

Auckland Council  
Private Bag 92300  
Victoria Street West  
Auckland 1142

29 June 2018

**Attention: Vanessa Leddra**

Dear Vanessa,

**Notice of Requirement by the Minister of Education for Designation for “*Educational Purposes – Primary School (year 0 to 8) and an Early Childhood Education (ECE) Centre (preschool)*”**

Please find attached a Notice of Requirement (NoR) and accompanying Assessment of Effects on the Environment (AEE), lodged on behalf of the Minister of Education. The NoR applies to 4.73ha, currently owned by four separate landowners:

- Area A - 0.09ha located at the south-eastern corner of 260 Bremner Road (legally described as Lot 8 DP 12364, owned by LY Owen Redwood Development Limited)
- Area B - 0.34ha located at the south-western corner of 160 Bremner Road (legally described as Part Lot 9 DP 12364, owned by DL & WJ Limited)
- Area C - 0.29ha located along the western boundary of 138 Bremner Road (legally described as Lot 1 DP 376355, owned by L & W Rising Limited)
- Area D – entire 4.01ha site at 41 Burberry Road (legally described as Lot 7 DP 166291, owned by Minying Lu and Fenglan Wang).

The Minister proposes to designate the above mentioned site for educational purposes including for a new primary school (years 0-8) and an Early Childhood Education (ECE) Centre (preschool). The designation will provide for construction activities associated with the proposed works and the long term operation of educational activities including a primary school and an ECE.

The site is zoned a mixture of Mixed Housing Urban and Future Urban zone under the Auckland Unitary Plan: Operative in Part and is partly within the Drury 1 precinct.

Development related activities for the site may require resource consents for stormwater discharge, earthworks and dewatering depending on design solutions pursued. If required, these consents will be sought prior to construction commencing.

**Notification Assessment**

Section 169 of the Resource Management Act 1991 (RMA) sets out the process that Council must follow when considering the need to notify a NoR made under section 168. The notification assessment for a NoR is set out in sections 149ZCB(1) to (4), 149ZCC(1) to (4), 149ZCE and 149ZCF. Using the modifications as set out in section 169(1)(b), section 149ZCB states:

***149ZCB Public notification of notice of requirement at territorial authority’s discretion***

- 1) *The territorial authority may, in its discretion, decide whether to publicly notify a designation.*
- 2) *Despite subsection (1), the territorial authority must publicly notify a designation if—*

- a) *the territorial authority decides (under section 149ZCE) that the designation that is the subject of the notice of requirement will have, or is likely to have, adverse effects on the environment that are more than minor; or*
  - b) *the requiring authority requests public notification of the notice of requirement; or*
  - c) *a rule or national environmental standard requires public notification of the notice of requirement.*
- 3) *Despite subsections (1) and (2)(a), the territorial authority must not publicly notify the notice of requirement if—*
- a) *a rule or national environmental standard precludes public notification of the notice of requirement; and*
  - b) *subsection (2)(b) does not apply.*
- 4) *Despite subsection (3), the territorial authority may publicly notify a notice of requirement if it decides that special circumstances exist in relation to the notice of requirement.*

As set out in the accompanying NoR, any adverse effects on the environment are considered to be less than minor. In addition, no rule or national environmental standard requires public notification of this NoR. However, under section 149ZCB(2)(b), the Minister of Education requests that this NoR be publicly notified.

In terms of payment of the lodgement fee (being \$10,000 for a Notice of Requirement), we request that this be invoiced to Beca's account with Auckland Council. The account number is #100014380. We request that the invoice be attentioned to Ying Liu with a reference of 'Job number 4216997'.

If you have any questions in relation to this NoR please contact the undersigned. We look forward to hearing from you in due course.

Yours sincerely



**Ying Liu**  
Senior Planner  
on behalf of **Beca Ltd**

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