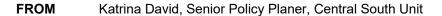
UNITARY PLAN UPDATE REQUEST MEMORANDUM

TO Celia Davison, Manager Planning, Central South Unit



DATE 16 August 2021

SUBJECT Partial Removal of Designations in accordance with

s182 of the Resource Management Act of the Auckland Unitary Plan (AUP) Operative in part (15

November 2016)

This memorandum requests an update to Auckland Unitary Plan Operative in part

Reason for update – designation – Partial uplift		
Chapter	AUP GIS Viewer	
Section	AUP GIS Viewer	
Designation only		
Designation #6706	State Highway 1 – Takinini to Drury	
Locations:	State Highway 1 from north of Takanini interchange to south of Quarry Road, Drury	
Lapse Date	Given effect to (i.e. no lapse date)	
Purpose	Motorway purposes Auckland - Hamilton.	
Designation #6714	State Highway 1 - Manukau City Centre to Takanini	
Locations:	State Highway 1 from north of Highbrook Drive, Otara to south of Great South Road, Takanini	
Lapse Date	Given effect to (i.e. no lapse date)	
Purpose	Southern Motorway (State Highway 1).	
Changes to text (shown in underline and strikethrough)	N/A	
Changes to diagrams	N/A	
Changes to spatial data	Remove Designations 6706 and 6714 from the following locations: Designation 6706: - 2-12 Great South Road, Takanini (Lot 1 DP 358557, Lot 1 DP 54771) - 24 Great South Road, Takanini (Lot 1 DP 41239) - 30 Great South Road, Takanini (Pt Lot 2 DP 41239) - 32 Great South Road, Takanini (Sec 10 BLK XIV Survey Dis Otahuhu) - 28 Gosper Road, Conifer Grove (Lot 1040 DP 526321) - 2A Waituarua Drive, Conifer Grove (Lot 1004 DP 510615) - Brylee Drive (Road Reserve) - 199R Walter Strevens Drive, Conifer Grove (Lot 630 DP 98616) - ESPLND RES 22 Reynard Terrace, Takanini (Conifer Grove Esplanade Reserve) - In Part: ESPLND RES 265 Harbourside Drive, Hingaia (Hingaia Esplanade) - In Part: 26R Prescara Point, Hingaia (Pescara Reserve) - In Part: ESPLND RES 4 Westholm Way, Papakura (Esplanade Reserve)	

	- In Part: 66 Rushgreen Avenue, Papakura (Lot 415 DP 123959)
	- In Part: 68 Rushgreen Avenue, Papakura (Lot 414 DP 123959)
	- In Part: 70 Rushgreen Avenue, Papakura (Lot 413 DP 123959)
	- In Part: 72 Rushgreen Avenue, Papakura (Lot 412 DP 123959)
	Designation 6714:
	- 102 Hill Road, Manurewa (Auckland Botanical Gardens)
	- 52 Greenmeadows Avenue, Manurewa (Lot 216 DP 50863)
	- 54A Greenmeadows Avenue, Manurewa (Lot 2 DP 549566)
	- 56 Greenmeadows Avenue, Manurewa (Lot 218 DP 51330)
Attachments	Attachment 1: s182 Report
	Atachment 2: Updated GIS Viewer

Prepared by:	Text Entered by:
Katrina David	N/A
Senior Policy Planner	Planning Technician
Signature:	Signature: N/A
Maps prepared by:	Reviewed by:
Shelley Glassey	Craig Cairncross
Senior Geospatial Specialist	Team Leader
Signature:	Signature:
Signed off by:	
Celia Davison	
Manager Planning, Central South	
Signature:	

Attachment 1: s182 Report

PARTIAL REMOVAL OF A DESIGNATION UNDER SECTION 182 OF THE RESOURCE MANAGEMENT ACT 1991



To: Craig Cairncross – Team Leader, Planning Central and South

From: Katrina David – Principal Planner

Date: 13 August 2021

Subject:

Partial removal of Designation 6706 State Highway 1 – Takanini to Drury and Designation 6714 State Highway 1 – Manukau City Centre to Takanini, in the Auckland Unitary Plan (Operative in Part)

Summary

Auckland Council has received a request from Waka Kotahi NZ Transport Agency (**Waka Kotahi**) under section 182 of the Resource Management Act 1991 (**RMA**), to remove in part two designations in the Auckland Unitary Plan (Operative in Part) (**AUP**). These designations are:

- Designation 6706 State Highway 1 Takanini to Drury (remove from 16 properties)
- Designation 6714 State Highway 1 Manukau City Centre to Takanini (remove from four properties)

This section 182 request is dated 29 July 2021. The section 182 request is included in **Attachment A**.

A section 182(1) request is required to uplift the existing designation in part from land which is no longer required for the purpose of the designation by NZTA.

Auckland Council, as the territorial authority, is required to amend its district plan, without using the process in Schedule 1, as soon as reasonably practicable after receiving a section 182 request unless it considers that the effect of the removal of part of the designation on the remaining designation is more than minor.

It is recommended that the partial removal be accepted.

Recommendation

- 1. That the section 182 request from Waka Kotahi for the partial removal of Designations 6706 and 6714, from 20 properties, in the Auckland Unitary Plan be **accepted** for the following reasons:
 - The extent of Designation 6706 that applies to the properties listed in Attachment A, is no longer required in respect of Waka Kotahi's work programme for State Highway 1 (Takanini to Drury); and

- The extent of Designation 6714 that applies to the properties listed in Attachment A, is no longer required in respect of Waka Kotahi's work programme for State Highway 1 (Manukau City Centre to Takanini).
- The effects of the partial removal of the designations will not be more than minor.
- 2. That Designations 6706 and 6714 be removed from the 20 properties as listed in Attachment A, and as shown in Attachment B, as soon as reasonably practicable, in the Designation Overlay in the Auckland Unitary Plan (Operative in Part) GIS Viewer.

1.0 DESCRIPTION

1.1 References

Designation numbers:	Designation 6706 State Highway 1 – Takanini to Drury Designation 6714 State Highway 1 – Manukau City Centre to Takanini
Lodgement date:	29 July 2021
Requiring authority:	Waka Kotahi NZ Transport Agency
Reporting officer:	Katrina David
Site addresses:	Designation 6706 – State Highway 1 from north of Takanini interchange to south of Quarry Road, Drury. Site addresses listed below and contained in Attachment A. • 2-12 Great South Road, Takanini
	 24 Great South Road, Takanini 30 Great South Road, Takanini 32 Great South Road, Takanini 28 Gosper Road, Conifer Grove 2A Waiatuarua Drive, Conifer Grove¹ Brylee Drive (road reserve)

¹ Waka Kotahi identifies this as 3 Te Napi Drive, Conifer Grove

	 199R Walter Strevens Drive, Conifer Grove ESPLND RES 22 Reynard Terrace, Conifer Grove ESPLND RES 265 Harbourside Drive, Hingaia 26R Prescara Point, Hingaia ESPLND RES 4 Westholm Way, Papakura 66 Rushgreen Avenue, Papakura 68 Rushgreen Avenue, Papakura
	 70 Rushgreen Avenue, Papakura 72 Rushgreen Avenue, Papakura Designation 6714 – State Highway 1 from north of Highbrook
	Drive, Otara to south of Great South Road, Takanini. Site addresses listed below and contained in Attachment A.
	 102 Hill Road, Manurewa (Auckland Botanical Gardens) 52 Greenmeadows Avenue, Manurewa 54 Greenmeadows Avenue, Manurewa² 56 Greenmeadows Avenue, Manurewa
AUP Zoning:	Designation 6706: Residential – Mixed Housing Urban, Business – Light Industry, Open Space – Conservation, Open Space – Informal Recreation, Open Space – Sport and Active Recreation, Coastal – Coastal Transition zones and road reserve. Designation 6714: Open Space – Informal Recreation, Residential – Mixed Housing Suburban.
	Tresidential - Mined Flousing Suburban.

2.0 BACKGROUND

2.1 Details of designation

Designation 6706 State Highway 1 applies to multiple properties from north of Takanini interchange to south of Quarry Road, Drury. The purpose of this designation is for motorway purposes Auckland – Hamilton. The lapse date is when "given effect to" (i.e. no lapse date) and there are no conditions listed for this designation. This designation is a rollover of Designation 201 from Auckland Council District Plan (Papakura Section) 1999.

Designation 6714 State Highway 1 applies to multiple properties from north of Highbrook Drive, Otara to south of Great South Road, Takanini. The purpose of this designation is for the Southern Motorway (State Highway 1). The lapse date is when "given effect to" (i.e. no lapse date). This designation is a rollover of Designation 186 from Auckland Council District Plan (Manukau Section) 2002.

² 54 Greenmeadows Avenue has been subdivided into two lots. The designation currently applies to 54A Greenmeadows Avenue, which is supported by the maps provided by NZTA

Condition 3 of Designation 6714 states:

As soon as practicable following completion of the Southern Corridor Improvements (the Project), the Requiring Authority shall give notice in accordance with 182 of the RMA to Manager Regional and Local Planning, Auckland Council, for the removal of those parts of the designation that are not required for the long term operation, maintenance and mitigation of effects of the Project.

2.2 Land affected by removal

Waka Kotahi has requested that Designation 6706 be removed in part or in full, from a total of 16 properties. Waka Kotaki has provided a list of these properties and a series of maps and shapefiles showing the extent of the designation to be removed from these properties (see Attachments A and B).

These 16 properties are also listed below:

- 2-12 Great South Road, Takanini
- 24 Great South Road, Takanini
- 30 Great South Road, Takanini
- 32 Great South Road, Takanini
- 28 Gosper Road, Conifer Grove
- 2A Waiatuarua Drive, Conifer Grove³
- Brylee Drive (road reserve)
- 199R Walter Strevens Drive, Conifer Grove
- ESPLND RES 22 Reynard Terrace, Conifer Grove⁴
- ESPLND RES 265 Harbourside Drive, Hingaia⁵
- 26R Prescara Point, Hingaia
- ESPLND RES 4 Westholm Way, Papakura⁶
- 66 Rushgreen Avenue, Papakura
- 68 Rushgreen Avenue, Papakura
- 70 Rushgreen Avenue, Papakura
- 72 Rushgreen Avenue, Papakura

These 16 properties are zoned one or more of the following zones: Residential – Mixed Housing Urban, Business – Light Industry, Open Space – Conservation, Open Space – Informal Recreation, Open Space – Sport and Active Recreation, Coastal – Coastal Transition zones and road reserve.

³ Waka Kotahi identifies this property as 3 Te Napi Drive, Conifer Grove on their list and maps. Council's GEOMAPS identifies site as 2A Waiatuarua Drive.

⁴ Waka Kotahi identifies this property as 22 Reynard Terrace, Conifer Grove on their list but address is shown correctly on their maps.

⁵ Waka Kotahi identifies this property as 265 Harbourside Drive, Hingaia on their list but address is shown correctly on their maps.

⁶ Waka Kotahi identifies this property as 4 Westholm Way, Papakura on their list but address is shown correctly on their maps.

Waka Kotahi has requested that Designation 6714 be removed in part or in full, from a total of four properties. Waka Kotahi has provided a list and series of maps and shape files of these properties (see Attachments A and B). These properties are also listed below:

- 102 Hill Road, Manurewa (Auckland Botanical Gardens)
- 52 Greenmeadows Avenue, Manurewa
- 54 Greenmeadows Avenue, Manurewa⁷
- 56 Greenmeadows Avenue, Manurewa

These properties are zoned either Open Space – Informal Recreation or Residential – Mixed Housing Suburban.

All other properties not identified by the section 182 request would remain within the extent of the designations.

2.3 Consultation

Waka Kotahi has advised that the owners of the properties where the designation is requested to be removed have been contacted and informed of the section 182 request. Auckland Council is one of the landowners and Waka Kotahi has sought confirmation who in Auckland Council should be contacted to inform them of this section 182 request.

2.4 Delegated authority to consider alterations to designations

The Team Leader – Planning Central and South (Plans and Places Tier 5) has delegated authority, in accordance with Schedule 2A of the Auckland Council Delegations: Chief Executive Officer (updated February 2017), to exercise the Council's functions, powers, duties and discretions under the Resource Management Act 1991 in relation to Section 182 to approve a removal of a designation.

The section 182 request to remove the designation can therefore be considered by the Team Leader – Central and South and can be accepted or declined.

2.5 Relevant Statutory Provisions

Section 182 of the RMA allows a requiring authority to remove a designation or part of a designation if it no longer considers it be necessary. This section also applies to a notice by a territorial authority, to withdraw its own designation or part of a designation within its own district.

Section 182(2) states that as soon as reasonably practicable the territorial authority shall, without using the process in Schedule 1, amend its district plan accordingly. If the territorial authority considers that the effect of the removal of part of a designation on the remaining designation is more than minor, it may, within 20 working days of receipt of a section 182 notice, decline to remove that part of the designation.

⁷ 54 Greenmeadows Avenue has been subdivided into two lots. The designation currently applies to 54A Greenmeadows Avenue, which is supported by the maps provided by NZTA.

It is considered that Waka Kotahi has provided sufficient justification for the partial removal of Designations 6706 and 6714 for the following reasons:

- The extent of the designations that apply to the properties identified in Attachment A and shown in Attachment B are no longer required in respect of Waka Kotahi's current and future requirements for State Highway 1; and
- The effects of the partial removal will not be more than minor.

3.0 RECOMMENDATION

That pursuant to Section 182 of the Resource Management Act 1991 that the partial removal of Designation 6706 State Highway 1 (Takanini to Drury) and 6714 State Highway 1 (Manukau City Centre to Takanini) be **ACCEPTED** and the Auckland Unitary Plan Operative in part be amended accordingly.

Prepared by:

Katrina David, Principal Planner, Planning Central and South

Date: 13 August 2021

Accepted by:

Craig Cairncross, Team Leader, Planning Central and South

Date: 18/8/21

4.0 DETERMINATION

That the above partial removal of Designations 6706 and 6714 has been considered under Delegated Authority by the Auckland Council and is hereby **CONFIRMED** in accordance with Section 182 of the Resource Management Act 1991 and that the Auckland Unitary Plan (Operative in Part) be amended accordingly without further formality.

Signed:

Craig Cairncross, Team Leader, Planning Central and South

Date: 13/8/21

SCHEDULE OF ATTACHMENTS:

Attachment A:	Waka Kotahi NZ Transport Agency s182 Notice of partial removal	
	of Designations 6706 and 6714 dated 29 July 2021	
Attachment B:	: Waka Kotahi NZ Transport Agency Designation rollback plans	
	(Appendix 2 of s182 notice of partial removal)	

Attachment A: Waka Kotahi NZ Transport Agency s182 Notice of partial removal of Designations 6706 and 6714 dated 29 July 2021

NOTICE OF REMOVAL OF DESIGNATION OR PART OF DESIGNATION UNDER SECTION 182 OF THE RESOURCE MANAGEMENT ACT 1991

Attn: Craig Cairncross

Team Leader – Planning, Central/South

Auckland Council Private Bag 92300 Auckland, 1442

unitaryplan@aklc.govt.nz

Cc: All owners of the properties outlined below.

- 1.0 Waka Kotahi NZ Transport Agency (Waka Kotahi) gives notice that Designation 6714 (State Highway 1 from north of Highbrook Drive, Otara to south of Great South Road, Takanini) and Designation 6706 (State Highway 1 Takanini to Drury) shall be removed from the properties outlined in Appendix 1.
- 2.0 Designations 6714 and 6706 are contained in Chapter K (Designations) of the Auckland Unitary Plan and are shown as NZTA Designation 6714 and 6706, respectively, on the Auckland Council geospatial maps (located over State Highway 1).
- 3.0 Waka Kotahi intends to remove these designations in their entirety from the properties outlined in **Appendix 1**, a total of 20 properties. The changes proposed to these designations are confirmed in the *Part Removal of Designation Plan* series provided at **Appendix 2** and in the GIS Shape file provided with this Notice.
- 4.0 The decision to remove Designation 6714 and Designation 6706 from the respective properties has been taken because their retention within the designation is no longer required in respect of Waka Kotahi's work programme for State Highway 1. The landowners identified in the schedule attached to this notice have been advised of this.
- 5.0 The remainder of Designation 6714 and Designation 6706 will continue under their intended purpose.
- 6.0 Waka Kotahi requests that Auckland Council amends the Auckland Unitary Plan accordingly as required by section 182 of the Resource Management Act 1991.

Signed by:

Evan Keating

Cuy Kg.

Principal Planner - Environmental Planning

System Design

Pursuant to an authority delegated by Waka Kotahi

Date: 29/07/2021

Address for service of requiring authority

Contact person: Evan Keating Telephone: 09 953 5544

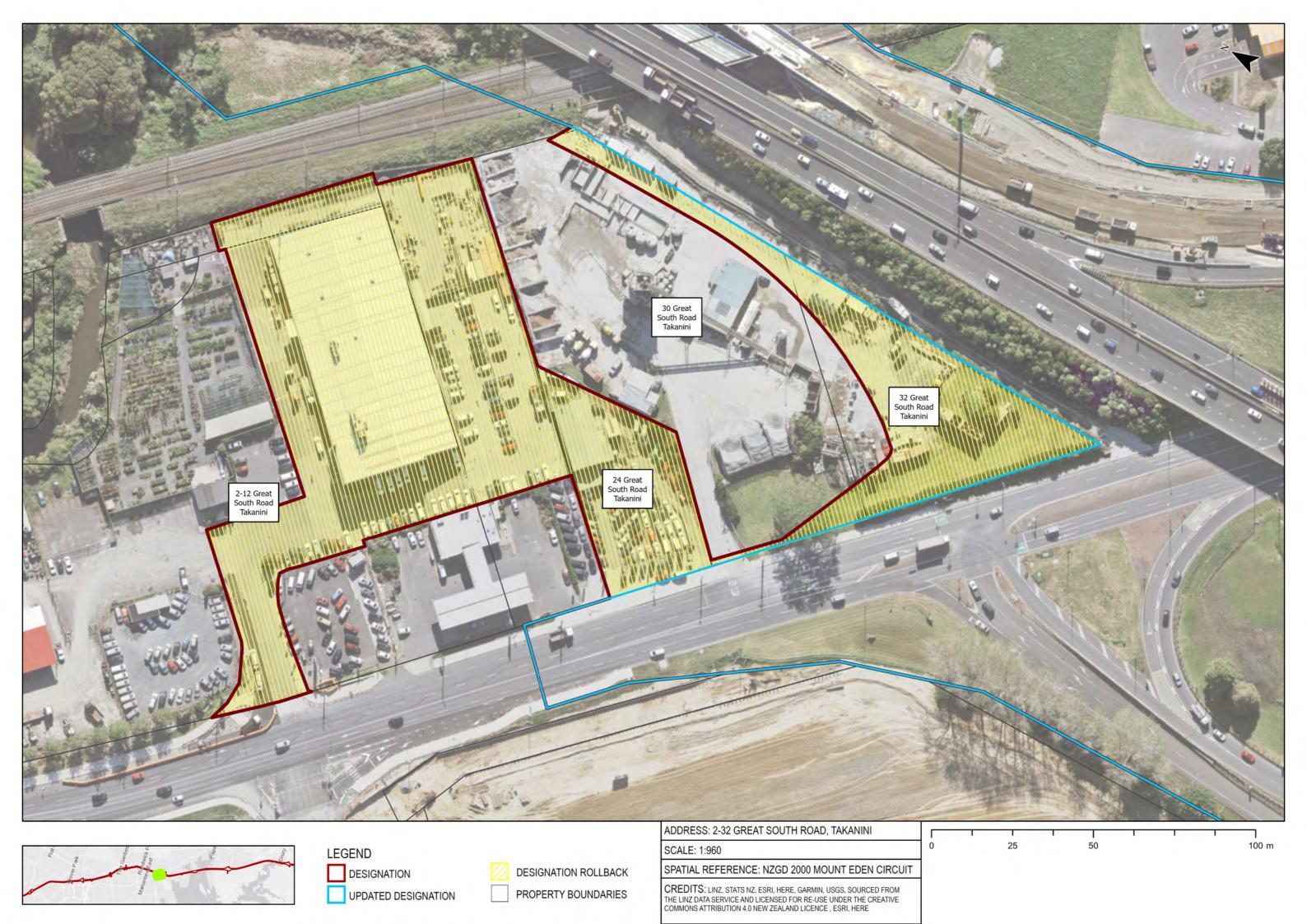
Email: evan.keating@nzta.govt.nz

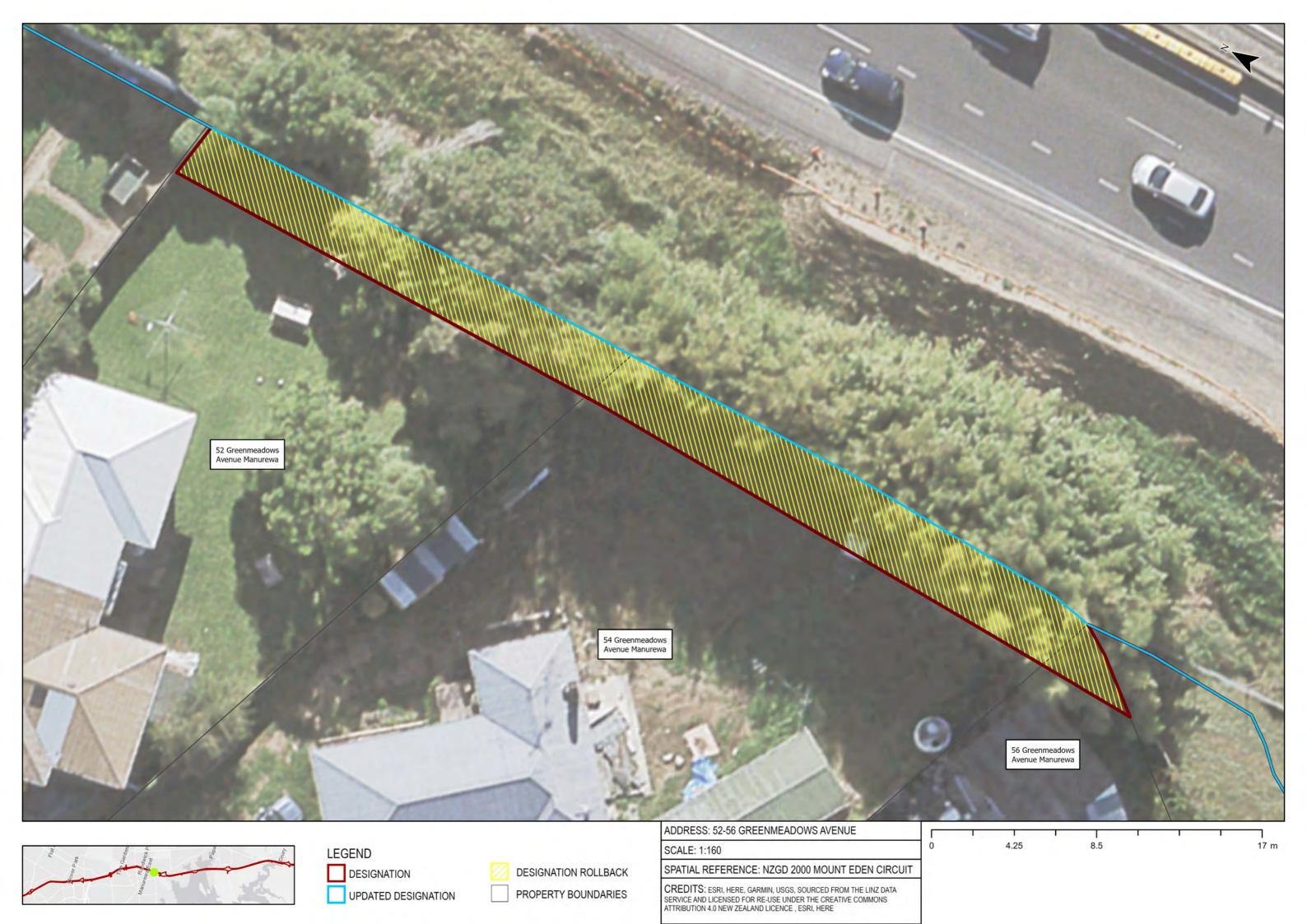
Appendix 1: List of Properties to be removed from the designations

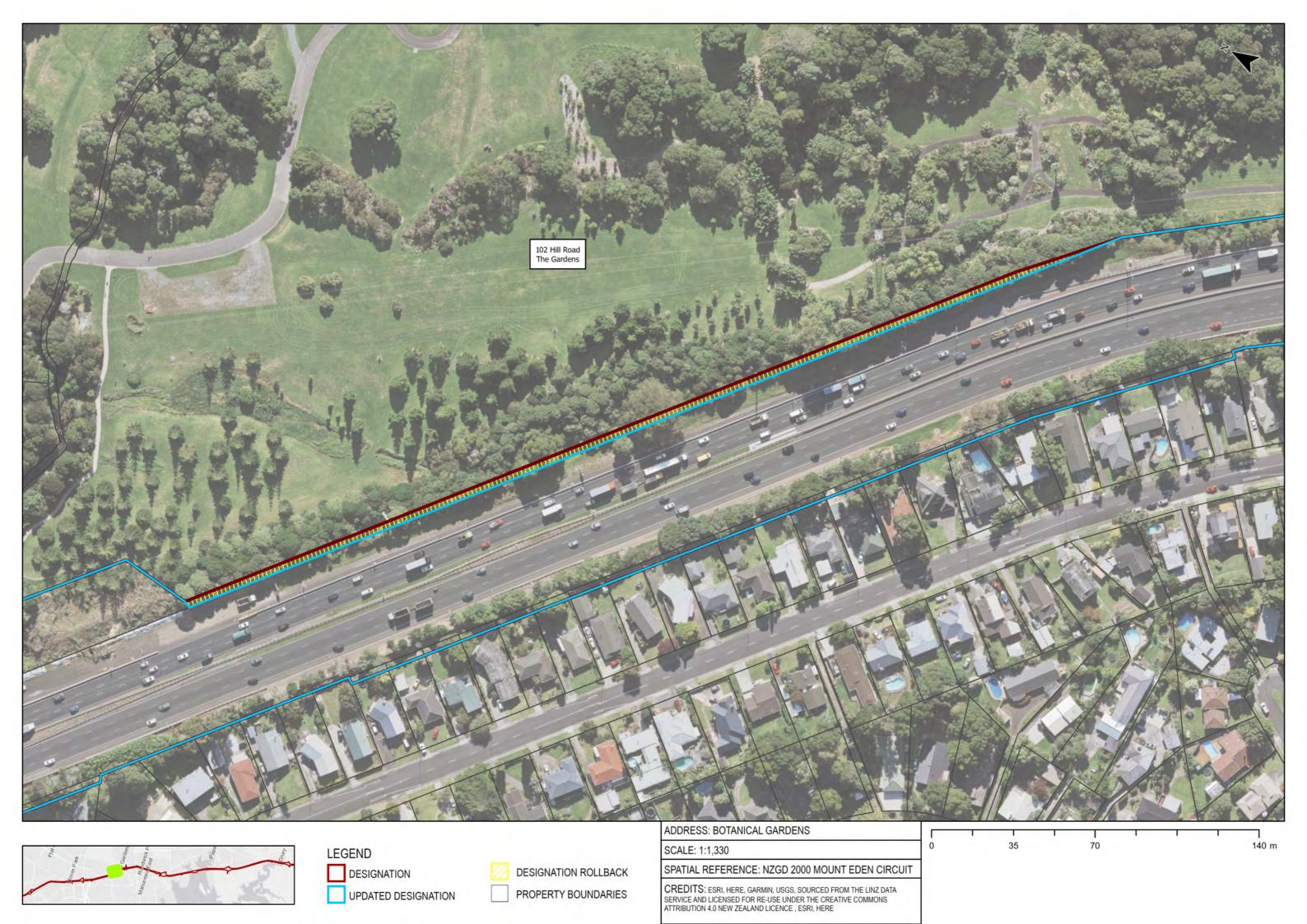
Designation 6706	Designation 6714
2-12 Great South Road, Takanini (Lot 1 DP 358557, Lot 1 DP 54771)	102 Hill Road, Manurewa (Auckland Botanical Gardens)
24 Great South Road, Takanini (Lot 1 DP 41239)	52 Greenmeadows Avenue, Manurewa (Lot 216 DP 50863)
30 Great South Road, Takanini (Pt Lot 2 DP 41239)	54 Greenmeadows Avenue, Manurewa (Lot 217 DP 50863)
32 Great South Road, Takanini (Sec 10 BLK XIV Survey Dis Otahuhu)	56 Greenmeadows Avenue, Manurewa (Lot 218 DP 51330
28 Gosper Road, Conifer Grove (Lot 1040 DP 526321)	
3 Te Napi Drive, Conifer Grove (Lot 1004 DP 510615)	
Brylee Drive (Road Reserve)	
199R Walter Strevens Drive, Conifer Grove (Lot 630 DP 98616)	
22 Reynard Terrace, Takanini (Conifer Grove Esplanade Reserve)	
In Part: 265 Harbourside Drive, Hingaia (Hingaia Esplanade)	
In Part: 26R Prescara Point, Hingaia (Pescara Reserve)	
In Part: 4 Westholm Way, Papakura (Esplanade Reserve)	
In Part: 66 Rushgreen Avenue, Papakura (Lot 415 DP 123959)	
In Part: 68 Rushgreen Avenue, Papakura (Lot 414 DP 123959)	
In Part: 70 Rushgreen Avenue, Papakura (Lot 413 DP 123959)	
In Part: 72 Rushgreen Avenue, Papakura (Lot 412 DP 123959)	

Appendix 2: Part Removal of Designation Plan Series

Attachment B: Waka Kotahi NZ Transport Agency Designation rollback plans (Appendix 2 of s182 notice of partial removal)



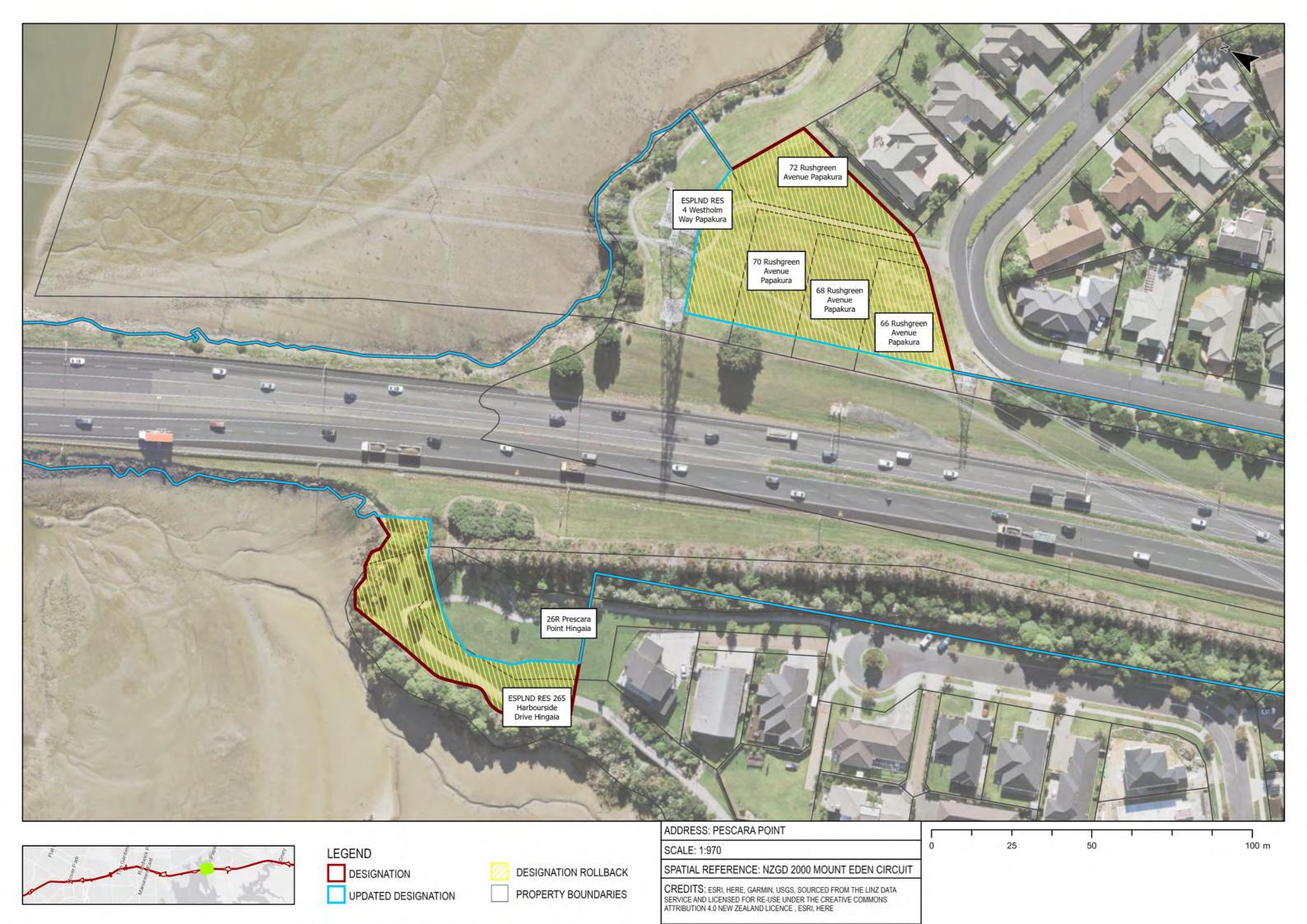




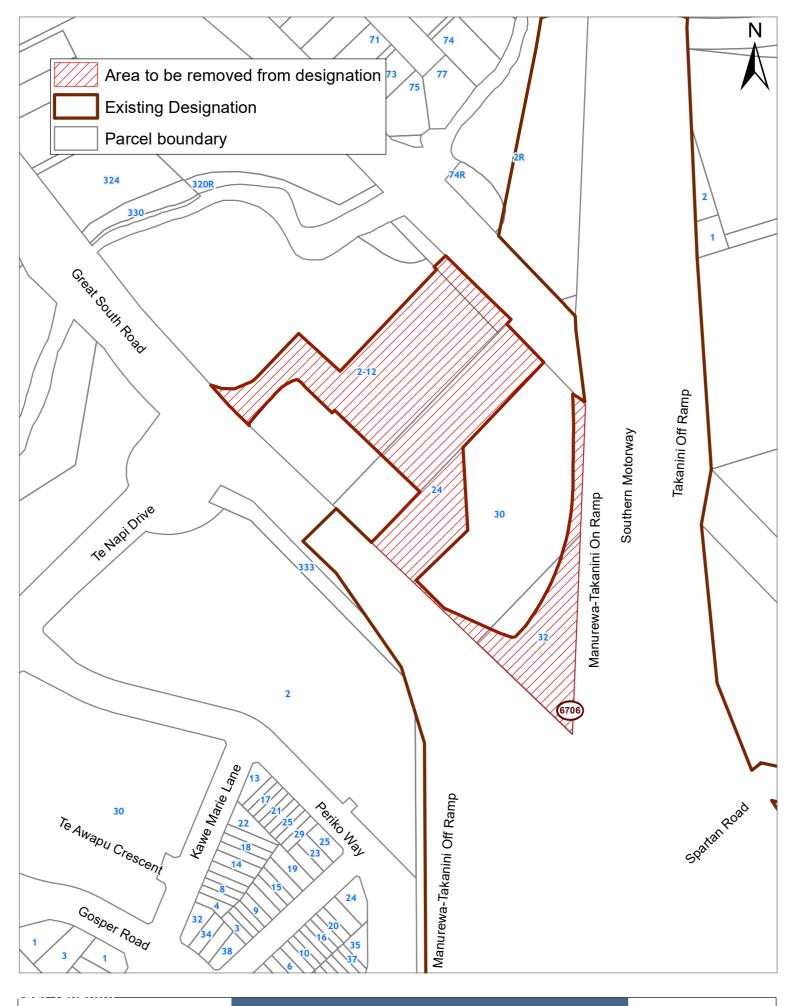








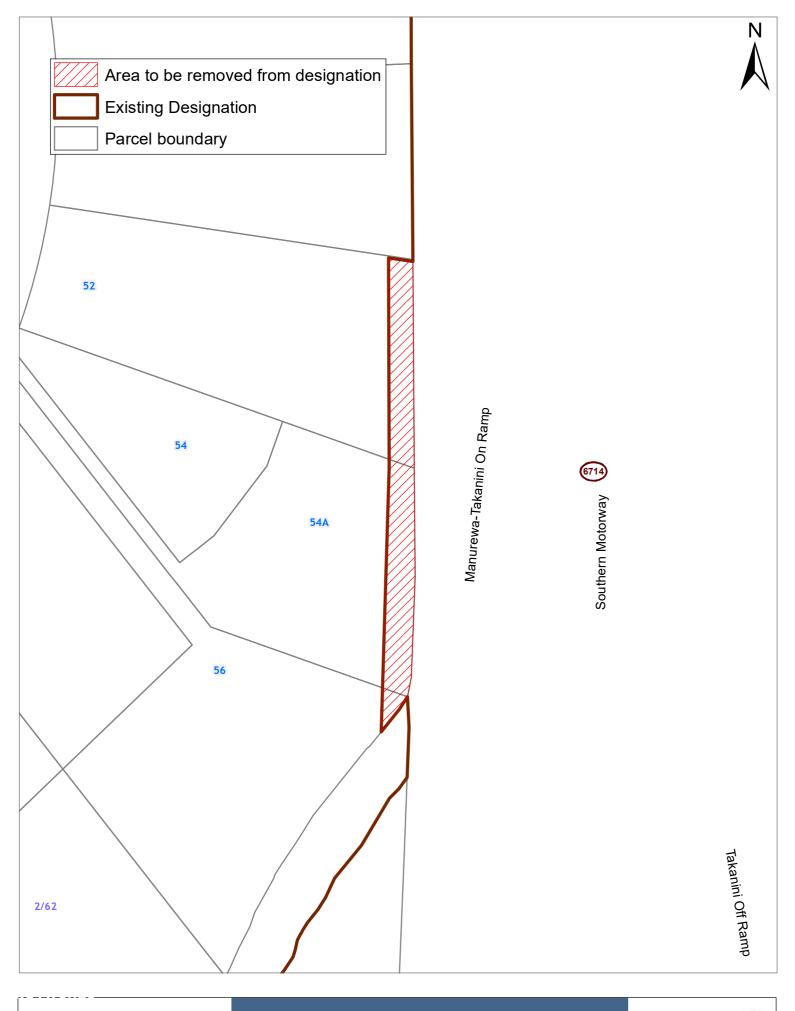






Alteration of Designation 6706 and 6714 2-32 Great South Road, Takanini

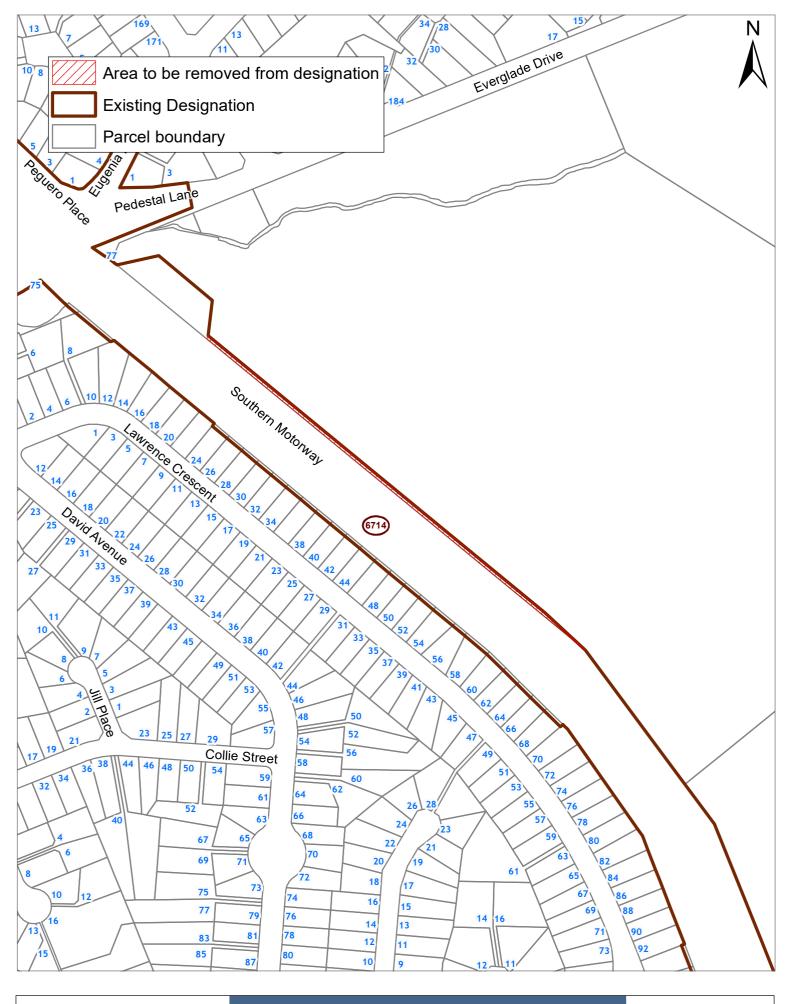






Alteration of Designation 6706 and 6714
52-56 Greenmeadows Avenue



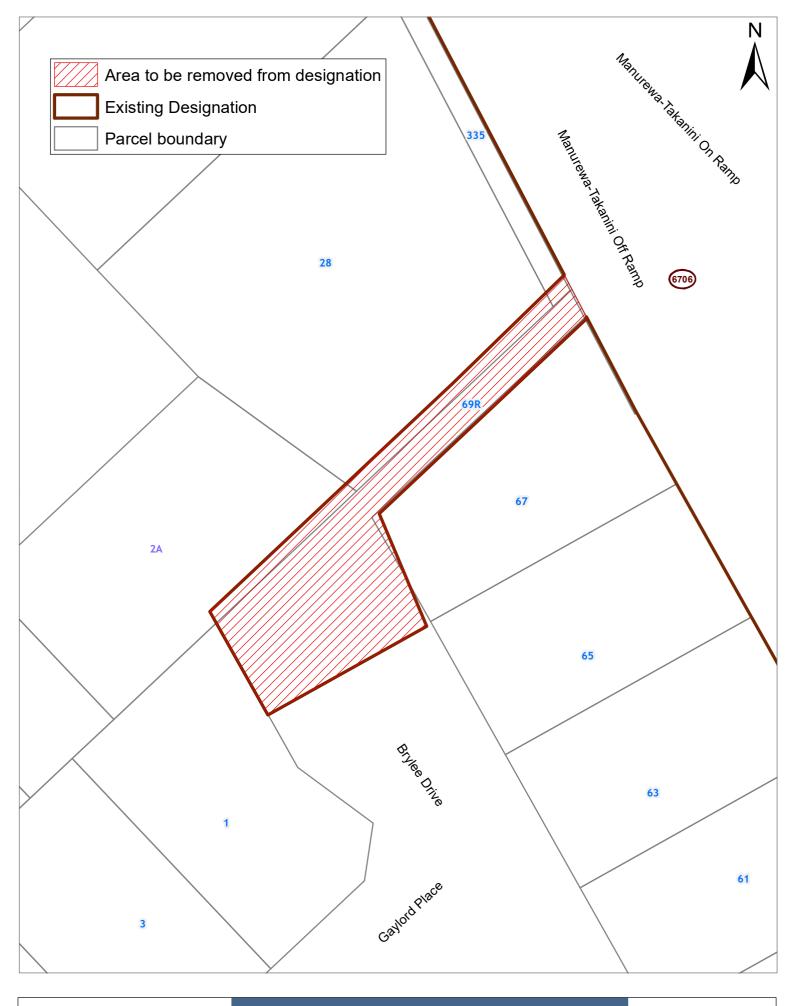




Alteration of Designation 6706 and 6714

Botanical Gardens



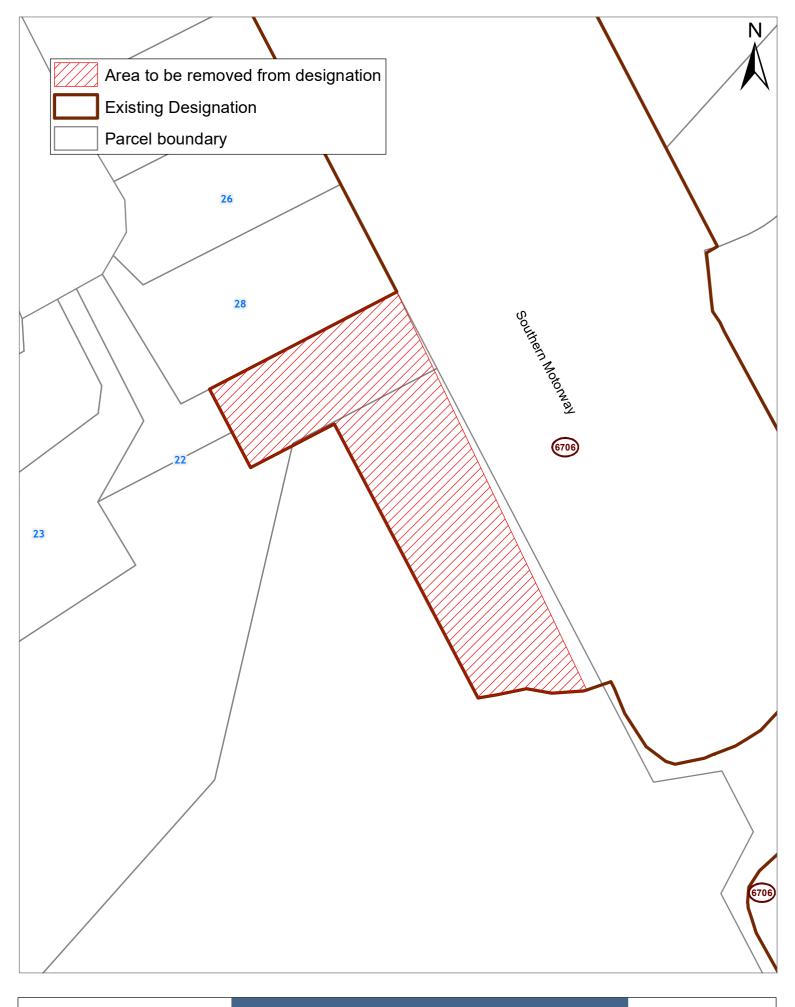




Alteration of Designation 6706 and 6714

Brylee Drive



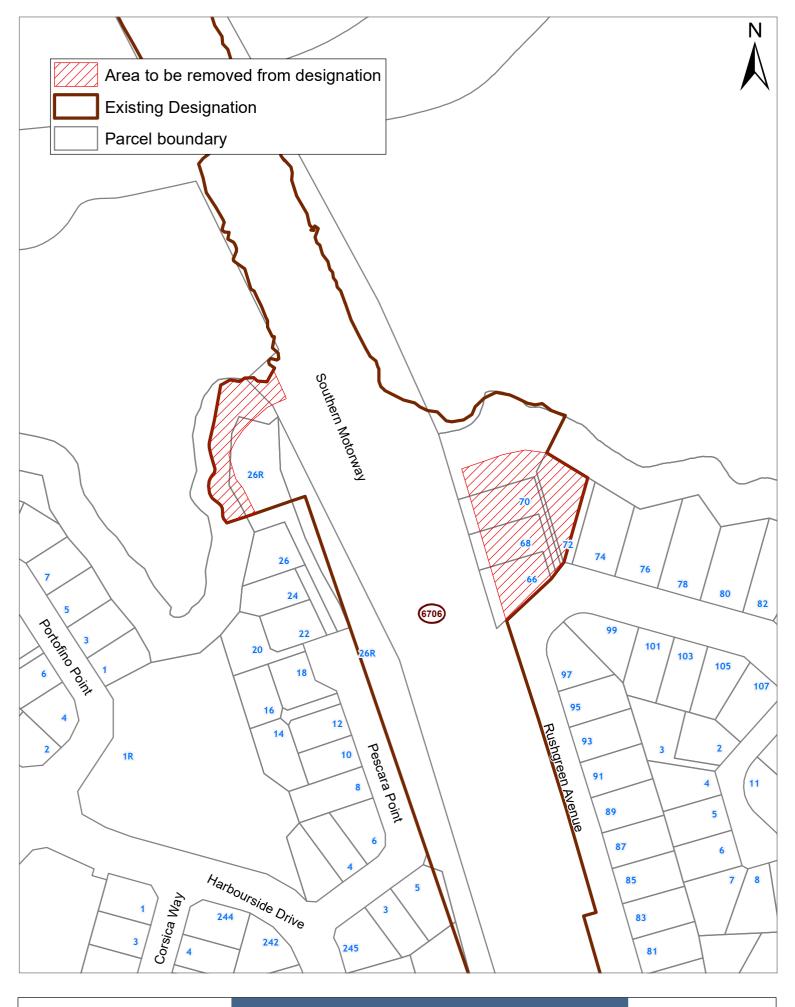




Alteration of Designation 6706 and 6714

Gardone Terrace







Alteration of Designation 6706 and 6714 **Pescara Point**







Alteration of Designation 6706 and 6714
Walter Strevens Drive

