconded by Deputy Chairperson LA Corrick:

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

- a) **Receives the application by the owners of:**
 - i. **1 Hona Avenue, Mt Eden**
 - ii. **16 Onslow Road, Mt Eden**
 - iii. **38 Maungakiekie Avenue, Greenlane.**
- b) **Thanks Brendon Findlay, Senior Swimming Pool Specialist, for his attendance.**

CARRIED

12.1 1 Hona Avenue, Mt Eden

Resolution number AEH/2016/4

MOVED by Member MJ Watson, seconded by Deputy Chairperson LA Corrick:

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

- a) **Receives the application from Richard and Melissa Marshall, 1 Hona Avenue, Mt Eden.**
- 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 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 (Richard and Melissa Marshall, 1 Hona Avenue, Mt Eden).
 - d) Notes that this exemption is conditional to the spa pool remaining in its current location on the property.
 - 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

12.2 39 Maungakiekie Avenue, Greenlane

Resolution number AEH/2016/5

MOVED by Deputy Chairperson LA Corrick, seconded by Member MJ Watson:

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

- a) Receives the application from Adam Clark, 39 Maungakiekie Avenue, Greenlane.
- 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 set of steps currently at the side of the spa pool be stored at a place no less than 1200mm away from the spa when not in use.
 - 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) Considers that the metal lid framing unit is sufficient to secure the rear of the spa lid in place of the rear spa lid locks.
 - d) Deems that this exemption is personal to the applicant (Adam Clark, 39 Maungakiekie Avenue, Greenlane).
 - e) Notes that this exemption is conditional to the spa pool remaining in its current location on the property.
 - f) 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

12.3 16 Onslow Road, Mt Eden

Resolution number AEH/2016/6

MOVED by Member MJ Watson, seconded by Deputy Chairperson LA Corrick:

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

- a) **Receives the application from Stuart Yorston, 16 Onslow Road, Mt Eden.**
- b) **Deems that this application for special exemption under section 6 of the Fencing of Swimming Pools Act 1987 be DEFERRED to allow the applicant to work with council officers to resolve building code issues, in addition to the following spa pool related requirements:**
 - i. **The stair rails being position to within 1200mm of the spa pool.**
 - ii. **Two additional locks to be fitted to the spa lid.**
- c) **Notes that the spa pool is to remain empty until an exemption is granted.**

CARRIED

13 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

2.04 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:.....