
REPORT 9
(1215/11/IM)

Report of the Regulatory Processes Committee
Meeting of Wednesday 7 May 2008

Members: Mayor Prendergast, Councillors Gill (Chair), Best, Cook, Goulden, Pannett and Wain.

MATTERS CONSIDERED BY THE COMMITTEE

The Regulatory Processes Committee dealt with a number of issues for which it has delegated powers to act and therefore these are before the Council for noting.

The Committee hereby recommends that the information be received.

1. **ITEM 012/08RP EARTHQUAKE PRONE BUILDING POLICY REQUESTS FOR EXTENSION OF TIME – 129 TARANAKI STREET AND 86 KENT TERRACE**
(1215/11/IM) (REPORT 1)
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.*

2. **ITEM 013/08RP APPLICATION FOR EXEMPTION FROM THE FENCING OF SWIMMING POOLS ACT 1987 FOR 50 CLARK STREET**
(1215/11/IM) (REPORT 2)

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.*

3. **ITEM 014/08RP GRANTING OF A FRESH LEASE TO MARANUI SURF LIFESAVING CLUB**
(1215/11/IM) (REPORT 3)

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>Lyall 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.*

4. **ITEM 015/08RP GRANTING OF A FRESH LEASE TO THE KAPI MANA BRIDGE CLUB**
(1215/11/IM) (REPORT 4)

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.*

Leonie Gill
Chair