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**MINUTES**

**WEDNESDAY 7 MAY 2008**

**1.04PM**

**Committee Room 1  
Ground Floor, Council Offices  
101 Wakefield Street  
Wellington**

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**PRESENT:**

Councillor Gill (Chair)  
Councillor Best  
Councillor Goulden (1.04 – 2.47pm)  
Councillor Pannett  
Councillor Wain (1.04 – 2.51pm)

**APOLOGIES:**

Mayor Prendergast  
Councillor Cook

008/08RP **APOLOGIES**  
(1215/53/IM)

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

- 1. Accept apologies for absence from Mayor Prendergast and Councillor Cook.*

009/08RP **MINUTES FOR CONFIRMATION**  
(1215/53/IM)

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Approve the minutes of the ordinary meeting held on Wednesday 13 February 2008 having been circulated, be taken as read and confirmed as an accurate record of that meeting.*

010/08RP **CONFLICT OF INTEREST DECLARATIONS**  
(1215/53/IM)

**NOTED:**

There were no conflicts of interest declared.

011/08RP **PUBLIC PARTICIPATION**  
(1215/53/IM)

**NOTED:**

1. Dean Murdoch addressed the meeting regarding Report 1 “Earthquake Prone Building Policy Requests for Extension of Time – 129 Taranaki Street and 86 Kent Terrace”. He has applied to Wellington City Council for an extension of time to the request for earthquake strengthening.
2. Simon Copeland and Hamish Groves addressed the meeting regarding Report 1 “Earthquake Prone Building Policy Requests for Extension of Time – 129 Taranaki Street and 86 Kent Terrace”. They are potential buyers of 129 Taranaki Street and support the application of Mr Murdoch to the Wellington City Council for an extension of time to the request for earthquake strengthening.
3. Stathy Boolieris addressed the meeting regarding Report 1 “Earthquake Prone Building Policy Requests for Extension of Time – 129 Taranaki Street and 86 Kent Terrace”. He has applied to Wellington City Council for an extension of time to the request for strengthening.

012/08RP **EARTHQUAKE PRONE BUILDING POLICY REQUESTS FOR EXTENSION OF TIME – 129 TARANAKI STREET AND 86 KENT TERRACE**

Report of Katharine Wheeler - Building Group Manager – Policy, Building Consents and Licensing Services.  
(1215/11/IM) (REPORT 1)

**Moved Councillor Gill, seconded Councillor Best the substantive motion.**

**Moved Councillor Gill, seconded Councillor ~~Goulden~~ Wain the following amendment to recommendation 2.**

2. Grant an extension of time for 129 Taranaki Street for 2 years from 7 May 2008 subject to the following conditions:
  - (a) No tenancy in that period; and
  - (b) That an earthquake prone building notice is affixed to the façade of the building where it is visible to passing pedestrian traffic,
  - (c) Subject to a Resource Consent application and Building Consent application for demolition, or Building Consent application for strengthening, being lodged with Council within 12 months from 1 July 2008
  - (d) Strengthening or demolition has begun within the two year period.

(Councillor Goulden left the meeting at 2.47pm.)

**NOTED:**

Councillor Gill sought another seconder to the amendment. Councillor Wain indicated that she would be the seconder to the amendment.

**Moved Councillor Best, seconded Councillor Wain, the following amendment to recommendation 3.**

“THAT the Committee lay the recommendation 3 of the officer’s report on the table until the next meeting of the Committee to be held on Wednesday 4 June 2008 and request that Transit New Zealand provide information on their intentions for the site which takes in 86 Kent Terrace.”

**The amendment was put and declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Receive the information.*

2. *Grant an extension of time for 129 Taranaki Street for 2 years from 7 May 2008 subject to the following conditions:*
  - (a) *No tenancy in that period;*
  - (b) *That an earthquake prone building notice is affixed to the façade of the building where it is visible to passing pedestrian traffic;*
  - (c) *Subject to a Resource Consent application and Building Consent application for demolition, or Building Consent application for strengthening, being lodged with Council within 12 months from 1 July 2008;*
  - (d) *Strengthening or demolition has begun within the two year period.*
  
3. *Lay the recommendation 3 of the officer's report on the table until the next meeting of the Committee to be held on Wednesday 4 June 2008 and request that Transit New Zealand provide information on their intentions for the site which takes in 86 Kent Terrace.*

**NOTED:**

The resolutions differ from the recommendations in the officer's report as follows:

The Committee added the text in **bold**.

(Councillor Wain left the meeting at 2.51pm.)

013/08RP **APPLICATION FOR EXEMPTION FROM THE FENCING OF SWIMMING POOLS ACT 1987 FOR 50 CLARK STREET**

Report of Owen Williams - Building Officer, Building Consents & Licensing Services.

(1215/11/IM)

(REPORT 2)

**Moved Councillor Gill, seconded Councillor Best the substantive motion.**

**The substantive motion was put and declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Receive the information.*
  
2. *Agree to grant an exemption for the doors entering the pool area as it is deemed unreasonable in accordance with clause 11 of the schedule to the Act to require the applicant to reconfigure the existing doors.*

3. *Agree to impose the following conditions that need always be met by the applicant and any future owner of the property to enable this exemption to apply.*
- *The doors entering the pool area are accepted as installed, to remain opening to the pool area and to have hardware fitted and fully functional as listed below.*
  - *The doors numbered, six, seven and eight are to be fitted with an automatic door closure adjusted to close and latch automatically.*
  - *Latches and/or locks must be installed at or above 1.5m from the finished floor level.*
  - *The doors must not be fitted with hold open devices.*

014/08RP **GRANTING OF A FRESH LEASE TO MARANUI SURF LIFESAVING CLUB**

Report of Heather Cotton – Property Adviser.  
(1215/11/IM)

(REPORT 3)

**Moved Councillor Gill, seconded Councillor Pannett the substantive motion.**

**The substantive motion was put and declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Receives the information.*
2. *Approves subject to the conditions below, the granting of a fresh Lease to the Maranui Surf Lifesaving Club under the Local Government Act 2002:*

<i>Location</i>	<i>Term</i>	<i>Annual Rental</i>	<i>Annual Maintenance Fee</i>	<i>Annual Compliance Fee</i>
<i>Lyll Bay Parade</i>	<i>10 years and one renewal of 10 years</i>	<i>\$8,000 + GST</i>	<i>\$2393 + GST</i>	<i>\$1593 + GST</i>

*Any approval to grant fresh leases is conditional upon:*

1. *Appropriate consultation with iwi;*
2. *The Lease being publicly notified in accordance with sections 119 and 120 of the Act and any approved Management Plan;*
3. *The Club reimbursing the Council for legal and advertisement costs;*
4. *There being no objections or sustained objections resulting from the abovementioned consultation or notification.*

015/08RP **GRANTING OF A FRESH LEASE TO THE KAPI MANA BRIDGE CLUB**

Report of Heather Cotton – Property Adviser.

(1215/11/IM)

(REPORT 4)

**Moved Councillor Gill, seconded Councillor Best the substantive motion.**

**The substantive motion was put and declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Receive the information.*
2. *Approve subject to the conditions noted below, the granting of fresh leases to the following groups under the Reserves Act 1977:*

<i>Type of Lease</i>	<i>Location</i>	<i>Term (years)</i>	<i>Annual Rent (GST exclusive)</i>	<i>Annual Maintenance Fee (GST exclusive)</i>
<i>Premises</i>	<i>8 Linden Avenue, Tawa</i>	<i>10 + 10</i>	<i>\$215</i>	<i>\$1018</i>

*Any approval to grant fresh leases will be conditional on:*

- a) appropriate consultation with iwi being completed;*
- b) each proposed lease being publicly notified in accordance with sections 119 and 120 of the Reserves Act 1977 together with any conditions set out in any approved Management Plans (e.g. Town Belt Management Plan);*
- c) each Group reimbursing Council for any costs incurred in advertising;*
- d) there being no objections or sustained objections resulting from the required consultation or notification.*

The meeting concluded at 3.04pm.

Confirmed: \_\_\_\_\_

Chair

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