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By email:  
[admin@esgc.co.nz](mailto:admin@esgc.co.nz)

15<sup>th</sup> March 2019

Dear Stefan

Re: Land for gym club

I refer to your dated 11 November 2018 and I apologise for the time taken to respond. It has been necessary to collate information from a variety of sources prior to compiling a response.

On the specific matter of availability of land for a new gym facility I wish to advise as follows:

Auckland Netball Centre Inc. has been granted a lease over the site it occupies at Ngahue Reserve for a total term of 40 years, expiring 2053.

The terms of the lease entitle Auckland Netball to the quiet enjoyment of the site and there are no provisions within the lease that enable Auckland Council to reclaim any part of the leased area for the purpose of re-allocating the land to another group.

To date, Auckland Netball has partially developed the site, and it has a master plan for the ultimate long-term development of the site. There are no provisions within the lease requiring any part of this proposed development to occur within certain timeframes.

The Orakei Local Board has adopted the Colin Maiden Park Master Plan, and this document shows a possible site for a new gym facility in the future. Implementation of various parts of the plan will be worked towards over a long timeframe and opportunities will arise when leases and other agreements are renewed or expired.

For clarification purposes, while the master plan indicatively shows the location of certain facilities, there is no certainty that all aspects of the plan can be implemented, especially in the short-term as legal agreements, regulatory and any other statutory process must still be honoured and followed.

In the meantime, access to this site can only occur if Auckland Netball are willing to enter these discussions. Auckland Netball cannot be compelled to engage in the discussions, nor to relinquish control of any part of the leased area while the lease is still current. In this respect, the resolution of the Orakei Local Board dated 15 February 2018 cannot be acted upon by council staff until such time as Auckland Netball agree.

Auckland Council has recently requested the board of Auckland Netball Centre to indicate whether there is any willingness to enter discussions with council around alternative uses for parts of the leased site. The Auckland Netball Centre will consider this Next Tuesday, at which point the two parties will be able to determine if discussions should continue.

If Auckland Netball agree to proceed, the processes to be followed internally would indicate that the timelines outlined in your letter of 11 November 2018 are unrealistic and will need to be re-visited and agreed by all the parties concerned.

In the event that Council and Auckland Netball Centre do not reach agreement regards re-purposing part of the Auckland Netball land, Auckland Council will look to work with Eastern Suburbs Gymnastics Club to identify other sites that may meet the requirements of the gym club, however there can be no assurances that a suitable site will be identified.

We will be back in contact with you in the near future once it known how Auckland Netball wishes to proceed.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Kit Parkinson', with a long horizontal flourish extending to the right.

Kit Parkinson  
Chair  
Orakei Local Board