

AUCKLAND UNITARY PLAN
INDEPENDENT HEARINGS PANEL

Te Paepae Kaiwawao Motuhake o te Mahere Kotahitanga o Tāmaki Makaurau

Report to Auckland Council
Hearing topic 074 Designations

Auckland Council

Minor matters and errors
Designation 549
Mt Wellington Highway Carpark

May 2016

Report first prepared by David Wren in accordance with the Auckland Unitary Plan Independent Hearing Panel procedure and in accordance with section 142 of the Local Government (Auckland Transitional Provisions) Act 2010, on 28 August 2015 (Updated 5 October 2015 and 19 January 2016).

Adopted as Auckland Unitary Plan Independent Hearings Panel recommendations in accordance with the Auckland Unitary Plan Independent Hearing Panel procedure and in accordance with section 144 of the Local Government (Auckland Transitional Provisions) Act 2010 on date of signature.

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1. Introduction

The purpose of this report is to provide an assessment and recommendation in relation to modifications to and submissions on designations classified by the Independent Hearings Panel as minor matters and errors. This classification applies where there is a:

- i. modification to a designation and no submissions;
- ii. rollover of a designation with no modification and submissions lodged by the requiring authority or others (submissions to correct errors or address minor matters);
- iii. modification to a designation and submissions lodged by the requiring authority or others (modifications address minor matters and submissions to correct errors or address minor matters);
- iv. where the modification involves changes to the boundary to incorporate additional land, the requiring authority has an interest in the land sufficient for undertaking the proposed work.

2. Assessment

Errors do not require an assessment. The assessment applies the following criteria.

Does the modification/submission:

- i. involve no more than a minor change to the effects on the environment associated with the use or proposed use of land or any water concerned? or
- ii. involve only minor changes or adjustments to the boundaries of the designation?

See section 6 of this report for the application of these criteria to the individual designations.

On the basis of the assessment, this report concludes that the modifications and designations in section 6 meet the above criteria.

3. Recommendation to Panel

That the Panel recommends to Auckland Council the modifications/designation be confirmed as set out in section 6.

Author	David Wren
Author's Signature	
Date	28 August 2015 (Updated 5 October 2015 and 19 January 2016).

4. Panel recommendations to Auckland Council

The Auckland Unitary Plan Independent Hearings Panel recommends that Auckland Council confirms the notice of requirement for the modifications to Designation 549 included in the Proposed Auckland Unitary Plan.

5. Panel reasons

The reasons for the Panel's recommendation are set out in section 6 below.

Panel Chair	David Kirkpatrick
Chair's Signature	
Date	18 May 2016

6. Assessment of modifications and designations

Requiring authority	Auckland Council
Designation number	549: Mt Wellington Highway Car Park
Designation purpose	Council carpark.
Location	Mount Wellington Highway (Lot 1 DP 103286), Mount Wellington
Designation given effect to	Given effect to.
Lapse date in operative plan if not marked as 'given effect to' in the Proposed Auckland Unitary Plan	NA
Land owned by the requiring authority	Land is owned by the requiring authority.
Description of the modification in the rollover	<p>Modify the purpose from: "Council Carpark, 225-227 Mt Wellington Highway" to "Council Carpark".</p> <p>Condition 1 is deleted because it repeats sections of the Resource Management Act 1991 which is not necessary.</p> <p>Condition 2 has been deleted as it will no longer be relevant when the designation forms part of the Unitary Plan.</p>
Assessment of rollover modifications and reasons	The modification involves no more than a minor change to the effects on the environment associated with the use or proposed use of land or any water concerned.
Submitters and summary of relief sought in submissions	NA
Assessment of submissions and reasons	NA
Recommendation to Panel	That the Panel recommends to Council that the modifications to the designation set out in section 6 are confirmed.
Response from requiring authority	Agrees with the above recommendations to Panel.
Recommendation from Panel	The Panel agrees with the report writer's recommendations.
Reasons	The Panel agrees with the report writer's reasons.