

# **Attachment D**

## **Consultation Feedback**

- **Local board views**
- **Department of Conservation**

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## Waiheke Local Board

### OPEN MINUTES

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Minutes of a meeting of the Waiheke Local Board held in the Waiheke Local Board office, 10 Belgium Street, Ostend, Waiheke on Wednesday, 26 June 2024 at 1.00pm.

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#### TE HUNGA KUA TAE MAI | PRESENT

<b>Chairperson</b>	Cath Handley	via electronic link
<b>Deputy Chairperson</b>	Kylee Matthews, presiding	
<b>Members</b>	Bianca Ranson	via electronic link
	Robin Tucker	joined the meeting via electronic link at 1:37pm
	Paul Walden	

#### TE HUNGA ĀPITI KUA TAE MAI | ALSO PRESENT

<b>Councillor</b>	Mike Lee	joined the meeting at 1:25pm	left the meeting at 1:48pm
		joined the meeting via electronic link at 2.42pm	left the meeting at 4.10pm

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## 12 Seeking Waiheke Local Board Views - HGI Plan Modification - Helipads

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) support the introduction of the NZCPS as a matter of consideration for applications to establish a helipad under the Hauraki Gulf Islands District Plan (HGIDP).
- b) note that this is a statutory provision that must be integrated across the HGIDP and has been since 2010, and therefore it is mandatory to include it:
  - i) across all relevant aspects of the HGIDP.
  - ii) among the matters of discretion for Helipad consents.
- c) note that the board has previously formally moved to have the NZCPS 2010 integrated and taken up into matters of discretion for Helipad consents:
  - i) on 22 March 2023 Item 14: Helicopter Activity - Compliance and Monitoring: findings and options, resolution number WHK/2023/30,
  - ii) on 29 November 2023 Item 15: Notice of Motion - Chairperson C Handley - Hauraki Gulf Islands District Plan change, resolution number WHK/2023/159, and;
  - iii) on 28 February 2024 Item 13: Planning, Environment and Parks (PEP) Committee - 20/12/2023 Memorandum on Helicopter activity, resolution number WHK/2024/8, that was attached as part of the Notice of Motion brought by Councillor Lee to the PEP Committee meeting on 14 March 2024.
- d) formally thank the PEP Committee for moving to enact these changes to the HGIDP.
- e) bring attention to Policies 2, 3, 7, 11 and 13.2 within the NZCPS as especially relevant to this matter as below:
  - i) Policy 2.d to provide opportunities for Māori involvement in decision making.
  - ii) Policy 3 to place the onus on applicants to provide the environmental assessments that comprehensively prove that there will be no harmful effects to native fauna including seabird populations and marine animals within all possible flight vectors for the helipad.
  - iii) Policy 7.1.b in preparing regional policy statements and plans, that council identify areas of coastal environment where particular activities are inappropriate and provide protection from inappropriate use through objectives, policies and rules.
  - iv) Policy 7.2 to identify coastal values that are under threat from adverse cumulative effects.
  - v) Policy 11 to protect indigenous biological diversity in the coastal environment to avoid adverse effects on indigenous taxa.
  - vi) Policy 11.2 to avoid significant adverse effects and avoid, remedy or mitigate other adverse effects of activities on ii) habitats in the coastal environment that are important during the vulnerable life stages of indigenous species, i.e. nesting and fledging.
  - vii) Policy 13.2 to recognise that natural character is not the same as natural features and landscapes or amenity values and may include matters such as experiential attributes, including the sounds of the sea and their context and setting.

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Chairperson C Handley	Member P Walden	
Deputy Chairperson K Matthews		
Member B Ranson		
Member R Tucker		

The motion was declared CARRIED by 4 votes to 1.

*Note: Deputy Chairperson K Matthews, presiding, suspended standing orders to allow for informal discussion at 2:09pm*

*Note: Member P Walden joined the meeting at 2.22pm.*

*Note: Deputy Chairperson K Matthews, presiding, resumed standing orders at 2.25pm*

*Note: Councillor M Lee joined the meeting at 2.42pm via electronic link.*

## Aotea / Great Barrier Local Board views on the proposed plan modification to the Auckland Council District Plan – Hauraki Gulf Islands section (HGI Plan) Rule 13.8.2 Matters of Discretion (Helipads) memo

1. support a Hauraki Gulf Island District (HGI) Plan amendment to include the NZ Coastal Policy Statement which will provide for a broad range of consideration of effects including cultural and ecological effects for private helipad consent applications.
2. request this amendment to the HGI plan change is processed with urgency.
3. request the Chief Planning Officer and/or Director Regulatory Services enable all private helipad resource consents applications be fully notified under consideration of special circumstances under section 95A (4) of the RMA until the amendment is in place.
4. request the Chief Planning Officer initiate an investigation into the cumulative effects of private helicopter movements on Aotea ahead of the Unitary Plan review in 2026 to enable full public notification of all private helipad consents and recognition of the lack of enforcement/monitoring for Aotea.
5. request the Chief Planning Officer consider the significant gaps in relation to protecting sites and places of significance to mana whenua when creating options for this HGI plan change.
6. acknowledge that while Waiheke and Aotea shared a number of concerns and interests the amenity values for each area are different and unique which suggests separate considerations may be required.

Dated: Wednesday 19 June 2024

**From:** [Christina Schipper](#)  
**To:** [Alison Pye](#)  
**Cc:** [Katharine Lane](#); [Dave Smith](#)  
**Subject:** Department of Conservation Comments on Proposed Plan Modification - Rule 13.8.2 (RDA) - Helipads  
**Date:** Monday, 17 June 2024 9:55:26 am  
**Attachments:** [image001.png](#)

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Kia ora, Alison

Thank you for the opportunity to comment on the proposed plan modification to the Auckland Council District Plan – Hauraki Gulf Islands section (HGI Plan) – Rule 13.8.2 Restricted Discretionary Activities (Helipads). The Department of Conservation (“Department”) has the following comments:

Auckland Council (“Council”) has proposed to add the NZCPS as a matter of discretion to the rule. The NZCPS has policies that would not be applicable for this type of application. Adding the entirety of the NZCPS may make the condition more in line with a ‘Discretionary’ rule in comparison to a ‘Restricted Discretionary’ rule.

Instead, we recommend adding specific topics that are covered in the NZCPS that would be relevant. We consider these include “cultural effects” in pol 2, “reclamation” in pol 10, “indigenous biodiversity and ecosystems” in pol 11, “natural character, landscapes and features” in pol 13, 14, 15, and “historic heritage” in pol 17 and “natural hazards” in policies 24 – 27 as matters of discretion.

Adding these specific matters of discretion effectively implement the core values at place and prevent the matters of discretion from being overly broad. It would allow the Council to look to the NZCPS when considering applications, but not require the Council to consult every policy within it.

As the process for this plan change progresses our proposal is that you identify and specify the additional matters of discretion that are relevant.

Therefore, we propose Rule 13.8.2 is amended to include the following matters, and any others you identify as being relevant to part of the plan change:

“When considering an application to establish a helipad or airstrip, the council has restricted its discretion to the following matters:

- Noise effects
- The visual effect of any earthworks or retaining structures required to establish a helipad or airstrip.
- ~~NZ Coastal Policy Statement~~
- *Indigenous Biodiversity and Ecosystems*
- *Natural Character and Features*
- *Historic Heritage*
- *Cultural Effects*
- *Reclamation and declamation*
- *Natural hazards*

If you have any questions about the Department's comments, please let me know.

Ngā mihi,

**Christina Schipper** ([she/her](#))

RMA Planner | Kaiwhakamahere Penapena Rawa

Hamilton Office | Kirikiriroa

[REDACTED]

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