

Auckland Unitary Plan

Proposed Plan Change 26 : Clarifying the relationship between the Special Character Areas Overlay and underlying zone provisions

Auckland Council has prepared the following proposed plan change to the Auckland Unitary Plan (Operative in Part) under Schedule 1 to the Resource Management Act 1991 (RMA) (**proposal**).

Proposed Plan Change 26 Special Character Areas Overlay and underlying zone provisions is a proposal that relates to the provisions of Chapter D18, Special Character Areas Overlay – Residential and Chapter E38, Subdivision - Urban. The purpose of the proposal is to clarify that where there are corresponding provisions (including activities and standards) in the Special Character Areas Overlay and in the underlying zone, the provision in the Special Character Areas Overlay will prevail over the corresponding provision in the underlying zone. The Council is also seeking to refine some of the standards within the Special Character Areas Overlay, including height in relation to boundary, yards, paved areas and fences.

The proposal may be inspected at www.aucklandcouncil.govt.nz/unitaryplanmodifications or during business hours at any library or Service centre. If you have any questions or would like more information on Proposed Plan Change 26, please contact us by email at unitaryplan@aucklandcouncil.govt.nz or call (09) 365 3786.

The following persons may make a submission on the proposal:

- The local authority in its own area may make a submission; and
- Any other person may make a submission but, if the person could gain an advantage in trade competition through the submission, then the person may make a submission only if the person is directly affected by an effect of the proposal that –
 - adversely affects the environment; and
 - does not relate to trade competition or the effects of trade competition.

You may make a submission by sending a written or electronic submission to Auckland Council at:

- Auckland Council, Unitary Plan Private Bag 92300, Auckland 1142, Attention: Planning Technician, or
- By using the electronic form on the Auckland Council website at www.aucklandcouncil.govt.nz/unitaryplanmodifications; or
- By email to: unitaryplan@aucklandcouncil.govt.nz; or
- Lodging your submission in person at Auckland Council Libraries or offices

The submission must be in 'Form 5' and must state whether or not you wish to be heard in relation to your submission. Copies of this form are available to download at www.aucklandcouncil.govt.nz/unitaryplan or can be collected from any Library or Council office.

Submissions close on Friday 28 June 2019

The process for public participation in the consideration of the proposal under the RMA is as follows.

- after the closing date for submissions, Auckland Council must prepare a summary of decisions requested by submitters and give public notice of the availability of this summary and where the summary and submissions can be inspected; and
- there must be an opportunity for the following persons to make a further submission in support of, or in opposition to, the submissions already made:
 - any person representing a relevant aspect of the public interest:
 - any person who has an interest in the proposal greater than the general public has:

- the local authority itself; and
- if a person making a submission asks to be heard in support of his or her submission, a hearing must be held; and
- Auckland Council must give its decision on the provisions and matters raised in the submissions (including its reasons for accepting or rejecting submissions) and give public notice of its decision within 2 years of notifying the proposal and serve it on every person who made a submission at the same time; and
- any person who has made a submission has the right to appeal the decision on the proposed plan change to the Environment Court if-
 - in relation to a provision or matter that is the subject of the appeal, the person referred to the provision or matter in the person's submission on the proposal; and
 - in the case of a proposal that is a proposed policy statement or plan, the appeal does not seek the withdrawal of the proposal as a whole.

John Duguid
Manager – Plans & Places

Notification date: 30 May 2019