

*Minutes of the Regulatory Committee Meeting held in the Council Chambers,  
Waipa District Council Offices, 101 Bank Street, Te Awamutu on 19 December  
2005 commencing at 9.00am*

## **1 MEMBERS**

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Councillor D Sharpe, Chairperson

### **Committee**

His Worship the Mayor A Livingston, GC Flay, EC Newlands, BJ Taranaki,  
GRP Webber

## **2 APOLOGIES**

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There were no apologies.

## **3 LATE ITEMS**

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There were no late items.

## **4 CONFIRMATION OF ORDER OF MEETING**

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File: 01-89-04

### **RESOLVED**

4/05/88

*That the order of the meeting be confirmed with the postponement of item  
8.1 "Objection to Notice of Classification of Dog Bart as a Dangerous Dog"  
until the February 2006 meeting.*

Cr Webber/Cr Taranaki

## **5 CONFIRMATION OF PREVIOUS MEETINGS**

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File: 01-89-04

### **5.1 Extraordinary Meeting of Regulatory Committee 23 November 2005**

File: 01-85-10

### **RESOLVED**

4/05/89

*That the minutes of the Extraordinary Meeting of the Regulatory  
Committee held on 23 November 2005, having been circulated, be  
taken as read and confirmed as a correct record.*

Cr Flay/Cr Taranaki

- 5.2 **Meeting of Regulatory Committee 28 November 2005**  
File: 01-85-10

**RESOLVED**  
4/05/90

*That the minutes of the Ordinary Meeting of the Regulatory Committee held on 28 November 2005, having been circulated, be taken as read and confirmed as a correct record subject to the word "lease" being changed to "least" on page 15.*

Cr Newlands/Cr Webber

## **6 WAIPA DISTRICT LIQUOR LICENSING AGENCY**

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- 6.1 **Monthly Schedule of Liquor License Applications Considered by Staff Under Delegated Authority**  
File: 01-85-10

**RESOLVED**  
4/05/91

*That the monthly schedule of Liquor License Applications Considered by Staff Under Delegated Authority for November 2005 be received.*

Mayor Livingston/Cr Newlands

## **7 GENERAL**

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- 7.1 **Matters Considered by Staff Under Delegated Authority – Resource Management Act 1991**  
File: 01-52-01

**RESOLVED**  
4/05/92

*That the schedule of Matters Considered by Staff Under Delegated Authority from 22 November 2005 to 13 December 2005, be received, a copy of which is attached to and forms part of these minutes.*

Cr Taranaki/Cr Webber

## **8 HEARINGS**

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- 8.1 **Objection to Notice of Classification of Dog "Bart" as a Dangerous Dog. Owner: Peter Clarke**  
File: 33-15-07

**This item was postponed on request of Mr Clarke and will be heard at the February 2006 meeting of the Committee.**

**8.2 9.30am – 10.21am**

**Application to Subdivide and Vest Road and Reserve in Council, DJKL Developments Ltd, Charles Edward Street, Ohaupo being Lot 2 DP360440 (to issue) Currently Pt Lot 3, DP4061**

File: 04541/131.00

Applicant DJKL Developments Ltd

Appearing for Applicants:  
Mr D Latham, CKL Surveys  
Mr Angus Wright , CKL Surveys  
Mrs Lee Kimber, one of the applicants

Appearing for Council D Bayley – Planner  
G Boys – Building Control Manager  
M Brown – Regulatory Engineer

The Chairperson welcomed Mr Latham to the hearing and asked him to introduce his team. He then presented his application to subdivide and vest road and reserve in Council as part of a staged subdivision in Ohaupo.

Mr Latham advised that there were some alterations to the suggested conditions in the staff report and outlined his reasons. He considered that the building line, rather than being measured by a contour line, be amended to a figure from the boundary to avoid any confusion. His applicant was happy with the use of rain tanks to catch the stormwater.

With regard to the water pipelines, Mr Latham was concerned that they are being asked to install 150mm when in the past 100mm pipes were utilised. The upcoming Plan Change will have an impact on the pipes that are used and Mr Latham was of the opinion that a discount on the DIF's may be appropriate.

Council Planner Mr David Bayley then presented his report to the Committee, outlining key points of the application and clarified his position on the points that Mr Latham had made.

Discussion on the road formation was held and Council's Regulatory Engineer Mr Malcolm Brown advised that he was happy for the extensions to Selwyn Crescent remain at 18metres as this was more of an aesthetic change than a engineering consideration.

Discussion on changes to the road formation surrounding lots 31 and 32 was held and Mr Brown will work with the applicants to see if there is a way that this road would not need to be split.

Mr Bayley asked Building Control Manager Gary Boys to outline the necessity of geotechnical investigations in Stage 2. Mr Boys stated that this was a fairly intense development for an unsewered area and therefore the geotechnical report would ensure that good quality installations are put in place.

Mr Boys also advised that he was happy that each lot had a suitable building platform and understood the applicants concern with regard to a building line restriction and he would work with the applicant to achieve an appropriate restriction. However, he advised that this was a necessary condition as without it Council has no means of stopping people building their houses adjacent to the railway line.

In answer to Mr Latham's query in regard to the pipeline being imposed, Council's Utilities Engineer advised that this subdivision does require a 150mm line and therefore that is what is stated in the conditions. Mr Latham asked that if the applicants could demonstrate that they only need a 100mm line rather than the 150mm as suggested due to plan change 22 could they have a bit of flexibility here. Mr Dyet advised that further work could be undertaken to determine the necessary size water main and that conditions of consent could provide flexibility where the 150mm standard exceeded the requirement for this subdivision.

In his right of reply, Mr Latham stated that he was happy with the hearing and would work with Council staff with regard to the issues raised.

[The Committee broke for morning tea at 10.28am and reconvened at 10.51am]

**RESOLVED**

4/05/93

*That*

- a) *The report from the Planner, David Bayley dated 22 November 2005 be received and*

- b) *That in consideration of Section 104, and pursuant to Section 104A, 108 and 220 of the Resource Management Act 1991, the Waipa District Council grants its consent to DKJL Development Ltd to subdivide 75 State Highway 3 legally described as Lot Lot 2 DP360440 (to issue) shown on the plan of subdivision SP4909 subject to the following conditions:*  
Cr Webber/Mayor Livingston

*General (All Stages)*

- 1 *That the Land Transfer Plan to give affect to this subdivision consent shall be generally consistent with the approved plan prepared by CKL Surveys, reference 92207:S3 dated October 2005 submitted with application SP4909, unless otherwise altered by consent conditions. A copy of the approved plan is attached.*
- 2 *The consent holder shall arrange with a local network electricity operator for the underground reticulation of electricity to serve all lots and pay all costs attributable to such work. The consent holder shall submit to the Council written confirmation from the local network operator that satisfactory arrangements have been made for the reticulation of the service to all lots in the subdivision. This is to include if necessary the resiting, repositioning or removal of any electric power lines which exist on the land being subdivided.*
- 3 *The consent holder shall arrange with a telephone company for the reticulation of telephone cables to serve all lots and pay all costs attributable to such work. The consent holder shall submit to the Council written confirmation from the telephone company that satisfactory arrangements have been made for the reticulation of the service to all lots in the subdivision. This is to include if necessary the resiting, repositioning or removal of any telephone cables which exist on the land being subdivided.*

*Where telephone cables serving any lot are required to cross the boundary of any other lot or lots registered easements shall be created for such services.*

- 4 *A suitably qualified and experienced Geotechnical Engineer will be required to inspect the site prior to the commencement of construction and submit to Council for approval design details on the foundations of the buildings.*

*This being a condition to be complied with on a continuing basis by the subdividing owner and subsequent owners, before the deposit of the survey plan the Council shall issue a consent notice pursuant to Section 221 of the Resource Management Act 1991 specifying the above conditions.*

*Such consent notice shall be either prepared or checked at the cost of the subdividing owner by the Council's solicitors and shall be registered against each of the titles.*

- 5 *At the time of lodgement for building consent for a dwelling, and any other building requiring an effluent disposal system, an effluent disposal system shall be designed and constructed by an appropriately qualified and experienced practitioner to the satisfaction of the Council's Manager – Building Control.*

*This being a condition to be complied with on a continuing basis by the subdividing owner and subsequent owners, before the deposit of the survey plan the Council shall issue a consent notice pursuant to Section 221 of the Resource Management Act 1991 specifying the above conditions.*

*Such consent notice shall be either prepared or checked at the cost of the subdividing owner by the Council's solicitors and shall be registered against each of the titles.*

*Stormwater*

- 6 *The consent holder shall provide a Stormwater Management Plan prepared by an appropriately qualified and experienced practitioner, for approval by Council, for the complete subdivision, including all proposed stages indicated in the application. The stormwater management plan shall include but not be limited to the following:*

- *stormwater from the proposed roads*
- *stormwater from the proposed right-of-ways*
- *stormwater discharge from State Highway 3*
- *stormwater discharge from the developed sections on the south west side of State Highway 3.*
- *Stormwater presently discharging from the end of Selwyn Crescent captured by the proposed turning head.*
- *Overland flow paths.*
- *Should be consistent with the Waipa District Council's Ohaupo Stormwater Catchment Management Plan (July 2002) which forms the basis of the Environment Waikato Consent No. 105464 to divert and discharge stormwater*

Note:

- i) *Prior to commencement of any work the consent holder shall obtain a discharge permit from Waikato Regional Council or produce evidence that a discharge permit is not required*
- ii) *Where any new drain is to be created or an existing drain altered, then reference shall be made to "The Waipa District Drainage Bylaw 1991".*
- iii) *It is acknowledged that the layout of the subdivision may change and the number of lots may be reduced as a result of works required by the Stormwater Management Plan.*

#### *Plans for Approval*

- 7 *Construction is not to proceed on any stage until all final construction drawings for roading and stormwater have been submitted and design approval has been obtained from Council for all stages. Design plans for construction approval shall include but not be limited to the following:*
  - a) *Proposed right-of-ways*
  - b) *Quality Assurance Plans for construction of proposed public roads and intersections.*

*As Built Plans*

- 8 *The consent holder shall provide to the satisfaction of the Council, Engineering as-built drawings of the proposed roads to vest, and the structures located within the proposed road to vest at the completion of construction and prior to the issuing of the section 224 certificate for each stage.*
- 9 *RAMM forms of road infrastructure assets, to be vested in Council, shall be provided prior to the final inspection for each stage.*

**Note:** *A suitably qualified RAMM technician shall complete RAMM update forms for the construction site. The forms are available in the manual entitled "Transfund New Zealand Local Authority RAMM Database Operation Manual" (PFM7). Update sheets shall also be provided for any adjustments necessary to the RAMM information of an intersecting existing public or private road.*

*Rain Tanks*

- 10 *At the time of applying for building consent for any new building, the consent holder shall provide details of rain tanks for roof-related stormwater disposal. Rain tanks shall be designed and constructed in accordance with Section 4 of the New Zealand Water Environment Resource Foundation's "On-site Stormwater Management Guideline (October 2004)", incorporating a mains reserve supply to ensure year-round water supply to the non-potable domestic uses. Potable water supply for domestic uses shall be drawn from the Public water main, and non-potable water supply for domestic uses (e.g. toilet cisterns and exterior hose taps) shall be drawn from the rain tank. The approved rain tank systems shall be constructed and retained for stormwater management and non-potable domestic water supply.*

*This being a condition to be complied with on a continuing basis by the subdividing owner and subsequent owners, before the deposit of the survey plan the Council shall issue a consent notice pursuant to Section 221 of the Resource Management Act 1991 specifying the above conditions.*

*Such consent notice shall be either prepared or checked at the cost of the subdividing owner by the Council's solicitors and shall be registered against the titles to Lots 1 to 25.*

**Note:** *Council's Building Control Department can provide advice on the principles of rain tank design and minimum rain tank sizes required in relation to condition 10.*

*Stage 1 (Lots 23 – 26)*

*Financial Contributions*

- 11 *That pursuant to Rule 10.8.5.4 of the Waipa District Plan and Section 108(10) of the Resource Management Act 1991, a financial contribution of \$10578.00 (GST inclusive) shall be paid to Council. This financial contribution is for roading improvements, and is calculated as follows:*

*Roading Development Impact Fee: \$3,526.00 per new allotment (GST inclusive)*

- 12 *That a reserve contribution of \$5502.00 (GST Inclusive) shall be paid to Council. This is calculated on the basis of \$1834.00 per allotment for 3 additional allotments.*

- 13 *That pursuant to Rule 10.8.5.2 of the Waipa District Plan and Section 108(10) of the Resource Management Act 1991 a financial contribution of \$2112.00 (GST inclusive) for 3 additional allotments shall be paid to Council. This financial contribution is for water supply improvements, and is calculated as follows:*

*Water Supply Financial Contribution Ohaupo: \$704.00 per new allotment (GST inclusive).*

*Road Vesting*

- 14 *That Lot 26 be vested in Council as road pursuant to Section 320 of the Local Government Act 1974. The road to vest shall have a minimum dimension of 18 metres.*

*New Road*

- 15 *The proposed road (Lot 26) shall be designed and constructed to the Council's standards as set out in the Code of Practice for Land Development and Subdivision. In particular, the consent holder shall ensure that the surface of the turning head of the proposed road shall be surfaced with asphaltic concrete. All work shall be carried out and completed to the satisfaction of Council's Roading Manager, and shall be at the consent holder's expense.*

- 16 *Where necessary, new roads, kerb and channel, street lighting and footpaths shall be extended beyond the boundaries of the subdivision to link up with existing work in Selwyn Crescent.*

*Entrances & Accesses*

- 17 *The consent holder shall construct residential type urban vehicle crossings to Lot 23. The crossing shall be constructed to the Council's standards, as set out in the Code of Practice for Land Development and Subdivision. All work is to be completed to the satisfaction of the Roading Manager, and shall be at the consent holder's expense.*

*Stormwater*

- 18 *A Stormwater drainage system, based on the approved Stormwater Management Plan, shall be designed and constructed in accordance with Councils Code of Practice for Land Development and Subdivision. All work shall be to the satisfaction of Councils Utilities Manager, and shall be at the consent holder's expense.*

*Water Supply*

- 19 *The consent holder shall extend the existing water reticulation system into the proposed cul-de-sac of Selwyn Crescent (lot 26) to service Lots 23, 24 & 25. This system shall be designed, constructed and recorded in accordance with the Council's standards as set out in the Code of Practice for Land Development and Subdivision. Connections to each lot will not be required at the time of subdivision. The consent holder shall arrange for Council to connect the proposed reticulation to the existing public mains. All work shall be to the satisfaction of the Services Department Manager, and be at the consent holder's expense. An application and construction drawings shall be submitted for approval prior to any work being carried out. **An inspection is required prior to any backfill being placed.** As-built plans and information of all infrastructure assets, which are to be vested in Council, shall be provided prior to the final inspection. This information is a statutory requirement.*

*Note: Individual metered water connections will be required to each lot at the time of dwelling construction.*

- 20 *The consent holder shall submit to Council written and signed confirmation that, either, there are no water supply pipelines crossing boundaries between lots or that all water supply pipelines, that do exist, have been severed on a permanent basis to the satisfaction of the Services Department Manager.*

*Fencing*

- 21 *The consent holder shall enter into a fencing covenant with the Council which is to be registered against the title of proposed Lot 25 to the effect that the Council will not be liable nor called upon to erect or repair or contribute to the cost of work as defined in the Fencing Act 1978 on any dividing or boundary fence between the Lot 25 and Lot 18 DPS 16346 (Selwyn Crescent Reserve). All costs associated with the preparation and registration of this fencing covenant shall be at the expense of the consent holder.*

*Building Levels*

- 22 *The consent holder shall arrange for a site inspection with Council's Manager – Building Control to establish a building restriction line for lots 19 to 25, to define the parts of those lots which are not suitable for the construction of buildings. The building restriction line shall be submitted as a drawing on a scheme plan of subdivision for approval by Council's Manager – Building Control and titled "Building Restriction Line Plan"*
- 23 *No buildings shall be constructed between the Building Restriction Line as shown on the CKL Plan titled "Building Restriction Line Plan" and the western property boundary.*

*Stage 2 (Lots 1 to 10 and Lot 27)*

*Financial Contributions*

- 24 *That pursuant to Rule 10.8.5.4 of the Waipa District Plan and Section 108(10) of the Resource Management Act 1991, a financial contribution of \$42,312.00 (GST inclusive) shall be paid to Council. This financial contribution is for roading improvements, and is calculated as follows:*
- Roading Development Impact Fee: \$3,526.00 per new allotment (GST inclusive).*
- 25 *That a reserve contribution of \$22,008.00 (GST Inclusive) shall be paid to Council. This is calculated on the basis of \$1834.00 per allotment for 12 additional allotments.*
- 26 *That pursuant to Rule 10.8.5.2 of the Waipa District Plan and Section 108(10) of the Resource Management Act 1991 a financial contribution of \$8448.00 (GST inclusive) for 12 additional allotments shall be paid to Council. This financial contribution is for water supply improvements, and is calculated as follows:*

*Water Supply Financial Contribution Ohaupo: \$704.00 per new allotment (GST inclusive).*

*Road Vesting*

- 27 *That Lot 27 be vested in Council as road pursuant to Section 320 of the Local Government Act 1974. The road to vest shall have a minimum dimension of 20 metres.*

*New Road*

- 28 *The proposed road (Lot 27) shall be designed and constructed to the Council's standards as set out in the Code of Practice for Land Development and Subdivision. In particular, the consent holder shall ensure that a temporary turning head shall be constructed at the end of the extended Charles Edward Street. All work shall be carried out and completed to the satisfaction of Council's Roading Manager, and shall be at the consent holder's expense.*

- 29 *Where necessary, new roads, kerb and channel, street lighting and footpaths shall be extended beyond the boundaries of the subdivision to link up with existing work in Charles Edward Street and Selwyn Crescent.*

*Note - To achieve vertical alignment required by Council's Code of practice, the end of Charles Edward Street and the intersection of Selwyn Crescent and Charles Edward Street may require modification.*

- 30 *A footpath shall be constructed on the western side of the proposed road on Lot 27 and shall be extended along Charles Edward Street and around the corner into Selwyn Crescent. The footpath shall include pram crossings on both sides of Selwyn Crescent.*

- 31 *That a corner splay on Lots 9 and 10 shall be provided, as indicated in the scheme plan, in accordance with Council's standards as set out in the Code of Practice for Land Development and Subdivision and vested in Council as road.*

- 32 *The alignment of the southern end of proposed road Lot 27 shall be altered so that any future southwards extension of this road will be located entirely within the western parcel of the two neighbouring allotments ("Pt Allot 312 Ngaroto Parish") as shown on the scheme plan of subdivision SP4909 Referenced G2207.S3.*

*Entrances and Access*

- 33 *The consent holder shall construct a residential type urban vehicle crossing to Lot 6. The crossing shall be constructed to the Council's standards, as set out in the Code of Practice for Land Development and Subdivision. All work is to be completed to the satisfaction of the Roading Manager, and shall be at the consent holder's expense.*

*Stormwater*

- 34 *A Stormwater drainage system, based on the approved Stormwater Management Plan, shall be designed and constructed in accordance with Councils Code of Practice for Land Development and Subdivision. All work shall be to the satisfaction of Councils Utilities Manager, and shall be at the consent holder's expense.*

*Water Supply*

- 35 *The consent holder shall provide a water reticulation system to service Lots 1 to 12. The diameter of the proposed principle water main shall be 150 mm diameter as detailed in the Tonkin and Taylor Report (job no: 60876) dated 22 August 2005 to provide an adequate supply to this proposed subdivision. This system shall be designed, constructed and recorded in accordance with the Council's standards as set out in the Code of Practice for Land Development and Subdivision. Connections to each lot will not be required at the time of subdivision. The consent holder shall arrange for Council to connect the new reticulation to the existing public mains. All work shall be to the satisfaction of the Utilities Services Manager, and be at the consent holder's expense. An application and construction drawings shall be submitted for approval prior to any work being carried out. **An inspection is required prior to any backfill being placed.** As-built plans and information of all infrastructure assets, which are to be vested in Council, shall be provided prior to the final inspection. This information is a statutory requirement.*

*Note: Individual metered water connections will be required to each lot at the time of dwelling construction.*

*Where it is established, to the satisfaction of Council's Utility Service Operation's Manager, that the standard of water reticulation required in conditions 35 and 36 is less than a 150mm diameter principle water main, the amount of the water supply DIF as set out in conditions 13, 26 and 40 (of this decision) shall be reimbursed to the consent holder by the difference between the cost of construction of the newly established standard required, and a 150mm water main.*

- 36 *The consent holder shall upgrade the existing public water reticulation system within the Great Collins Street and Charles Edwards Street road reserve, from State highway 3 to the southern end of Charles Edwards Street. The upgraded water main shall be 150mm diameter as detailed in the Tonkin and Taylor Report (job no: 60876) dated 22 August 2005, to provide an adequate water supply to stages 2 and 3 of this proposed subdivision. The new 150mm diameter main shall be thrust under State Highway 3 to connect with the existing 150mm diameter main. All work shall be to the satisfaction of the Council's Utilities Services Manager, and be at the consent holder's expense. An application and construction drawings shall be submitted for approval prior to any work being carried out. **An inspection is required prior to any backfill being placed.** As-built plans and information of all infrastructure assets, which are to be vested in Council, shall be provided prior to the final inspection. This information is a statutory requirement.*

*Where it is established, to the satisfaction of Council's Utility Service Operation's Manager, that the standard of water reticulation required in conditions 35 and 36 is less than a 150mm diameter principle water main, the amount of the water supply DIF as set out in conditions 13, 26 and 40 (of this decision) shall be reimbursed to the consent holder by the difference between the cost of construction of the newly established standard required, and a 150mm water main.*

- 37 *The consent holder shall submit to Council written and signed confirmation that, either, there are no water supply pipelines crossing boundaries between lots or that all water supply pipelines, that do exist, have been severed on a permanent basis to the satisfaction of the Services Department Manager.*

Stage 3 (Lots 13 to 22 and 28)

Financial Contributions

- 38 That pursuant to Rule 10.8.5.4 of the Waipa District Plan and Section 108(10) of the Resource Management Act 1991, a financial contribution of \$31,734.00 (GST inclusive) shall be paid to Council. This financial contribution is for roading improvements, and is calculated as follows:

Roading Development Impact Fee: \$3,526.00 per new allotment (GST inclusive)

- 39 That a reserve contribution of \$16506.00 (GST Inclusive) shall be paid to Council. This is calculated on the basis of \$1834.00 per allotment for 9 additional allotments.

- 40 That pursuant to Rule 10.8.5.2 of the Waipa District Plan and Section 108(10) of the Resource Management Act 1991 a financial contribution of \$6336.00 (GST inclusive) for 9 additional allotments shall be paid to Council. This financial contribution is for water supply improvements, and is calculated as follows:

Water Supply Financial Contribution Ohaupo: \$704.00 per new allotment (GST inclusive)

#### Road Vesting

- 41 That Lot 28 be vested in Council as road pursuant to Section 320 of the Local Government Act 1974.

#### New Road

- 42 The proposed road (Lot 28) shall be designed and constructed to the Council's standards as set out in the Code of Practice for Land Development and Subdivision. In particular, the consent holder shall ensure that surface of the turning head of the proposed road on Lot 28 shall be surfaced with asphaltic concrete. All work shall be carried out and completed to the satisfaction of Council's Roading Manager, and shall be at the consent holder's expense.

#### Creation of Right of Ways

- 43 The ROW shown as "A", "B" and "C" on the approved plan be duly granted and reserved. All costs in connection with the easements shall be met by the consent holder.
- 44 The consent holder shall construct the proposed right-of-ways "A", "B" and "C" to the Council's sealed standards as set out in the Code of Practice for Land Development and Subdivision. All work is to be carried out and completed to the satisfaction of the Roading Manager and shall be at the consent holder's expense.

*Entrances and Access*

- 45 *The consent holder shall construct Commercial type urban vehicle crossings to right-of-ways "A" and "B", modified to suit the geometry of the turning head. The crossings shall be constructed to the Council's standards, as set out in the Code of Practice for Land Development and Subdivision. All work is to be completed to the satisfaction of the Roading Manager, and shall be at the consent holder's expense.*

*Stormwater*

- 46 *A Stormwater drainage system, based on the approved Stormwater Management Plan, shall be designed and constructed in accordance with Councils Code of Practice for Land Development and Subdivision. All work shall be to the satisfaction of Councils Utilities Manager, and shall be at the consent holder's expense.*

*Water Supply*

- 47 *The consent holder shall provide a water reticulation system to service Lots 13 to 22. This system shall be designed, constructed and recorded in accordance with the Council's standards as set out in the Code of Practice for Land Development and Subdivision. Connections to each lot will not be required at the time of subdivision. The consent holder shall arrange for Council to connect the new reticulation to the existing public mains. All work shall be to the satisfaction of the Services Department Manager, and be at the consent holder's expense. An application and construction drawings shall be submitted for approval prior to any work being carried out. **An inspection is required prior to any backfill being placed.** As-built plans and information of all infrastructure assets, which are to be vested in Council, shall be provided prior to the final inspection. This information is a statutory requirement.*

*Note: Individual metered water connections will be required to each lot at the time of dwelling construction.*

- 48 *The consent holder shall submit to Council written and signed confirmation that, either, there are no water supply pipelines crossing boundaries between lots or that all water supply pipelines, that do exist, have been severed on a permanent basis to the satisfaction of the Services Department Manager.*

*Building Levels*

- 49 *No buildings shall be constructed between the Building Restriction Line as shown on the CKL Plan titled "Building Restriction Line Plan" and the western property boundary.*

*General Notes*

*Note: Prior to the commencement of any earthworks and/or drainage works the consent holder shall obtain all necessary approvals from the Waikato Regional Council.*

*Note: All earthworks associated with any subdivision or development of land shall be undertaken in accordance with the following:*

- a) Good engineering practice.*
- b) Any earthworks be carried out so as to provide sound foundations and avoid any hazard to persons or property.*
- c) Any earthworks be carried out so as to avoid or mitigate any detrimental effect on the environment particularly with regard to the unnecessary destruction of vegetation, the contamination of natural water or the diversion of surface or ground water flows.*
- d) The existing landform may not be altered in such a manner that adjoining properties will be detrimentally affected particularly through changes in drainage systems or abrupt changes in ground level.*

*Note: Reference should be made to the Waipa District Council Code of Practice for Land Development and Subdivision for formation and construction standards.*

*Note: The consent holder must obtain the approval of the Council's Parks, Roading and Services Department prior to any plantings being undertaken on the road.*

*Note: In the event that bones or artifacts are discovered in the course or site excavation, the consent holder should cease works in that area and contact Council's Planning Department. The Council will notify Iwi and/or New Zealand Historic Places Trust to determine the appropriate method of recording and/or removal. It should further be noted that all sites associated with human activity prior to 1900 have protection under the Historic Places Act 1993, regardless of whether the sites are registered.*

*Reasons for conditions*

- 1 *The application is consistent with the policies and objectives of the District Plan.*
- 2 *Conditions have been imposed to ensure that the development complies with Council's Code of Practice for Land Development and Subdivision .*
- 3 *Engineering requirements will ensure that the subdivision is adequately provided with services when the area is developed.*
- 4 *Any adverse environmental effects resulting from the proposal are deemed to be no more than minor, or can be mitigated by the imposition of appropriate consent conditions.*
- 5 *The consent notice(s) will advise future owners of the special and continuing circumstances of the new allotments.*
- 6 *A financial contribution is required to be collected for roading improvements under Rule 10.8.5.4 of the Waipa District Plan and Section 108 (10) of the Resource Management Act 1991. Conditions 11, 24 and 38 have thus been imposed.*
- 7 *A financial contribution is required to be collected for water supply improvements under Rule 10.8.5.2 of the Waipa District Plan and Section 108 (10) of the Resource Management Act 1991. Conditions 13, 26 and 40 have thus been imposed.*
- 8 *A reserve contribution is required to be collected under Rule 10.9.1 of the Waipa District Plan and Section 108 (10) of the Resource Management Act 1991. Conditions 12, 25 and 39 have thus been imposed.*

**RESOLVED**

4/05/94

*That the Regulatory Committee recommend to Council that \$12,000 from the reserve contributions for this subdivision be used to purchase the section at 25 Great Collins Street, Ohaupo for playground extensions.*

Cr Taranaki/Cr Webber

**8.3 11.10am – 1.55pm**

**Application to Establish and Operate a Sand and Pumice  
Winning Operation at 72/1 Aspin Road, Cambridge**

File: 04445/487.00

Applicant	Highgate Trust Appearing for Applicant: Mr M Chrisp – Environmental Management Services Mr R McCullough – Environmental Management Services Mr W Hjorth (Applicant)
Appearing for Council	K Drew – Planner M Brown – Development Engineer
Submitters in Opposition	Mr & Mrs Foster (R Burt to submit on their behalf) Mr & Mrs Young Mark Wood & Karen Hills Bruce Hills Ian Balme (observer)

The Chairperson welcomed all present to the hearing and outlined the procedures that would be followed. She also advised that the Committee would likely have a site visit to the applicant's property later in the afternoon.

Mr Chrisp was then asked to present the application to establish and operate a sand and pumice winning operation at 72/1 Aspin Road, Cambridge on behalf of his client. Mr Chrisp asked Mr McCullough to advise on technical matters.

In response to questions, Mr Chrisp advised that there would be no stockpiling of materials on a large scale. It is envisaged that most of the material would be drawn on the day that it would be loaded or used. Mr McCullough advised that the material is pretty damp and it would not be necessary to dampen truck loads or cover the material before leaving the property. Mr McCullough also clarified the reasons for the access way requested.

The Chairperson then asked submitters in opposition to put forward their submissions.

Ms Rebecca Burt presented written evidence on behalf of Mr & Mrs Foster. Her submission included concerns with traffic safety, the access way to the proposed quarry, the need for a timeframe on the use, dust and noise.

Mr Foster addressed the Committee and advised that his concerns were with regard to the aesthetic or recreation values, noise levels and the devaluation of their property that has resulted in the suffering of their health. He argued that his title closest to the subject property would now be rendered completely devalued. Mrs Foster passed around photographs of their view at present that included the subject site, the road which they consider would not be suitable for the required level of truck movements and the disfigurement of the existing mounds.

In questions to Ms Burt, the Committee clarified whether the buffer zone is considered from the Quarry or the title boundary. Cr Sharpe advised that in response to a concern regarding future subdivision by Mr & Mrs Foster, there is no record of any application for subdivision presented to a quarry operator ever being refused.

Mrs Young addressed the Committee on behalf of herself and her husband. The main concerns that they had were of a similar nature to that of the Fosters and reiterated the fact that they would now be subjected to receiving approval from a business man, if they wished to subdivide their land. Mrs Young also had concerns regarding reverse sensitivity and with the site layout maps that were presented by the applicant as they appeared to be out of date.

The Chairperson thanked the submitters for their submissions and for the time they took to speak to the Committee. She then asked Planner Kathryn Drew to present her report.

Ms Drew presented her report and advised that having heard the submissions today, there was no new evidence to suggest any change in her recommendation. However, she would consider looking at imposing conditions that would help mitigate any dust nuisance caused by the activity.

In his right of reply, Mr Chrisp acknowledged that there were genuine concerns with the fact that there may be a dust nuisance from the activity and his applicant was happy to look at the options for a dust suppressant measure eg water cart or sprinkler system, if this was a condition of the consent. His applicant was also happy to look at screen planting as identified by Mr & Mrs Foster and offered that this was already included on the map provided with the application. Mr Chrisp also considered that the photographs that was been presented did not truly reflect the operation as at least one photograph referred to land that his applicant has sold and therefore has no control over.

Mr Chrisp restated that the underlying use of this land was for farming activities and therefore the presence of Civil Whey trucks and crop machinery could be there as of right. He also considered that once the Committee had been on site, they would agree that the 100 metres of seal is excessive and he would request that they Committee look to reduce this to 50m.

The Chairperson thanked those people for coming and restated that the Committee would be having a site visit later in the day.

[The Committee closed this hearing at 1.55pm and reconvened after a site visit at 8.30am on 20 December 2005]

**RESOLVED**

4/05/95

*That*

- a) *The report from Kathryn Drew, Planner, dated 6 December 2005 be received, and*
- b) *That in consideration of Section 104, and pursuant to Section 104B, 108 and 220 of the Resource Management Act 1991, the Waipa District Council grants its consent to Highgate Trust to establish and operate a sand and pumice winning at the property located at 72/1 Aspin Road, Cambridge, legally described as Lot 2 DP35810, subject to the following conditions:*

Cr Newlands/Cr Flay

*General*

- 1 *That the sand and pumice winning operation shall proceed in general accordance with the application prepared by Environmental Management Services Ltd, dated August 2005, and further information dated 18 October 2005 and plans accompanying the application (WDC reference: RC4712), unless otherwise altered by the consent conditions.*

*Review of Consent Conditions*

2 That the Waipa District Council may give notice pursuant to Section 128 (1) of the Resource Management Act (RMA) 1991 of its intention to review the conditions of this resource consent at the consent holder's expense at any time for the following purposes:

- To review the effectiveness of the conditions of this consent in avoiding or mitigating any adverse effects on the environment from the exercise of this consent and if necessary to avoid, remedy, or mitigate such effects by way of further or amended conditions; or
- To address any adverse effect on the environment which has arisen as a result of the exercise of this consent; or
- If necessary and appropriate, to require the consent holder to adopt the best practicable option to remove or reduce these adverse effects on the surrounding environment; or
- To review the adequacy of and the necessity for monitoring undertaken by the consent holder.

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*Noise Generated by On-Site Activity*

3 That the noise level from all sand and pumice excavation on the site shall not exceed the following levels when measured at or within the notional boundary of any rural dwelling:

Monday to Friday	7.00am – 6.00pm	55 dBA (L10)
Saturday	7.00am – 12 noon	55 dBA (L10)

*The noise levels shall be measured and assessed in accordance with the requirements of New Zealand Standard NZS 6801:1991 "Measurement of Sound" and New Zealand Standard NZS 6802:1991 "Assessment of Environmental Sound".*

*Noise levels shall be measured in accordance with the requirements of clause 5.3.3 of the New Zealand Standard NZS 6801:1991 "Measurement of Sound" and the duration of any measurement period shall not be less than 30 minutes.*

**Note:** *Notional Boundary referred to in condition 3 means a line 20 metres from the external walls of any rural dwelling outside the application site boundary or the legal boundary of the rural dwelling whichever is the closer to the rural dwelling.*

- 4 *That the noise level from construction activities (i.e stripping of topsoil) shall comply with and be assessed in accordance with the provisions of New Zealand Standard NZS 6803: 1999 'Acoustics – Construction Noise'.*
- 5 *That the consent holder shall engage a qualified acoustic engineer to provide noise monitoring and provide a report to Waipa District Council:*
- *After 1 year of the extraction activities commencing; and*
  - *When requested to do so by Waipa District Council as a result of complaints or significant modifications being made to on-site activities verified by Waipa District Council's Enforcement Officer.*

*Noise monitoring shall be undertaken at the consent holder's expense by a suitably qualified and experienced person, in accordance with appropriate acoustical engineering practice and to the satisfaction of the Waipa District Council. Monitoring results shall be provided to the Council within three weeks of the measurements being taken.*

#### *Hazardous Substances*

- 6 *That all machinery shall be operated in a manner which ensures that spillages of fuel, oil and similar contaminants are prevented, particularly during refuelling and machinery servicing and maintenance. Refuelling and lubrication activities shall be carried out and away from any water body such that any spillage can be contained so that it does not enter stormwater drainage systems or surface watercourses.*
- 7 *That storage and dispensing facilities for fuel, oil and similar contaminants shall be designed and operated in such a way that contamination of soil or water is avoided.*

#### *Hours of Operation*

- 8 *Dispatch, and post mining rehabilitation activities be undertaken during the following hours of operation.*
- |                                     |                          |
|-------------------------------------|--------------------------|
| <i>Monday to Friday (inclusive)</i> | <i>7.00am to 6.00pm</i>  |
| <i>Saturday</i>                     | <i>7.00am to 12 noon</i> |
- No works/activities shall be undertaken on Sundays or Public Holidays.*

*Sand and Pumice Excavation and Site Rehabilitation*

- 9 *That the total area of the land from which sand and pumice material is being excavated, land from where overburden has been removed prior to excavation commencing, and the land being reinstated shall not exceed 1.5ha at any one time. The working areas for both the sand and pumice extraction shall not exceed an area of 0.5ha (each) at any one time. Any stockpiles of sand and pumice awaiting removal shall be located within the working area (floor area) from which the sand and pumice are being removed.*
- 10 *That no working, clearance of topsoil, placement of overburden stockpiling of quarried material or other disturbance shall occur on any area less than 100 metres from the boundary for the property (Lot 2 DP 358510).*
- 11 *That the removal of topsoil and overburden, storage of that material, and reinstatement and rehabilitation of excavated areas shall be carried out in accordance with the Soil and Land Evaluation report prepared by Richard Chapman, titled "Restoration and Rehabilitation of the Quarry and Sand Pit sites at 71 Apsen Road", dated 17<sup>th</sup> February 2003.*
- 12 *That the volume of cleanfill transported to the site for rehabilitation shall not exceed 1,000 cubic metres per annum.*
- 13 *All cleanfill material deposit shall be limited to clean fill defined as material that when discharged to the environment will have no adverse effect on people or the environment. This includes natural materials such as clay, soil and rock, and other inert materials such as concrete and brick, or mixtures of the above. There shall be no organic material mixed with the fill and/or placed in a position where it may lead to land instability. Cleanfill, deposition authorised by this consent shall exclude:*
- i) Material that has combustible, putrescible or degradable components*
  - ii) Materials likely to create leachate by means of biological or chemical breakdown;*
  - iii) Any products or materials derived from hazardous waste treatment,*
  - iv) Waste stabilisation or hazardous waste disposal practices;*
  - v) Materials such as medical and veterinary waste, asbestos, or radioactive materials that may present a risk to human health;*

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- vi) *Soils or other materials contaminated with hazardous substances of pathogens; and*
- vii) *Hazardous substances.*

- 14 *That all exposed soil surfaces of either the sand or pumice areas be stabilised and re-vegetated within 6 months of the completion of the excavation in those areas.*
- 15 *That the property shall be completely reinstated and rehabilitated within 12 months of the completion of the excavation of sand and pumice.*

*Traffic*

- 16 *That the maximum number of truck movements per day shall not exceed 20 (10 access and 10 egress). For the purpose of condition 16 a truck shall include a truck and trailer.*
- 17 *That the volume of material transported from the site shall not exceed 15,000 cubic metres per annum.*
- 18 *That the consent holder shall maintain a record of all truck movements, (including times and dates) leaving the site. At the request of the Waipa District Council, the consent holder will submit the recorded figures to demonstrate compliance with conditions 16 and 17 above.*
- 19 *That the entrance at 72/1 Aspin Road and associated accessway shall be the only entrance and accessway used for vehicles operating under this consent.*
- 20 *Prior to commencement of the consent the consent holder shall upgrade the existing vehicle entrance to the proposed sand and pumice mining operation to a Figure 5 Rural Heavy Commercial type, complying with Council's standards as set out in the Code of Practice for Land Development and Subdivision. The work shall be carried out and completed to the satisfaction of the Roding Manager, and shall be at the consent holder's expense. The following issues shall also be addressed:*
- *The entrance shall be sealed from the edge of the road to the property boundary.*
- 21 *Prior to the commencement of the consent the first 50 metres of the accessway from Aspin Road shall be sealed to prevent dust and debris from interfering with the safe operation of Aspin Road. The work shall be carried out and completed to the satisfaction of the Council Roding Manager, and shall be at the consent holder's expense.*

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- 22 *Prior to the commencement of the consent the consent holder shall provide passing bays located at a maximum spacing of 300 metres along the single lane sections of the access to the operating quarry area. The work shall be carried out and completed to the satisfaction of the Council's Roothing Manager, and shall be at the consent holder's expense.*
- 23 *Prior to the commencement of the consent the internal accessway shall be provided with approved signage to allow safe traffic movements within the site. Signage is to include limiting vehicles to a maximum speed of 20 km/hr. The work shall be carried out and completed to the satisfaction of the Council's Roothing Manager, and shall be at the consent holder's expense.*
- 24 *The consent holder shall maintain the accessway to a graded, metalled standard to the satisfaction of the Council's Roothing Manager at the consent holder's expense.*
- 25 *Any sand, pumice or debris spillage onto Aspin Road as a result of the quarry operation shall be removed as soon as it is practical to the satisfaction of Waipa District Council.*

*Dust*

- 26 *Prior to the commencement of the consent, the consent holder shall provide a dust management plan. This plan shall outline the dust suppression measures to be utilised on the site to prevent dust nuisances from vehicular movements. This plan shall be submitted for approval to the Manager Planning Services.*
- 27 *The consent holder shall implement dust suppression measures contained within the approved dust management plan to the satisfaction of the Waipa District Council.*

*Bond*

- 28 *The consent holder shall give a bond in respect of the performance of conditions 9, 11, 12, 13, 14 and 15 above and:*
- i) shall give that bond and perform the obligations hereunder prior to the exercise of this consent;*
  - ii) the consent holder shall remain liable for any breach of conditions of the consent which occur before the expiry of the consent and for any adverse effects on the environment which become apparent during or after the expiry of the consent;*

- iii) *the bond shall –*
  - a) *secure an amount of \$25,000 for the performance of the said condition.*
  - b) *provide a guarantor bank or other financial institution acceptable to Council to bond itself to pay for the carrying out and completion of the condition in the event of any default of the consent holder;*
  - iv) *the bond may be varied or cancelled or renewed at any time by agreement between the consent holder and Council;*
  - v) *the bond shall, at the cost of the consent holder,.be –*
    - a) *prepared by the Council's solicitors; and*
    - b) *registered on the certificate of title (CT: 172344)*

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### *Landscaping*

- 29 *That prior to the commencement of this consent, a detailed landscape, screen and planting plan shall be prepared by a landscape architect or similarly qualified professional and submitted to Council's Planning Services Manager for approval. The purpose of the planting plan is to screen the sand and pumice winning operation from Lot 2 DPS 69803 (R & J Foster) and Lot 3 DP341896 (C Johnstone).*

*The landscape, screening and planting plan shall be implemented within three months of the consent being implemented.*

*A detailed maintenance plan to support the planting plan shall also be prepared and submitted to Council's Planning Services Manager for approval. The maintenance plan shall include pruning, trimming and watering procedures and shall identify that any plant(s) felled or lost are to be replaced by new planting within the next planting season.*

*The landscape planting shall be maintained in accordance with the approved maintenance plan for the full duration of this consent.*

*Archaeological*

- 30 *That in the event that an archaeological site and or any artefacts or remains are found during any development undertaken as part of this proposal, the consent holder will cease work in that area immediately and consult Nga Iwi Toopu O Waipa and the New Zealand Historic Places Trust. If further disturbance is unavoidable an authority from the Historic Places Trust will be necessary. Any removals or reburials are to be in accordance with Iwi protocols and are to be done prior to work recommencing in the location of the discovered site.*

*Administration and Monitoring Charges*

- 31 *In accordance with Section 36 of the Resource Management Act 1991 the consent holder shall pay all reasonable costs to the Waipa District Council for carrying out of its functions in relation to the administration, monitoring and supervision of this resource consent.*

Reasons for Decision

- 1 The application to establish and operate a sand and pumice winning operation within the Rural Zone is considered by Council to satisfy Section 104B of the Resource Management Act 1991 in respect of the land use consent.
- 2 The application is not inconsistent with the policies and objectives of the operative Waipa District Plan.
- 3 Review condition 2 will ensure that any adverse effects that may arise from the exercise of this consent can be addressed by reviewing the adequacy of the conditions. In particular any review may consider dust suppression methods and if required additional sealing of the access way will be required.
- 4 The potential adverse noise effects of the activity will be able to be avoided, remedied or mitigated by the imposition of conditions 3, 4 and 5. These conditions will ensure that the operative Waipa District Plan noise limits for the Rural Zone are complied with.
- 5 The potential adverse effects of spillages of hazardous substances, particularly to soil or water, will be avoided by the imposition of conditions 6 and 7 which require that appropriate containment measures and procedures be implemented for machinery operations and refuelling.

- 6 Conditions 9, 11, 14 and 15 have been imposed to ensure that the rehabilitation of the site will occur progressively and that the high quality soils will be reinstated.
- 7 Condition 13 will ensure that only acceptable cleanfill is deposited at this site, and so potential adverse effects of unacceptable waste are avoided.
- 8 An assessment of the traffic issues associated with this application has confirmed that the adverse effects of the activity will be minor on the local road network. Conditions 16-25 have been imposed to ensure that the accessway and entrance onto the local roading network is maintained in such a state.
- 9 Conditions 21, 26 and 27 will ensure that any adverse dust affects on the adjacent properties will be mitigated.
- 10 The sand and pumice winning operation has the potential to cause visual effects on the local environment. Conditions 14, 15 and 29 will ensure that the adverse visual effects of the activity in the short and long term are mitigated

#### 8.4

**2.17pm – 2.45pm**

**Objection to Notice of Classification of Dog “Meg” as a Menacing Dog. Owner: Keith Hale**

File: 33-15-07

Those present were:

Mr & Mrs Hale (owners of the dog)  
Mr & Mrs Dunstan (in charge of the dog at time of incident)  
Mr Oldfield (friend in support)  
Environmental Safety Officer, J McFarlane  
Animal Control Officer – H McLean

The Chairperson welcomed those present and confirmed who would be speaking. Mrs McFarlane advised that a letter had been received from Mrs Kersopp who was the mother of the child who had been allegedly bitten. Mrs Kersopp was unable to attend the hearing, so Mrs McFarlane read out the letter to those present.

Mr Oldfield addressed the Committee on behalf of Mr & Mrs Hale. He advised that there had been so many conflicting stories around about this incident. He said Meg was a very safe and happy dog. The mother was not supervising the child for quite some time and could not possibly have seen what happened. The child had rushed up to the dog, despite being asked to leave her alone. It was his opinion that the classification was a bit severe for a first and provoked incident and asked whether the Committee could perhaps put the dog on "probation".

Mrs Dunstan was then asked if there was anything further she wished to add that was not in her letter provided to the Committee. Mrs Dunstan advised that the whole thing had been very quick and this child had confronted the dog not once, but twice and this was unfortunate.

In response to questions from the Committee it was reported that there had been no other problems with the dog in the past and that there appeared to be medical report confirming a bite on the face of the child. Ms McLean produced a photograph taken approximately two weeks after the incident and there was nothing to be seen. The Committee felt there was insufficient evidence to establish that a bite had been made to the child's face.

Mrs McFarlane advised that this matter was considered to be a serious charge and while there had not been any reported incidents in the past, this incident had occurred and that is why it had to be brought in front of the Committee.

**RESOLVED**

4/05/96

*That*

- a) *The report of Jennie McFarlane, Environmental Safety Manager dated 5 December 2005 be received*
- b) *The Regulatory Committee withdraw the "Notice of Classification of Dog as a Menacing Dog" issued by Council on 24 November 2005 pursuant to section 33A Dog Control Act 1996 for "Meg" owned by Keith Hale residing at 7 Oaklands Drive, Cambridge*

Cr Flay/Cr Taranaki

**8.5 2.47pm – 3.35pm**

**Objection to Notice to Abate Nuisance Caused by Barking Dog.  
Owner: William McCready**

File: 33-15-07

Those present were:

Mr & Mrs McCready (Owners of Dog)  
Mrs Scoular (objector)  
Environmental Safety Manager - J McFarlane  
Animal Control Officer – H McLean

The Chairperson welcomed those present to the hearing and outlined the procedures for the hearing. She then invited Mr McCready to present his reasons for objecting to the Notice to abate nuisance caused by barking dog.

Mr McCready advised that in the first instance, the times stated in the record of barking were inaccurate. It was his observation that if a dog barked as long as was stated then they would lose their bark. He advised that there had been no other complaints regarding his nuisance dog. He stated that his dog barks when cats, possums and intruders (sometimes those people from the neighbouring property) enter his property. Mr McCready asked what is a nuisance and it was observed that the interpretation of a nuisance could and would vary from person to person in any situation.

Mrs Scoular was then asked to address the Committee and outline the events which led to her completing a record of the barking. Mrs Scoular advised that she was the owner and with her husband runs Maungatautari Lodge which offers high quality accommodation and conference facilities next to Mr McCready's address. She stated that the barking has caused her to complain to Mr McCready as the barking disturbs the peaceful surroundings of her guests.

Mrs Scoular advised that since the notice had been served the dog has been peaceful.

In response to questions to Mr McCready, it was determined that his boundary was fenced with electric wires at the top and the bottom and that he does not have dogs inside his house. However, during the past week the dog has been put inside but this would not be an ideal long term solution and he will be placing the dog in a kennel immediately outside their bedroom window. In order for a dog to be effective against intruders and to protect the Tui population from possums the dog needs to be outside and visible.

Cr Flay observed that the times the barking occurred were obviously times when Mr McCready was away and asked what he could put in place when he went away to mitigate the problem. Mr McCready stated that he could put the dog into a kennel but that would mitigate the security of the property and is therefore pointless for that reason. He advised that it was very infrequent when all members of the family would be away and just the very nature of the property with the lakes and bank acting as an amphitheatre which heightens the problem.

In response to a question regarding barking during the day, Mrs Scoular advised that yes the dog does bark during the day but you just get used to it.

**RESOLVED**

4/05/97

*That*

- a) *The report of Jennie McFarlane, Environmental Safety Manager dated 2 December 2005 be received*
- b) *The Regulatory Committee uphold the "Notice to Abate Nuisance caused by Barking Dog" issued by Council on 29 November 2005 pursuant to section 55 Dog Control Act 1996 for "a Welsh Terrier Dog "Tessa" owned by William McCready, residing at 842 Maungatautari Road, Cambridge  
Cr Newlands/Cr Flay*

There being no further business the meeting closed at 4.00pm on Monday 19 January, reconvened on Tuesday 20 January 2005 at 8.32am to consider item 8.1 and closed at 8.37am

**CONFIRMED AS A TRUE AND ACCURATE RECORD**

CHAIRPERSON \_\_\_\_\_

DATE: \_\_\_\_\_