

## Kylie Flood

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**From:** Administration Requests  
**Sent:** Friday, 1 November 2019 11:56 a.m.  
**To:** [REDACTED]  
**Cc:** Administration Requests; Monitoring  
**Subject:** FW: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

Hi Tash and Austin

Thank you for your request for customer details relating to a complaint regarding your property. Your email was treated as a Local Government Official Information and Meetings Act 1987 request.

I am sorry but we are unable to provide you the name of the complainant. Under section 7(2)(c)(i) of the Act, Council is able to withhold the name of the complainant as we believe that making this information available would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied.

Under section 7(1) of the Act we are also required to consider the wider public interest in this matter and we still believe that withholding the name of the complainant is appropriate.

In accordance with section 27 of the Act, you have the right to complain to the Ombudsman for an investigation or review of the decision to refuse to supply the information to your request.

Regards Linda



Linda Osborne | Administration Manager  
Kaipara District Council, Private Bag 1001, Dargaville 0340  
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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Wednesday, 30 October 2019 4:21 PM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

Hi Heather,

Absolutely acknowledge that you've been lenient with us and we appreciate that.

We'd obtained house moving quotes many months ago but ok only recently discovered separate work had to be commissioned for a draughtsperson to provide the paperwork required for council consent. This is the work we are currently having quoted. The quote received last week was not suitable unfortunately, and so we are fielding further quotes now, and asking they include advice on when the work can be completed.

I just want to reiterate that we've nothing to hide, George or any other officer is welcome to check the house at any time. It is no benefit to us whatsoever sitting unoccupied in our front yard, we are eager to move it.

Furthermore, our new house is the only property affected by the dwelling remaining onsite, it is in no way affecting any other residents

We'd like to request under the privacy act who it was that has enquired about the conditions of our consent. We require this request to be managed urgently as we have a family court hearing this Friday, and this could be important evidence to our case, depending who has requested this information about our private property.

Again, we will let you know as soon as we have confirmed the next step.

Thanks Heather.

On Wed, 30 Oct 2019, 3:27 PM Monitoring, <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)> wrote:

Hi Austin and Tash,

Thank you, for coming back to me and apologies for the delay in my reply.

I think it best that I clarify our position following the recent enquiry regarding your compliance with condition 6 as stated below and following your comments regarding the quote for removal of the existing house.

*6) The consent holder shall ensure that the existing dwelling shown on the approved plans shall:*

*• Be removed from the site within 6 months of first occupation of the new dwelling;  
and*

*• Photographic evidence of sufficient detail to demonstrate compliance with  
condition a) shall be provided to Council within 6 months*

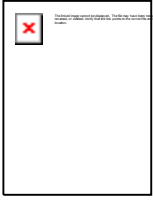
*of first occupation of the new dwelling.*

As I know you appreciate, we have extended a period of time for you to address the non-compliance as we have a level of discretion. Once enquires are made from the public about compliance with resource consent conditions we have a duty to respond/investigate and in cases where we are already dealing with matters of non-compliance re-consider our approach.

It is essential that this matter is quickly addressed since close to 6 months has now passed since you occupied your new dwelling. During this time, quotes could have be obtained for the removal.

I will brief our Team Leader, George Lewis but I would very much appreciate it if you could confirm where you are at regarding the acceptance of the quote.

Much appreciated, Heather



Heather Thomas | Monitoring and Compliance Technical Support Officer

Kaipara District Council, PO Box 224, Mangawhai 0540

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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Tuesday, 22 October 2019 4:51 PM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

Kia ora Heather,

We've just today received a quote from the house moving companies draughtsman. They've indicated work can commence shortly after we accept the quote, which we are looking at now.

As soon as we confirm the quote and they advise a date, we'll let you know.

Yes, can confirm no one has occupied the dwelling since we moved into our new home. You're welcome to send an officer to spot check the dwelling at any time.

Hopefully will be back to you very soon with a move date, we're very keen to get the house moved so we have a front lawn!

Cheers Heather.

On Tue, 22 Oct 2019, 12:12 PM Monitoring, <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)> wrote:

Good morning Austin and Tash,

I hope my email finds you well.

I am contacting you regarding progress but also because we have received an enquiry regarding the removal of the existing dwelling.

Can you please confirm when the removal is likely to be completed and confirm that the existing dwelling is not and has not been used as accommodation since your occupation of your new dwelling.

If you could please come back to me by return that would be greatly appreciated.

Kind regards

Heather Thomas | Monitoring and Compliance Technical Support Officer

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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Friday, 9 August 2019 4:17 PM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

Thank you Heather, that's great news.

We'll touch base with our removal company to confirm when they're available. Will let you know as soon as we have a date locked in.

Thanks again, enjoy your weekend!

On Fri, 9 Aug 2019, 3:57 PM Monitoring, <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)> wrote:

Good afternoon Austin and Tash,

I hope my email finds you well.

I have checked the status of the resource consent for your section and the good news is that all of the conditions have been met. Title should be issued or close to being issued.

Once you complete settlement can you please get back to me on the timing for the removal of the house.

Much appreciated, Heather

Heather Thomas | Monitoring and Compliance Technical Support Officer

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**From:** Monitoring

**Sent:** Thursday, 25 July 2019 12:13 PM

**To:** 'Tash and Austin Jennings' [REDACTED]

**Subject:** RE: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

I think it would be best if they contact us. There may be a valid explanation or misunderstanding.

Much appreciated, Heather

Heather Thomas | Monitoring and Compliance Technical Support Officer

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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Thursday, 25 July 2019 11:53 AM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

Oh, that's unexpected. We'll try to catch up with them this week to check what they advised us earlier. Are you able to tell us which conditions remain unsatisfied?

On Tue, Jul 23, 2019 at 12:17 PM Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)> wrote:

Good afternoon Austin and Tash,

Thank you for your email, we appreciate the update from you.

I have checked the status within our system and from what I can see this doesn't appear to be the case. I believe there are conditions still to be met before title can be issued.

If the current owner is sure that everything has been provided, I think it would be advisable for them to contact Council.

I will make a note to check progress again in 2 weeks' time and then hopefully title will be imminent.

If you have any questions or would like to discuss any of the matters above, please do not hesitate to call or contact me at [monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz).

Kind regards

Heather Thomas | Monitoring and Compliance Technical Support Officer

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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Monday, 22 July 2019 1:39 PM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

Kia ora Heather,

Just letting you know that the current owner has advised that everything is now back with KDC for signoff/approval for title to be issued.

Cheers,

Austin and Tash.

On Tue, May 14, 2019 at 2:30 PM Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)> wrote:

Thank you for providing the requested sale and purchase agreement so promptly.

We look forward to hearing from regarding progress prior to the end of August and all being well the issuing of title is not too far away.

If you have any further queries regarding this please do not hesitate to contact me at [monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz).

Kind regards

Heather Thomas| Monitoring and Compliance Technical Support Officer

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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Tuesday, 14 May 2019 11:30 AM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

Morena,

George asked that we provide evidence of our interest in the neighbouring section, I have attached a copy of the sales and purchase agreement. We appreciate the extra time allowed and will keep you in the loop on our progress.

Thanks Heather.

On Mon, May 13, 2019 at 8:59 AM Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)> wrote:

Good morning Austin,

I hope you had a good weekend.

Our Monitoring Officer, George Lewis should be with you between 2 – 2.30pm.



If he is running late for any reason I will call you to advise and of course if this afternoon is no longer convenient please let me know.

Kind regards

Heather Thomas | Monitoring and Compliance Technical Support Officer

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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Friday, 10 May 2019 3:22 PM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

No problem. Monday afternoon would be preferable for us. Let me know when to expect him.

Regards

Austin.

On Fri, 10 May 2019, 2:29 PM Monitoring, <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)> wrote:

Good afternoon Austin,

Apologies for the delay in coming back to you.

George Lewis, the Monitoring and Compliance Team Leader would like to arrange a site visit either later on this coming Monday afternoon (13<sup>th</sup> May) or around 9am on Tuesday the following morning. Would either of these days / times work for you?

The purpose of his visit is to verify that the house is unoccupied and powerless and to also chat to you regarding a time-frame to address compliance with the house removal condition.

Kind regards

Heather Thomas | Monitoring and Compliance Technical Support Officer

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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Monday, 6 May 2019 10:19 AM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - A C Jennings - 16 Leslie Street, Mangawhai

Morena Heather,

The section isn't part of a development or subdivision - rather it's a private landowner who is halving his section. You can look it up: 10 Leslie Street.

Let me know if I can provide anything further for yourself or the team leader.

Thanks  
Austin.

On Fri, May 3, 2019 at 10:56 AM Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)> wrote:

Thank you for your prompt reply.

It is good to hear that you have a plan for the removal of the house. As the house has not been removed in compliance with the requirements of condition 6 of your above mentioned resource consent I will need to discuss this with the Monitoring and Compliance Team Leader and come back to you. Non-compliance with conditions of resource consent constitutes a breach of the Resource Management Act 1991, which is an infringeable offence.

You mention that title for the section you have purchased is waiting to be issued by KDC, this indicates that your section is most likely within a newish subdivision that is yet to have had approval of the survey plan and/or satisfy conditions of the subdivision consent. Have you been given any indication by the developer as to when they believe title is likely to be issued?

If you have any further queries regarding this please do not hesitate to contact me at [monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz).

Kind regards

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**From:** Tash and Austin Jennings [REDACTED]  
**Sent:** Friday, 3 May 2019 8:17 AM  
**To:** Monitoring <[monitoring@kaipara.govt.nz](mailto:monitoring@kaipara.govt.nz)>  
**Subject:** Re: RM170236 - 16 Leslie Street, Mangawhai

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