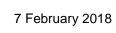
#### **UNITARY PLAN UPDATE REQUEST MEMORANDUM**

TO Celia Davison

FROM Sanjay Bangs





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

# Reason for update:

DATE SUBJECT

- A decision has been made to confirm a requirement for a new designation and an alteration to an existing designation under Section 172(1) of the RMA
- No appeals to the decision have been received within 15 working days of the date of the notice of decision, pursuant to Section 174(2)(c) of the RMA.

Chantar	Chantar K Designations	
Chapter	Chapter K Designations	
Section	AUP GIS Viewer – Designations layer  Schedules and Designations – Minister of	
Section	Education	
Designation only	Eddodion	
New designations	5059 Te Kura Kaupapa Maori, Kohanga Reo &	
, and the second se	Early Childcare Education	
	5060 School Road Access	
Alteration to existing designation	4931 Homai College for the Blind and Te Kura Kaupapa Maori	
Location:	163 and 181 Browns Road, Manurewa	
Lapse Date	10 years from the date on which it is included in the AUP.	
Type of Designation	New and existing	
Purpose	Educational purposes	
Requiring Authority	Minister for Education	
Changes to text (shown in underline and strikethrough)	Update Chapter K Designations - Schedules and Designations - Minister of Education to amend Designation 4931 and introduce two new designations with associated conditions.  Refer to designation and conditions in <b>Attachment 3</b> .	
Changes to diagrams	No changes.	
Changes to spatial data	Update the AUP GIS Viewer – Unitary Plan Management Layers - Designations to:  • Amend the spatial extent of Designation 4931 Homai College for the Blind and Te Kura Kaupapa Maori.  • Amend the description of Designation 4931 as follows:  Designations: Designations - 4931, Educational purposes - special school years 0-13 (Blind and Low Vision Network), Designations, Minister of Education  • Introduce new designations 5059 Te Kura	
	Kaupapa Maori, Kohanga Reo & Early	

	Childcare Education and 5060 School Road Access, with the following descriptions:
	<u>Designations – 5059, educational purposes - Kura Kaupapa Maori and Wharekura (Years 0-13) Kohanga Reo and Early Childhood Education (ECE), Designations, Minister of Education</u>
	<u>Designations – 5060, School Road</u> <u>Access, Designations, Minister of</u> <u>Education</u>
	Please refer to Attachment 4 for the extent of spatial changes.
Attachments	Attachment 1: Requiring Authority acceptance letter
	Attachment 2: Requiring Authority supplemetary letter Attachment 3: Text changes Attachment 4: Changes to spatial data

# Prepared by:

Sanjay Bangs Planner, Planning Central and South

Signature:

Text entered by:

Teuila Young Planning Technician

Signature:

Maps prepared by:

Shelley Glassey Lead Geospatial Analyst Aucklandwide

Signature:

Team Leader:

Reviewed by:

Sanjay Bangs

Signature:

Craig Cairncross
Team Leader Planning Central and South

Planner, Planning Central and South

Signature:

Manager:

Celia Davison Manager Planning - Central and South

C. a. Janson

Signature:





17th December 2018

Auckland Council Private Bag 92 300 AUCKLAND 1142

Attention: Mr Stephen Town - Chief Executive

Stephen.Town@aucklandcouncil.govt.nz

#### Dear Stephen

REQUIREMENT BY THE MINISTER OF EDUCATION TO DESIGNATE LAND FOR "EDUCATION PURPOSES – TE KURA KAUPAPA MAORI (YEARS 0-13), KOHANGA REO & ECE & ROAD ACCESS (ROAD ACCESS PURPOSES)" AT 163 – 181 BROWNS ROAD, MANUREWA

On April 11 2018, the Minister of Education (the Minister/Requiring Authority) served on Auckland Council (the Council), a Notice of Requirement relating to a site at 163 – 181 Browns, Road, Manurewa; to

- Alter existing Designation #4931- Homai College for The Blind and Te Kura Kaupapa Maori (Educational Purposes Special School (Years 0 - 13 and Te Kura Kaupapa Maori)) contained in the Auckland Unitary Plan; and
- ii. Include two (2) new associated designations for:
  - a. <u>Educational Purposes Te Kura Kaupapa Maori (Years 0 -13), Kohanga Reo</u> and ECE, and
  - b. Road Access (Road Access Purposes).

#### It is considered that

- The alteration and new associated designations are reasonably necessary for achieving the objectives and obligations of the Minister of Education,
- ii) The Minister has given adequate consideration to alternative sites for the establishment of the proposed school,
- iii) The designation is consistent with Part 2 (Purpose and Principles) of the RMA, and
- iv) Any potential adverse effects arising from giving effect to the designation are able to be adequately mitigated by the designation conditions.

Following the hearing of the publicly notified Notice on 13<sup>th</sup> September 2018, the hearing closed on the 16<sup>th</sup> October. The Council-appointed hearings panel made its recommendation to the Minister under section 171(2) of the Resource Management Act (the Act/RMA) on the **29th October 2018** 

The recommendation of the Council was subsequently received by the Minister/Requiring Authority on **November 5<sup>th</sup>**, **2018**. Council has recommended to the Minister that the designation be confirmed, subject to the imposition of a number of designation conditions.

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

- a) It is appropriate to confirm the designation in the Auckland Unitary Plan for "Educational Purposes Te Kura Kaupapa Maori, Kohanga Reo and ECE (Educational Purposes Te Kura Kaupapa Maori (Years 0 -13), Kohanga Reo ECE) and School Road Access" on the site at 163 181 Browns Rd, Manurewa; as shown in attached Appendix 1 Decision of Minister of Education, Amendments to Auckland Unitary Plan maps and text.
- b) The proposed designation conditions 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

Regional Infrastructure Manager - Northern

T: 09 6329373

E: Sandra.Orr@education.govt.nz

Cc: Trevor Watson, Team Leader - Plans & Places (Auckland Council)

Enc.

Appendix 1 – Decision of Minister of Education, Amendments to Auckland Unitary Plan maps and text;

Appendix 1: Decision of Minister of Education Amendments to Auckland Unitary Plan maps and text

# 1. Amend Designation Schedule – Minister of Education - South as follows:

Number	Purpose	Location
<u>4931</u>	Educational purposes – special school (years 0 – 13) <del>and Te Kura Kaupapa Maori</del>	155 Browns Road, Manurewa

# 2. Amend Designation Schedule - Minister of Education - South by including the following two new designations:

Number	Purpose	Location
	Educational purposes - Kura Kaupapa Maori and Wharekura (Years 0-13), Kohanga Reo and Early Childhood Education (ECE)	163 and 181 Browns Road, Manurewa
<u>5060</u>	<u>School Road Access</u>	<u>163 Browns Road,</u> <u>Manurewa</u>

#### 3. Delete 4931 Homai College for the Blind and Te Kura Kaupapa Maori in its entirety and replace with the following:

# 4931 Educational purposes – special school (years 0 – 13)

**Designation Number** 

4931

Requiring Authority

Minister of Education

NA

Location

155 Browns Road,

Manurewa Rollover Designation

Lapse Date

Given effect to. (i.e. no lapse date)

# **Purpose**

Educational Purposes – Special School (years 0 - 13).

# Conditions

The standard conditions for all Minister of Education designations apply to this designation.

#### 4. Include the following two new designations:

# 5059 Te Kura Kaupapa Maori, Kohanga Reo & Early Childcare Education

Designation Number

5059

Requiring Authority

Minister of Education

Location

163 and 181 Browns Road,

Manurewa

Rollover Designation

NA

Lapse Date

The designation shall lapse on the expiry of 10 years from the date on which it is included in the district plan if it has

not been given effect to before the end of that period

# <u>Purpose</u>

Educational Purposes - Te Kura Kaupapa Maori (years 0 - 13), Kohanga Reo and Early Childhood Education (ECE).

#### Conditions

The standard conditions for all Minister of Education designations apply to this designation. Where any standard condition conflicts with a site-specific condition, the site-specific condition shall take precedence.

#### 1. Building height in relation to boundary

Any new building or building extension (excluding goal posts and similar structures) shall comply with the height in relation to boundary controls of 2.5m high at the boundary and 45 degrees from any adjoining land zoned primarily for a residential purpose or zoned primarily for an outdoor space/outdoor recreation purpose. This condition shall not apply to the boundary of any land zoned for residential purposes that is designated for educational purposes.

#### 2. Noise

The noise (rating) level arising from the operation of the schools and preschools must comply with the following noise levels when measured at the boundary of any residentially zoned site, or within the notional boundary of any site in a rural zone:

<u>DAY/TIME</u>	NOISE LEVEL
<u>Mon – Sat, 7.00am – 10.00pm (0700 – 2200)</u> Sunday 9am to 6pm	55 dB LAeq
At other times	45dB L <sub>Aeq</sub>
	75dB L <sub>AFmax</sub>

These noise limits do not apply to noise from normal school sports and school recreational activities occurring between 8am and 6pm Monday to Saturday.

Noise levels shall be measured and assessed in accordance with NZS 6801: 2008 "Measurement of Environmental Sound" and NZS 6802:2008 "Environmental Noise".

Noise from construction shall not exceed the limits recommended in, and shall be measured in accordance with, New Zealand Standard NZS 6803:1999 "Acoustics – Construction Noise".

# 3. Area A Limitation on Use

The use of Area A shall be limited to an early childhood education (ECE) centre.

#### 4. Establishment Outline Plan of Works

The Requiring Authority shall submit with an Outline Plan of Works for the construction and development of the Schools and/or Kohanga and ECE facility:

- (a) A School Design Concept Planincluding:
  - i. General location of access points, staff carparking and drop off/pick up areas;
  - ii. General location of future buildings and open space (such as playgrounds and sport fields); and
- (b) An urban design statement by a suitably qualified urban designer that addresses how the school design concept plan responds to the public realm and incorporates CPTED principles (such as passive surveillance over the streetscape).
- (c) A Landscaping Plan developed by a suitably qualified landscape

architect/planner/designer developed in consultation with the landowner of 159 Browns Rd specifically in relation to any proposed boundary planting and landscaping on the shared boundaries.

- (d) A Traffic Impact Assessment (TIA) Report prepared by a suitably qualified traffic engineer and/or transportation planner which addresses the following specific matters, in addition to those matters outlined in the Integrated Transport Assessment (ITA) submitted with the Notice of Requirement:
  - i. Primary access to and from the school site, shall be from the proposed internal road identified as Designation 5060 – School Road Access. Safe access for pedestrians, cyclists, buses and other vehicles including:
    - Measures to separate vehicle entry and pedestrian/cyclist entries; and
    - The provision of Kea or Zebra crossings on the proposed internal road identified as Designation 5060-School Road Access to/from Area 4 as shown on the designation plan.
  - ii. staff car parking, cycle parking, and pick-up and drop-off areas, and sufficient loading spaces to facilitate deliveries and rubbish removal;
  - iii. the pick-up and drop off area(s) shall be provided wholly on site and designed to accommodate predicted demand, and to ensure that buses can informally use this space for pick up and drop off activities. The following matters should be specifically addressed:
    - Potential effects on the safe and efficient operation of the transport network; and
    - Safe and efficient access to the school for pedestrian and cyclists (including students and staff).
  - iv. <u>traffic generation and any means of mitigating potential</u> <u>adverse effects, including at the Browns Road / Rowandale Avenue intersection; and</u>
  - v. measures that encourage the use of public transport.
- (e) The final design and layout of the proposed road (identified as Designation 5060 School Road Access)-shall provide for:
  - i. A minimum road reserve width of 20m;
  - ii. Bus access, egress and circulation to/through/on the School site;
  - iii. Walking and cycling;
  - iv. Vehicles, including trucks and buses, which need to turn within the road. Consideration shall be given to providing a turning head for cul- de-sac roads at the northern end of the proposedroad;
  - v. Appropriately integrated utilities and stormwater mitigation; and
  - vi. On-street parking, if practicable.
- (f) A Stormwater Management Plan prepared by a suitably qualified specialist which implements Water Sensitive Design and addresses

stormwater flow, quality, flooding effects and hydrology mitigation including:

- The location and sizing of the onsite stormwater detention and retention (including re-use) and/or connection to Auckland Council's public stormwater network;
- ii. Management of the overland flow path; and
- iii. Management of any flooding hazards at the time of development.
- (g) <u>Detail of the proposed water and proposed wastewater network</u> connections to the site.

Advice Note: A separate statutory process is required to vest the proposed road (identified as Designation 5060 - School Road Access). As such, should the intention be that the proposed road is vested with Auckland Council, the Minister will need to consult with Auckland Transport and comply with all relevant standards required as part of that process.

# 5. School Travel Plan

- (a) Prior to the opening of either of the schools the requiring authority shall, either directly or through the School Board of Trustees, develop a Travel Plan in consultation with Auckland Transport.
- (b) The School Travel Plan will provide specifically for measures to reduce vehicle dependence, including walking school buses, carpooling, the encouragement of the use of public transport, the use of remote pick up/drop off locations if appropriate, and the encouragement of walking and cycling. This Travel Plan shall also specifically address the following matters:
  - Safe access to the entry points to the school. Features such as Kea Crossings or Zebra Crossings should be specifically considered.
  - ii. <u>Consistency with</u> <u>or use of Auckland Transport's TravelWise programme, or any equivalent programme adopted.</u>
  - iii. Measures to separate vehicle entry and pedestrian/cyclist entries.
  - iv. The amount of any cycle and scooter parking required.
- (c) The School Travel Plan shall be developed in consultation with Auckland Transport and shall include details of the required monitoring. The School Travel Plan shall be reviewed at the time of submitting each subsequent Outline Plan of Works relating to increased student capacity and where actions/works are required, these shall be formally advised to the Ministry.
- (d) A joint Travel Plan for both schools on the site may be developed.
- (e) An on-site pick up and drop off area for the schools shall be provided.

  The number of pick up and drop off bays shall be determined by an assessment of the peak demand for vehicles entering and exiting the site, to be demonstrated by a transport assessment to be submitted as part of any outline plan to increase class room numbers. Bays may be

provided on a staged basis consistent with each stage of school development. For the avoidance of doubt, any short term pickup and drop off spaces are part of and not in addition to the minimum number of spaces required by the conditions for minimum car park numbers.

(f) An assessment of the need for a bus pick-up and drop-off facility for the schools shall be submitted as part of any outline plan to increase class room numbers. Bus facilities may be provided on a staged basis consistent with each stage of schooldevelopment.

#### 6. Footpath

Prior to commencement of the school's first term, a dedicated footpath is to be provided adjacent to the access road to connect the school buildings with the Browns Road footpath.

# 7. Vehicle access to Browns Road

All vehicle access to Browns Road shall be via the signalised intersection, other than for the pre-school located in Area A.

# 8. Setbacks, fencing, and trees - 159 Browns Road

The following measures shall be implemented to mitigate the impacts of the educational activities on the adjoining property at 159 Browns Road:

- (a) No buildings shall be constructed within 20m of the boundary of 159 Browns Road.
- (b) Prior to construction of any buildings on the site, the Requiring Authority shall construct a fence between 1.5m and 1.8m in height along the common boundary with 159 Browns Road.
- (c) No large specimen trees shall be placed within 10m of that boundary. The Requiring Authority shall make reasonable endeavours to retain the existing magnolia and palm trees on the site adjacent to the property at 159 Browns Road.

# 9. Flooding

Any works involving alteration of flood plains or overland flow paths shall require a flood assessment of the impacts on adjoining properties.

#### 10. Construction

A construction management plan shall be prepared and submitted with any outline plan of works for major site works.

# 11. Geotechnical

Land disturbance must not result in any instability of land or structures at or beyond the boundary of the property where the land disturbance occurs.

#### Advice notes

- (1) Any building work proposed within 10m of the 900mm or 225mm diameter Wastewater Mains on the site will require the approval of Watercare Services Limited.
- (2) If after a review of the updated Detailed Site Investigation the activity is found to require resource consent either under the Resource Management (National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health) Regulations 2011, or any regional plan; a resource consent will need to be obtained. If evidence of contamination, which has not been previously identified, is discovered during excavation, the requiring authority shall immediately cease the works and notify Auckland Council and provide a site contamination report and a remediation action plan if necessary to the satisfaction of Council.
- (3) The requiring authority must ensure that the contamination level of any imported soil complies with Auckland Council's clean fill criteria.
- (4) The requiring authority shall provide soil test results and evidence of the disposal to the Auckland Council.
- (5) The requiring authority shall at all times control any dust in accordance with the Good Practice Guide for Assessing and Managing the Environmental Effects of Dust Emissions, Ministry for the Environment (2001).
- (6) If sub surface archaeological evidence is unearthed during earthworks (e.g. intact shell midden, hangi, storage pits relating to Maori occupation, or cobbled floors, brick or stone foundation, and rubbish pits relating to 19th century European occupation), work should cease in the immediate vicinity of the remains and both Auckland Council and the NZ Historic Places Trust are to be notified.
- (7) In the event of koiwi tangata (human remains) being uncovered, work should cease in the immediate vicinity of the remains and the NZHPT, the NZ Police and iwi representatives are to be contracted so that appropriate arrangements can be made.

# 5060 School Road Access

Designation Number

5060

Requiring Authority

Minister of Education

Location

163 Browns Road, Manurewa

Rollover Designation

NA

Lapse Date

The designation shall lapse on the expiry of 10 years from the date on which it is included in the district plan if it has not been

given effect to before the end of that period.

# **Purpose**

School Road Access

#### Conditions

# 1. Construction noise

Noise from construction shall not exceed the limits recommended in, and shall be measured in accordance with, New Zealand Standard NZS 6803:1999 "Acoustics-Construction Noise".

# 2. Designation Uplift

Prior to vesting the road in Auckland Council as a public road, the Requiring Authority shall uplift the designation pursuant to Section 182 of the Resource Management Act 1991.

# 3. Road design and layout

The final design and layout of the proposed road shall provide for:

- (a) A minimum road reserve width of 20m
- (b) Bus access, egress and circulation to/through/on the School site
- (c) Walking and cycling
- (d) Vehicles, including trucks and buses, which need to turn within the road.

  Consideration shall be given to providing a turning head for cul-de-sac roads at the northern end of the proposed road
- (e) Appropriately integrated utilities and stormwater mitigation
- (f) On-street parking, if practicable.

#### Advice Note:

A separate statutory process is required to vest the proposed road (identified as Designation 5060 – School Road Access). As such, should the intention be that the proposed road is vested with Auckland Council, the Minister will need to consult with Auckland Transport and comply with all relevant standards required as part of that process.

# 4. Construction

A construction management plan shall be prepared and submitted with any outline plan of works for major site works.

# 5. Geotechnical

<u>Land disturbance must not result in any instability of land or structures at or beyond the boundary of the property where the land disturbance occurs.</u>

#### **Advice Notes:**

- (1) Any building work undertaken within 10m of the 900mm Sewerage Main will require the approval of Watercare Services Limited.
- (2) All utility services shall be placed within the berm or within private property including services lids and manhole covers. Where applicable these shall be placed within the grassverge.
- (3) That all vehicle crossings shall not conflict with any services, light poles, cesspits, rain gardens and street trees or planting.



# Attachment 2: Requiring Authority supplementary letter





31 January 2019

Auckland Council Private Bag 92 300 AUCKLAND 1142

Attention: Mr Stephen Town - Chief Executive

Stephen.Town@aucklandcouncil.govt.nz

Dear Stephen

SUPPLEMENTARY TO DECISION OF THE MINISTER OF EDUCATION TO DESIGNATE LAND FOR "EDUCATION PURPOSES – TE KURA KAUPAPA MAORI (YEARS 0-13), KOHANGA REO & ECE & ROAD ACCESS (ROAD ACCESS PURPOSES)" AT 163 – 181 BROWNS ROAD, MANUREWA

The Ministry was advised on the 14<sup>th</sup> January by Auckland Transport officers, of a minor formatting error contained in the conditions within the Decision issued to you on the 18<sup>th</sup> December, 2018. A condition heading had been inadvertently omitted.

The minor nature of the omission does not materially affect or change the Minister's decision. Hence in consultation with Council planners, the Ministry has been advised that this error can be corrected without further public notice.

To that end, please find attached to this letter, the minor formatting error corrected to the condition no. 6 heading. The subsequent conditions have been consequentially renumbered to enable the Council planners to correctly incorporate the designation into the Auckland Unitary Plan without further delay. We have provided a track changes version of the full set of corrected conditions for your information and Council's action as necessary.

We trust this is sufficient for your purposes. Don't hesitate to contact me if you have any further questions or queries.

Yours sincerely

Orchid Atimalala

Principal Advisor: RMA Ministry of Education

T: 09 6329365

E: Orchid.Atimalala@education.govt.nz

Cc: Sanjay Bangs Susanne Tapsell

Enc.

Annexure 1 – Decision of Minister of Education, Supplementary Minor Amendments to Auckland Unitary Plan text

Appendix 1: Supplementary to the Decision of Minister of Education Amendments to Auckland Unitary Plan text

# 1. Amend Designation Schedule - Minister of Education - South as follows:

Number	Purpose	Location
1931	Educational purposes – special school	155 Browns Road,
	(years 0 – 13) <del>and Te Kura Kaupapa Maori</del>	Manurewa

# 2. Amend Designation Schedule – Minister of Education - South by including the following two new designations:

Number	Purpose	Location
	Educational purposes - Kura Kaupapa Maori and Wharekura (Years 0-13), Kohanga Reo and Early Childhood Education (ECE)	163 and 181 Browns Road, Manurewa
<u>5060</u>	School Road Access	163 Browns Road, Manurewa

# 3. Delete 4931 Homai College for the Blind and Te Kura Kaupapa Maori in its entirety and replace with the following:

# 4931 Educational purposes – special school (years 0 – 13)

Designation Number 4931

Requiring Authority Minister of Education

<u>Location</u> <u>155 Browns Road,</u> <u>Manurewa Rollover Designation</u> <u>NA</u>

Lapse Date Given effect to. (i.e. no lapse date)

# Purpose

Educational Purposes – Special School (years 0 – 13).

#### Conditions

The standard conditions for all Minister of Education designations apply to this designation.

# 4. Include the following two new designations:

#### 5059 Te Kura Kaupapa Maori, Kohanga Reo & Early Childcare Education

Designation Number 50

5059

Requiring Authority

Minister of Education

Location

163 and 181 Browns Road,

Manurewa

Rollover Designation

NA

Lapse Date

The designation shall lapse on the expiry of 10 years from the date on which it is included in the district plan if it has

not been given effect to before the end of that period

# **Purpose**

Educational Purposes - Te Kura Kaupapa Maori (years 0 – 13), Kohanga Reo and Early Childhood Education (ECE).

# Conditions

The standard conditions for all Minister of Education designations apply to this designation. Where any standard condition conflicts with a site-specific condition, the site-specific condition shall take precedence.

# 1. Building height in relation to boundary

Any new building or building extension (excluding goal posts and similar structures) shall comply with the height in relation to boundary controls of 2.5m high at the boundary and 45 degrees from any adjoining land zoned primarily for a residential purpose or zoned primarily for an outdoor space/outdoor recreation purpose. This condition shall not apply to the boundary of any land zoned for residential purposes that is designated for educational purposes.

#### 2. Noise

The noise (rating) level arising from the operation of the schools and preschools must comply with the following noise levels when measured at the boundary of any residentially zoned site, or within the notional boundary of any site in a rural zone:

DAY/TIME	NOISE LEVEL
<u>Mon – Sat, 7.00am – 10.00pm (0700 - 2200)</u> <u>Sunday 9am to 6pm</u>	55 dB LAeq
At other times	45dB L <sub>Aeq</sub> 75dB L <sub>AFmax</sub>

These noise limits do not apply to noise from normal school sports and school recreational activities occurring between 8am and 6pm Monday to Saturday.

Noise levels shall be measured and assessed in accordance with NZS 6801: 2008 "Measurement of Environmental Sound" and NZS 6802:2008 "Environmental Noise".

Noise from construction shall not exceed the limits recommended in, and shall be measured in accordance with, New Zealand Standard NZS 6803:1999 "Acoustics – Construction Noise".

# 3. Area A Limitation on Use

The use of Area A shall be limited to an early childhood education (ECE) centre.

# 4. Establishment Outline Plan of Works

The Requiring Authority shall submit with an Outline Plan of Works for the construction and development of the Schools and/or Kohanga and ECE facility:

- (a) A School Design Concept Planincluding:
  - i. General location of access points, staff carparking and drop off/pick up areas;
  - ii. General location of future buildings and open space (such as playgrounds and sport fields); and
- (b) An urban design statement by a suitably qualified urban designer that addresses how the school design concept plan responds to the public realm and incorporates CPTED principles (such as passive surveillance over the streetscape).
- (c) A Landscaping Plan developed by a suitably qualified landscape architect/planner/designer developed in consultation with the landowner of 159 Browns Rd specifically in relation to any proposed boundary planting and landscaping on the shared boundaries.

- (d) A Traffic Impact Assessment (TIA) Report prepared by a suitably qualified traffic engineer and/or transportation planner which addresses the following specific matters, in addition to those matters outlined in the Integrated Transport Assessment (ITA) submitted with the Notice of Requirement:
  - i. Primary access to and from the school site, shall be from the proposed internal road identified as Designation 5060 – School Road Access. Safe access for pedestrians, cyclists, buses and other vehicles including:
    - Measures to separate vehicle entry and pedestrian/cyclist entries; and
    - The provision of Kea or Zebra crossings on the proposed internal road identified as Designation 5060-School Road Access to/from Area 4 as shown on the designation plan.
  - ii. staff car parking, cycle parking, and pick-up and drop-off areas, and sufficient loading spaces to facilitate deliveries and rubbish removal;
  - iii. the pick-up and drop off area(s) shall be provided wholly on site and designed to accommodate predicted demand, and to ensure that buses can informally use this space for pick up and drop off activities. The following matters should be specifically addressed:
    - Potential effects on the safe and efficient operation of the transport network; and
    - Safe and efficient access to the school for pedestrian and cyclists (including students and staff).
  - iv. traffic generation and any means of mitigating potential adverse effects, including at the Browns Road / Rowandale Avenue intersection; and
  - v. measures that encourage the use of public transport.
- (e) The final design and layout of the proposed road (identified as Designation 5060 School Road Access)-shall provide for:
  - i. A minimum road reserve width of 20m;
  - ii. Bus access, egress and circulation to/through/on the School site;
  - iii. Walking and cycling;
  - iv. Vehicles, including trucks and buses, which need to turn within the road. Consideration shall be given to providing a turning head for cul- de-sac roads at the northern end of the proposed road;
  - v. Appropriately integrated utilities and stormwater mitigation; and
  - vi. On-street parking, if practicable.
- (f) A Stormwater Management Plan prepared by a suitably qualified specialist which implements Water Sensitive Design and addresses stormwater flow, quality, flooding effects and hydrology mitigation including:
  - i. The location and sizing of the onsite stormwater detention and retention (including re-use) and/or connection to Auckland

- Council's public stormwater network;
- ii. Management of the overland flow path; and
- iii. Management of any flooding hazards at the time of development.
- (g) <u>Detail of the proposed water and proposed wastewater network</u> connections to the site.

Advice Note: A separate statutory process is required to vest the proposed road (identified as Designation 5060 - School Road Access). As such, should the intention be that the proposed road is vested with Auckland Council, the Minister will need to consult with Auckland Transport and comply with all relevant standards required as part of that process.

#### 5. School Travel Plan

- (a) Prior to the opening of either of the schools the requiring authority shall, either directly or through the School Board of Trustees, develop a Travel Plan in consultation with Auckland Transport.
- (b) The School Travel Plan will provide specifically for measures to reduce vehicle dependence, including walking school buses, carpooling, the encouragement of the use of public transport, the use of remote pick up/drop off locations if appropriate, and the encouragement of walking and cycling. This Travel Plan shall also specifically address the following matters:
  - Safe access to the entry points to the school. Features such as Kea Crossings or Zebra Crossings should be specifically considered.
  - ii. Consistency with or use of Auckland Transport's TravelWise programme, or any equivalent programme adopted.
  - iii. Measures to separate vehicle entry and pedestrian/cyclist entries.
  - iv. The amount of any cycle and scooter parking required.
- (c) The School Travel Plan shall be developed in consultation with Auckland Transport and shall include details of the required monitoring. The School Travel Plan shall be reviewed at the time of submitting each subsequent Outline Plan of Works relating to increased student capacity and where actions/works are required, these shall be formally advised to the Ministry.
- (d) A joint Travel Plan for both schools on the site may be developed.

# 6. On-site pick up and drop off

(a) An on-site pick up and drop off area for the schools shall be provided.

The number of pick up and drop off bays shall be determined by an assessment of the peak demand for vehicles entering and exiting the site, to be demonstrated by a transport assessment to be submitted as part of any outline plan to increase class room numbers. Bays may be provided on a staged basis consistent with each stage of school development. For the avoidance of doubt, any short term pickup and

drop off spaces are part of and not in addition to the minimum number of spaces required by the conditions for minimum car parknumbers.

(b) An assessment of the need for a bus pick-up and drop-off facility for the schools shall be submitted as part of any outline plan to increase class room numbers. Bus facilities may be provided on a staged basis consistent with each stage of schooldevelopment.

# 7. Footpath

Prior to commencement of the school's first term, a dedicated footpath is to be provided adjacent to the access road to connect the school buildings with the Browns Road footpath.

#### 8. Vehicle access to Browns Road

All vehicle access to Browns Road shall be via the signalised intersection, other than for the pre-school located in Area A.

# 9. Setbacks, fencing, and trees -159 Browns Road

The following measures shall be implemented to mitigate the impacts of the educational activities on the adjoining property at 159 Browns Road:

- (a) No buildings shall be constructed within 20m of the boundary of 159 Browns Road.
- (b) Prior to construction of any buildings on the site, the Requiring Authority shall construct a fence between 1.5m and 1.8m in height along the common boundary with 159 Browns Road.
- (c) No large specimen trees shall be placed within 10m of that boundary. The Requiring Authority shall make reasonable endeavours to retain the existing magnolia and palm trees on the site adjacent to the property at 159 Browns Road.

#### 10. Flooding

Any works involving alteration of flood plains or overland flow paths shall require a flood assessment of the impacts on adjoining properties.

# 11. Construction

A construction management plan shall be prepared and submitted with any outline plan of works for major site works.

# 12. Geotechnical

<u>Land disturbance must not result in any instability of land or structures at or beyond the boundary of the property where the land disturbance occurs.</u>

#### Advice notes

- (1) Any building work proposed within 10m of the 900mm or 225mm diameter Wastewater Mains on the site will require the approval of Watercare Services Limited.
- (2) If after a review of the updated Detailed Site Investigation the activity is found to require resource consent either under the Resource Management (National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health) Regulations 2011, or any regional plan; a resource consent will need to be obtained. If evidence of contamination, which has not been previously identified, is discovered during excavation, the requiring authority shall immediately cease the works and notify Auckland Council and provide a site contamination report and a remediation action plan if necessary to the satisfaction of Council.
- (3) The requiring authority must ensure that the contamination level of any imported soil complies with Auckland Council's clean fill criteria.
- (4) The requiring authority shall provide soil test results and evidence of the disposal to the Auckland Council.
- (5) The requiring authority shall at all times control any dust in accordance with the Good Practice Guide for Assessing and Managing the Environmental Effects of Dust Emissions, Ministry for the Environment (2001).
- (6) If sub surface archaeological evidence is unearthed during earthworks (e.g. intact shell midden, hangi, storage pits relating to Maori occupation, or cobbled floors, brick or stone foundation, and rubbish pits relating to 19th century European occupation), work should cease in the immediate vicinity of the remains and both Auckland Council and the NZ Historic Places Trust are to be notified.
- (7) In the event of koiwi tangata (human remains) being uncovered, work should cease in the immediate vicinity of the remains and the NZHPT, the NZ Police and iwi representatives are to be contracted so that appropriate arrangements can be made.

# 5060 School Road Access

Designation Number

5060

Requiring Authority

Minister of Education

Location

163 Browns Road, Manurewa

Rollover Designation

NA

Lapse Date

The designation shall lapse on the expiry of 10 years from the date on which it is included in the district plan if it has not been

given effect to before the end of that period.

#### Purpose

School Road Access

#### Conditions

# 1. Construction noise

Noise from construction shall not exceed the limits recommended in, and shall be measured in accordance with, New Zealand Standard NZS 6803:1999 "Acoustics-Construction Noise".

#### 2. Designation Uplift

Prior to vesting the road in Auckland Council as a public road, the Requiring Authority shall uplift the designation pursuant to Section 182 of the Resource Management Act 1991.

# 3. Road design and layout

The final design and layout of the proposed road shall provide for:

- (a) A minimum road reserve width of 20m
- (b) Bus access, egress and circulation to/through/on the School site
- (c) Walking and cycling
- (d) Vehicles, including trucks and buses, which need to turn within the road.

  Consideration shall be given to providing a turning head for cul-de-sac roads at the northern end of the proposed road
- (e) Appropriately integrated utilities and stormwater mitigation
- (f) On-street parking, if practicable.

# **Advice Note:**

A separate statutory process is required to vest the proposed road (identified as Designation 5060 – School Road Access). As such, should the intention be that the proposed road is vested with Auckland Council, the Minister will need to consult with Auckland Transport and comply with all relevant standards required as part of that process.

#### 4. Construction

A construction management plan shall be prepared and submitted with any outline plan of works for major site works.

# 5. Geotechnical

<u>Land disturbance must not result in any instability of land or structures at or beyond the boundary of the property where the land disturbance occurs.</u>

# **Advice Notes:**

- (1) Any building work undertaken within 10m of the 900mm Sewerage Main will require the approval of Watercare Services Limited.
- (2) All utility services shall be placed within the berm or within private property including services lids and manhole covers. Where applicable these shall be placed within the grassverge.
- (3) That all vehicle crossings shall not conflict with any services, light poles, cesspits, rain gardens and street trees or planting.

# Attachment 3 – changes to text

# 1. Amend Designation Schedule - Minister of Education - South as follows:

Number	Purpose	Location
<u>4931</u>	Educational purposes – special school	155 Browns Road, Manurewa
	(years 0 – 13) <del>and Te Kura Kaupapa Maori</del>	

# 2. Amend Designation Schedule – Minister of Education - South by including the following two new designations:

Number	Purpose	Location
	Educational purposes - Kura Kaupapa Maori and Wharekura (Years 0-13), Kohanga Reo and <u>Early</u> <u>Childhood Education (ECE)</u>	163 and 181  Browns Road, Manurewa
<u>5060</u>	School Road Access	163 Browns Road, Manurewa

# 1. Delete 4931 Homai College for the Blind and Te Kura Kaupapa Maori in its entirety and replace with the following:

# 4931 Educational purposes – special school (years 0 – 13)

Designation Number 4931

Requiring Authority Minister of Education

Location 155 Browns Road, Manurewa

Rollover Designation NA

Lapse Date Given effect to. (i.e. no lapse date)

# **Purpose**

Educational Purposes – Special School (years 0 – 13).

#### **Conditions**

The standard conditions for all Minister of Education designations apply to this designation.

# 2. Include the following two new designations:

#### 5059 Te Kura Kaupapa Maori, Kohanga Reo & Early Childcare Education

Designation Number 5059

Requiring Authority Minister of Education

Location 163 and 181 Browns Road, Manurewa

Rollover Designation NA

Lapse Date The designation shall lapse on the expiry of 10 years

from the date on which it is included in the district plan if it has not been given effect to before the end of that

period

#### **Purpose**

Educational Purposes - Te Kura Kaupapa Maori (years 0 – 13), Kohanga Reo and Early Childhood Education (ECE).

#### **Conditions**

The standard conditions for all Minister of Education designations apply to this designation. Where any standard condition conflicts with a site-specific condition, the site-specific condition shall take precedence.

# 1. Building height in relation to boundary

Any new building or building extension (excluding goal posts and similar structures) shall comply with the height in relation to boundary controls of 2.5m high at the boundary and 45 degrees from any adjoining land zoned primarily for a residential purpose or zoned primarily for an outdoor space/outdoor recreation purpose. This condition shall not apply to the boundary of any land zoned for residential purposes that is designated for educational purposes.

# 2. Noise

The noise (rating) level arising from the operation of the schools and pre-schools must comply with the following noise levels when measured at the boundary of any residentially zoned site, or within the notional boundary of any site in a rural zone:

DAY/TIME	NOISE LEVEL
Mon - Sat, 7.00am - 10.00pm (0700 - 2200)	55 dB LAeq
Sunday 9am to 6pm	
At other times	45dB L <sub>Aeq</sub>
	75dB L <sub>AFmax</sub>

These noise limits do not apply to noise from normal school sports and school recreational activities occurring between 8am and 6pm Monday to Saturday.

Noise levels shall be measured and assessed in accordance with NZS 6801: 2008 "Measurement of Environmental Sound" and NZS 6802:2008 "Environmental Noise".

Noise from construction shall not exceed the limits recommended in, and shall be measured in accordance with, New Zealand Standard NZS 6803:1999 "Acoustics – Construction Noise".

#### 3. Area A Limitation on Use

The use of Area A shall be limited to an early childhood education (ECE) centre.

# 4. Establishment Outline Plan of Works

The Requiring Authority shall submit with an Outline Plan of Works for the construction and development of the Schools and/or Kohanga and ECE facility:

- (a) A School Design Concept Plan including:
  - i. General location of access points, staff carparking and drop off/pick up areas:
  - ii. General location of future buildings and open space (such as playgrounds and sport fields); and
- (b) An urban design statement by a suitably qualified urban designer that addresses how the school design concept plan responds to the public realm and incorporates CPTED principles (such as passive surveillance over the streetscape).
- (c) A Landscaping Plan developed by a suitably qualified landscape architect *I* planner *I* designer and developed in consultation with the landowner of 159 Browns Rd specifically in relation to any proposed boundary planting and landscaping on the shared boundaries.
- (d) A Traffic Impact Assessment (TIA) Report prepared by a suitably qualified

traffic engineer and/or transportation planner which addresses the following specific matters, in addition to those matters outlined in the Integrated Transport Assessment (ITA) submitted with the Notice of Requirement:

- Primary access to and from the school site, shall be from the proposed internal road identified as Designation 5060 – School Road Access. Safe access for pedestrians, cyclists, buses and other vehicles including:
  - Measures to separate vehicle entry and pedestrian/cyclist entries;
     and
  - The provision of Kea or Zebra crossings on the proposed internal road identified as Designation 5060 – School Road Access to/from Area 4 as shown on the designation plan.
- ii. staff car parking, cycle parking, and pick-up and drop-off areas, and sufficient loading spaces to facilitate deliveries and rubbish removal;
- iii. the pick-up and drop off area(s) shall be provided wholly on site and designed to accommodate predicted demand, and to ensure that buses can informally use this space for pick up and drop off activities. The following matters should be specifically addressed:
  - Potential effects on the safe and efficient operation of the transport network; and
  - Safe and efficient access to the school for pedestrian and cyclists (including students and staff).
- iv. traffic generation and any means of mitigating potential adverse effects, including at the Browns Road / Rowandale Avenue intersection; and
- v. measures that encourage the use of public transport.
- (e) The final design and layout of the proposed road (identified as Designation 5060 School Road Access)-shall provide for:
  - i. A minimum road reserve width of 20m;
  - ii. Bus access, egress and circulation to/through/on the School site;
  - iii. Walking and cycling;
  - iv. Vehicles, including trucks and buses, which need to turn within the road. Consideration shall be given to providing a turning head for culde-sac roads at the northern end of the proposed road;
  - v. Appropriately integrated utilities and stormwater mitigation; and
  - vi. On-street parking, if practicable.

- (f) A Stormwater Management Plan prepared by a suitably qualified specialist which implements Water Sensitive Design and addresses stormwater flow, quality, flooding effects and hydrology mitigation including:
  - i. The location and sizing of the onsite stormwater detention and retention (including re-use) and/or connection to Auckland Council's public stormwater network;
  - ii. Management of the overland flow path; and
  - iii. Management of any flooding hazards at the time of development.
- (g) Detail of the proposed water and proposed wastewater network connections to the site.

**Advice Note:** A separate statutory process is required to vest the proposed road (identified as Designation 5060 – School Road Access). As such, should the intention be that the proposed road is vested with Auckland Council, the Minister will need to consult with Auckland Transport and comply with all relevant standards required as part of that process.

#### 5. School Travel Plan

- (a) Prior to the opening of either of the schools the requiring authority shall, either directly or through the School Board of Trustees, develop a Travel Plan in consultation with Auckland Transport.
- (b) The School Travel Plan will provide specifically for measures to reduce vehicle dependence, including walking school buses, carpooling, the encouragement of the use of public transport, the use of remote pick up/drop off locations if appropriate, and the encouragement of walking and cycling. This Travel Plan shall also specifically address the following matters:
  - i. Safe access to the entry points to the school. Features such as Kea Crossings or Zebra Crossings should be specifically considered.
  - ii. Consistency with or use of Auckland Transport's

    TravelWise programme, or any equivalent programme adopted.
  - iii. Measures to separate vehicle entry and pedestrian/cyclist entries.
  - iv. The amount of any cycle and scooter parking required.
- (c) The School Travel Plan shall be developed in consultation with Auckland Transport and shall include details of the required monitoring. The School Travel Plan shall be reviewed at the time of submitting each subsequent Outline Plan of Works relating to increased student capacity and where actions/works are required, these shall be formally advised to the Ministry.
- (d) A joint Travel Plan for both schools on the site may be developed.

# 6. On-site pick up and drop off

- (a) An on-site pick up and drop off area for the schools shall be provided. The number of pick up and drop off bays shall be determined by an assessment of the peak demand for vehicles entering and exiting the site, to be demonstrated by a transport assessment to be submitted as part of any outline plan to increase class room numbers. Bays may be provided on a staged basis consistent with each stage of school development. For the avoidance of doubt, any short term pickup and drop off spaces are part of and not in addition to the minimum number of spaces required by the conditions for minimum car park numbers.
- (b) An assessment of the need for a bus pick-up and drop-off facility for the schools shall be submitted as part of any outline plan to increase class room numbers. Bus facilities may be provided on a staged basis consistent with each stage of school development.

# 7. Footpath

Prior to commencement of the school's first term, a dedicated footpath is to be provided adjacent to the access road to connect the school buildings with the Browns Road footpath.

#### 8. Vehicle access to Browns Road

All vehicle access to Browns Road shall be via the signalised intersection, other than for the pre- school located in Area A.

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The following measures shall be implemented to mitigate the impacts of the educational activities on the adjoining property at 159 Browns Road:

- (a) No buildings shall be constructed within 20m of the boundary of 159 Browns Road
- (b) Prior to construction of any buildings on the site, the Requiring Authority shall construct a fence between 1.5m and 1.8m in height along the common boundary with 159 Browns Road.
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Any works involving alteration of flood plains or overland flow paths shall require a flood assessment of the impacts on adjoining properties.

#### 11. Construction

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#### 12. Geotechnical

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#### Advice notes

- (1) Any building work proposed within 10m of the 900mm or 225mm diameter Wastewater Mains on the site will require the approval of Watercare Services Limited.
- (2) If after a review of the updated Detailed Site Investigation the activity is found to require resource consent either under the Resource Management (National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health) Regulations 2011, or any regional plan; a resource consent will need to be obtained. If evidence of contamination, which has not been previously identified, is discovered during excavation, the requiring authority shall immediately cease the works and notify Auckland Council and provide a site contamination report and a remediation action plan if necessary to the satisfaction of Council.
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- (4) The requiring authority shall provide soil test results and evidence of the disposal to the Auckland Council.
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- (7) In the event of koiwi tangata (human remains) being uncovered, work should cease in the immediate vicinity of the remains and the NZHPT, the NZ Police and 1w1 representatives are to be contracted so that appropriate arrangements can be made.

#### 5060 School Road Access

Designation Number 5060

Requiring Authority Minister of Education

Location 163 Browns Road, Manurewa

Rollover Designation NA

Lapse Date The designation shall lapse on the expiry of 10 yearsfrom

the date on which it is included in the district plan if it has not

been given effect to before the end of that period.

# **Purpose**

School Road Access

#### **Conditions**

#### 1. Construction noise

Noise from construction shall not exceed the limits recommended in, and shall be measured in accordance with, New Zealand Standard NZS 6803:1999 "Acoustics – Construction Noise".

# 2. Designation Uplift

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# 3. Road design and layout

The final design and layout of the proposed road shall provide for:

- (a) A minimum road reserve width of 20m
- (b) Bus access, egress and circulation to/through/on the School site
- (c) Walking and cycling
- (d) Vehicles, including trucks and buses, which need to turn within the road. Consideration shall be given to providing a turning head for cul-de-sac roads at the northern end of the proposed road
- (e) Appropriately integrated utilities and stormwater mitigation
- (f) On-street parking, if practicable.

**Advice Note:** A separate statutory process is required to vest the proposed road (identified as Designation 5060 – School Road Access). As such, should the intention be that the proposed road is vested with Auckland Council, the Minister will need to consult with Auckland Transport and comply with all relevant standards required as part of that process.

#### 4. Construction

A construction management plan shall be prepared and submitted with any outline plan of works for major site works.

#### 5. Geotechnical

Land disturbance must not result in any instability of land or structures at or beyond the boundary of the property where the land disturbance occurs.

#### **Advice Notes:**

- (1) Any building work undertaken within 10m of the 900mm Sewerage Main will require the approval of Watercare Services Limited.
- (2) All utility services shall be placed within the berm or within private property including services lids and manhole covers. Where applicable these shall be placed within the grass verge.
- (3) That all vehicle crossings shall not conflict with any services, light poles, cesspits, rain gardens and street trees or planting.

