

AUCKLAND UNITARY PLAN  
INDEPENDENT HEARINGS PANEL

*Te Paepae Kaiwawao Motuhake o te Mahere Kotahitanga o Tāmaki Makaurau*

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Report to Auckland Council  
Hearing topic 074 Designations

Auckland Council

Minor matters and errors  
Regional parks

May 2016

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**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 29 October 2015 and 21 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 and 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.

<b>Author</b>	David Wren
<b>Author's Signature</b>	
<b>Date</b>	28 August 2015 (Updated 5 October 2015 and 29 October 2015 and 21 January 2016)

#### 4. Panel recommendations to Auckland Council

The Auckland Unitary Plan Independent Hearings Panel recommends that Auckland Council recommends to the requiring authority that it confirms the notices of requirement for the modifications to the designations included in the Proposed Auckland Unitary Plan subject to the further modifications shown in Attachment 1 and Attachment 2.

This recommendation applies to the designations listed in section 6 below. Note that some of these designations are also referred to in other Panel reports on Auckland Council designations and additional Panel recommendations may apply.

#### 5. Panel reasons

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

<b>Panel Chair</b>	David Kirkpatrick.
<b>Chair's Signature</b>	
<b>Date</b>	18 May 2016

## 6. Assessment of modifications and designations

Requiring authority	Auckland Council	
Designation number (s)	400: Tawharanui Regional Park 415: Long Bay Regional Park 416: Te Rau Puriri Regional Park 426: Te Muri Regional Park 427: Wenderholm Regional Park 429: Atiu Creek Regional Park 430: Regional Parkland at Pakiri 600: Tawhitokino Regional Park 601: Hunua Ranges Regional Park 603: Omana Regional Park 604: Tapapakanga Regional Park 608: Regional Parkland at Waitawa 616: Awhitu Regional Park This report was updated to include the following designations: 401 Mahurangi Regional Park. 402 Shakespear Regional Park 403 Muriwai Regional Park 404 Scandrett Regional Park 418 Waitakere Regional Parkland. (Designations 400, 401, 402, 403, 404, 415, 416, 418, 426, 427, 429 and 430 are also reported in the IHP Report to AC_074 Auckland Council (minor))	
Designation purpose	Regional park - for recreational use (including the ongoing operation and maintenance of trails and visitor infrastructure for informal outdoor recreation activities) and for the conservation of natural and cultural values.	
Location	400: 1181 Takatu Road, Takatu Peninsula, Tawharanui 415: 2000 Beach Road, Long Bay 416: 2911 South Head Road, South Head 426: 184 Hungry Creek Road, Mahurangi West 427: 37 Schischka Road, Wenderholm 429: 415 Run Road, Tabora 430: Southern part of Pakiri Coast (vicinity of Witten Road, Spencer Road and M Greenwood Road) 600: 265 Kawakawa Bay Coast Road, Clevedon 601: Moumoukai Road, Hunua 603: 44R Maraetai Drive, Maraetai 604: 95 Deerys Road, Orere Point 608: 1168 Clevedon-Kawakawa Road, Clevedon 616: 216 Brook Road, Waiuku	
Designation given effect to	All designations 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	All land is owned by the requiring authority.	
Description of the modification in the rollover	400	Modify the purpose from: "Tawharanui Regional Park" to "Regional Park – for recreational use"

		<p>(including the ongoing operation and maintenance of trails and visitor infrastructure for informal outdoor recreation activities) and for the conservation of natural and cultural values”.</p> <p>Include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety and parking and access.</p>
	415	<p>Modify the purpose from:  “Regional Park” to “Regional Park – for recreational use (including the ongoing operation and maintenance of trails and visitor infrastructure for informal outdoor recreation activities) and for the conservation of natural and cultural values”.</p> <p>To include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety and parking and access.  To amalgamate two operative plan designations and include additional regional park land in the designation.</p>
	416	<p>Modify the purpose to remove:  “Te Rau Puriri Regional Park” and replace with “Regional Park” with no changes to remainder of purpose.</p> <p>To include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety and parking and access.</p>
	426	<p>Modify the purpose to remove:  “Te Muri Regional Park” and replace with “Regional Park” with no changes to remainder of purpose.</p> <p>To include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety and parking and access</p>

	427	<p>Modify the purpose to remove:  “Wenderholm Regional Park” and  replace with “Regional Park” with no  changes to remainder of purpose.</p> <p>To include a set of standard conditions for all  regional parks in regard to regional park  management plans, outline plans, works to be  exempt from outline plans,  cultural/heritage/archaeological, traffic safety  and parking and access</p>
	429	<p>Modify the purpose to remove:  “Atiu Creek Regional Park” and  replace with “Regional Park” with no  changes to remainder of purpose.</p> <p>To include a set of standard conditions for all  regional parks in regard to regional park  management plans, outline plans, works to be  exempt from outline plans,  cultural/heritage/archaeological, traffic safety  and parking and access.</p>
	430	<p>Modify the purpose to remove:  “Regional Parkland at Pakiri” and  replace with “Regional Park” with no  changes to remainder of purpose.</p> <p>To include a set of standard conditions for all  regional parks in regard to regional park  management plans, outline plans, works to be  exempt from outline plans,  cultural/heritage/archaeological, traffic safety  and parking and access.</p>
	600	<p>Modify the purpose from:  “Regional Park – Tawhitokino Regional  Park” to “Regional Park – for  recreational use (including the ongoing  and maintenance of trails and visitor  infrastructure for informal outdoor  recreation activities) and for the  conservation of natural and cultural  values”.</p> <p>Include a set of standard conditions for all  regional parks in regard to regional park  management plans, outline plans, works to be  exempt from outline plans,  cultural/heritage/archaeological, traffic safety  and parking and access.  Include additional regional park land in the  designation.</p>
	601	<p>Modify the purpose from:  “Regional Park – Hunua Ranges</p>

		<p>Regional Park” and “Regional Parkland” to “Regional Park – for recreational use (including the ongoing operation and maintenance of trails and visitor infrastructure for informal outdoor recreation activities) and for the conservation of natural and cultural values”.</p> <p>Include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety and parking and access.</p> <p>To combine operative plan designations (Manukau and Franklin) and include additional regional park land in the designation.</p>
603		<p>Modify the purpose from:  “Regional Park – Omana Regional Park” to “Regional Park – for recreational use (including the ongoing operation and maintenance of trails and visitor infrastructure for informal outdoor recreation activities) and for the conservation of natural and cultural values”.</p> <p>Include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety and parking and access.  Include additional regional park land in the designation.</p>
604		<p>Modify the purpose from:  “Regional Park – Tapapakanga Regional Park” and “Regional Parkland” to “Regional Park – for recreational use (including the ongoing operation and maintenance of trails and visitor infrastructure for informal outdoor recreation activities) and for the conservation of natural and cultural values”.</p> <p>Include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety</p>

		and parking and access. Include additional regional park land in the designation.
	608	Modify the purpose from: “Regional Parkland at Waitawa “Regional Parkland” to “Regional Park – for recreational use (including the ongoing operation and maintenance of trails and visitor infrastructure for informal outdoor recreation activities) and for the conservation of natural and cultural values”.  Include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety and parking and access.
	616	Modify the purpose from: “Recreational reserve” to “Regional Park and Proposed Regional Park” to “Regional Park – for recreational use (including the ongoing operation and maintenance of trails and visitor infrastructure for informal outdoor recreation activities) and for the conservation of natural and cultural values”.  Include a set of standard conditions for all regional parks in regard to regional park management plans, outline plans, works to be exempt from outline plans, cultural/heritage/archaeological, traffic safety and parking and access. To amalgamate operative plan Designations (99, 99A and 99B (Auckland Council District Plan – Operative Franklin Section).
Assessment of rollover modifications and reasons	The modifications align the purposes and standardise the conditions across the regional park designations. The modifications 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.	
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 designations set out in Section 6 are confirmed with all modifications.	
Response from requiring authority	Agrees with the above recommendations to Panel. The requiring authority also noted that a number of regional park designations were left of this list i.e.:	

	<ul style="list-style-type: none"> <li>i. 401 Mahurangi Regional Park;</li> <li>ii. 402 Shakespear Regional Park;</li> <li>iii. 403 Muriwai Regional Park;</li> <li>iv. 404 Scandrett Regional Park;</li> <li>v. 418 Waitakere Regional Parkland.</li> </ul>
Reporting officer comment on response	<p>I have reviewed the original spreadsheet from the Council and Designations 401-404 have been rolled over with no submissions but the same modifications as above. Therefore I recommend that the following be confirmed:</p> <ul style="list-style-type: none"> <li>i. 401 Mahurangi Regional Park;</li> <li>ii. 402 Shakespear Regional Park;</li> <li>iii. 403 Muriwai Regional Park;</li> <li>iv. 404 Scandrett Regional Park</li> </ul> <p>In respect of Designation 418 Waitakere Regional Parkland this designation is subject to a modification the same as the designations addressed in this report. To that extent I recommend that the text of the designation be confirmed.</p> <p>There are two submissions from the Council concerning Designation 418.</p> <p>The two submissions concern adding some land in Quinns Road to the regional park and removing some land at Tainui Reserve. The details of this land are yet to be confirmed by the Council. Subject to the Council confirming the mapping details, these submissions should be accepted and the designation amended accordingly.</p> <p>The Council has now (29 October 2015) advised that:</p> <p style="padding-left: 40px;">The Council had two submission points on this designation seeking to update mapping references (5716-3271/3275). A third party submission point was made by David Parker seeking the removal of the designation from his property at 1232 Huia Road, Huia (3057-4). We confirm that in relation to Mr Parker's property, this was a sliver error in the Proposed Auckland Unitary Plan GIS viewer which incorrectly shows the designation in the property summary but not on the planning map. This property does not lie within the designation and this notation needs to be removed. The Council will review the boundaries of the designation to consider if any other changes are required and will remove the notation from the property.</p>

	<p>In relation to the Council submission points, we record the following:</p> <p>Submission 5716-3271 sought “to remove reference to the designation from the Property Summary in the GIS for Lots 2, 5 and 6 DP 156565”. Lots 2, 5 and 6 DP 156565 are not included in the designation boundary in both legacy Waitakere City Council plan and in the Proposed Auckland Unitary Plan – however although the designation boundary does not extend to these lots, the Property Summary in GIS Map erroneously shows the designation as included in the Overlay box. No map boundary fix is required, however the Council GIS team will remove the references to Designation 418 in the Property Summary of those three property lots.</p> <p>Submission 5716-3275 sought “to amend the designation to include land contained in CT 19A/248 at Quinns Road”. CT 19A/248 refers to the address 300 Scenic Drive, Titirangi. Upon review of the Proposed Auckland Unitary Plan maps for this property, the Council confirms that all land contained in this address/CT number are already contained within the Designation 418 boundary. No further correction is required.</p> <p>I recommend that the above changes be made. I also note that there are three new regional park designations and these are assessed in the moderately complex report AC001.</p> <p>The report on Auckland Council designation minor matters subject to submissions also reports on a number of submissions made by the Council in respect of the regional parks. These relate to minor changes and it is recommended that these changes be also accepted. For completeness I have reproduced the changes from that report below in attachments 1 and 2.</p>
Recommendation from Panel	The Panel agrees with the report writer’s recommendations.
Reasons	The Panel agrees with the report writer’s reasons.

## **7. Attachment 1 changes to text of the Proposed Auckland Unitary Plan**

**Amend designations 400, 401, 402, 403, 404, 415, 416, 418, 426, 427, 429, 430, R431, R432, 600, 601, 603, 604, 605, 608, R609, 616 as follows:**

Amend table in clause 3 of Conditions - General to read: 'construction and maintenance of tracks and trails up to ~~4.5m~~ 3.0m width'; and '...toilet blocks up to ~~60m<sup>2</sup>~~ 100m<sup>2</sup> in area'

## **8. Attachment 2 changes to maps in the Proposed Auckland Unitary Plan**

### **418 Waitakere Ranges Regional Park Land:**

Delete designation 418 from 1232 Huia Road, Huia.

Delete designation 418 from Lots 2, 5 and 6 DP 156565.

### **R431 Regional Parkland at Pakiri:**

Amend the designation map label from 430 to R431 at Lot 1 DP 18588 Lot 3 DP 117489 Lot 2 DP 117489 and Lot 3 DP 117489 [Witten Road, Pakiri].