



29th August 2018

Auckland Council
Private Bag 92300
AUCKLAND 1142

Attention: Stephen Town - Chief Executive
stephen.town@aucklandcouncil.govt.nz

Dear Stephen

REQUIREMENT TO ALTER DESIGNATION NO. 10-13 IN THE AUCKLAND COUNCIL DISTRICT PLAN (HAURAKI GULF ISLANDS SECTION) AT WAIHEKE PRIMARY SCHOOL AT 26 SEA VIEW RD, WAIHEKE

On 2nd May 2018 the Minister of Education (the Minister) served on the Auckland Council (the Council), a Notice of Requirement (Notice/NOR) under s181 of the RMA. The NOR sought to alter the Waiheke Primary School designation (10-13) under the Operative Auckland Council District Plan (Hauraki Gulf Island Section) 2018.

It is considered that

- i) The alteration of the designation is reasonably necessary for achieving the objectives and obligations of the Minister of Education,
- ii) The designation is consistent with Part 2 (Purpose and Principles) of the RMA, and
- iii) Any potential adverse effects arising from giving effect to the altered designation are able to be adequately mitigated by the designation conditions.

In correspondence of 14th August 2018, the Council notified its recommendation to the Minister under section 171(2) of the Resource Management Act (the Act/RMA).

Council has recommended under delegated authority, to the Minister (as attached in Appendix 1 to this letter), **that the designation be confirmed** subject to the imposition of listed conditions attached in Appendix 2.

Pursuant to section 172(1) of the Act, the Minister of Education **accepts in full** the Council's recommendation for the following reasons:

- a) It is appropriate to confirm the amended designation altering *Development condition 4* from 260 to 290 pupils; for the Waiheke Primary School designation (10-13) under the Operative Auckland Council District Plan (Hauraki Gulf Island Section) 2018. This will enable the ongoing operation of the Minister's school on this site; and
- b) The Minister considers the conditions in attached Appendix 2, are acceptable in addressing any environmental effects of the education purpose designation on the environment.

We look forward to Council notifying this decision and a statement of time within which an appeal against the decision may be lodged with the Environment Court in accordance with s173 of the RMA.

Yours sincerely



Sandra Orr *Sandra Orr*
Regional Infrastructure Manager, EIS Northern Region
Education Infrastructure Services
(Pursuant to delegated authority powers and functions as at May 2018)

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cc: *Anna Papconstantinou – Planner*
Dr Claire Kirman – Partner (Ellis Gould)