

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

Counties Power Ltd

Minor matters and errors

May 2016

Report first prepared by Harry Bhana 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 31/8/2015 updated with minor amendments 4 October 2015.

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.

Contents

1. Introduction	3
2. Assessment	3
3. Recommendation to Panel	3
4. Panel recommendations to Auckland Council	4
5. Panel reasons	4
6. Assessment of modifications and designations	5
7. Attachment 1 changes to text of the Proposed Auckland Unitary Plan	6

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

Author	Harry Bhana
Author's Signature	
Date	2015/10/20 updated with minor amendments 4 October 2015.

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 modifications shown in Attachment 1 in response to submissions on designations 3000, 3001, 3002, 3003 and 3006.

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	Counties Power Ltd
Designation number (s)	3000, 3001, 3002, 3003, 3006
Designation purpose	Electricity supply purposes
Location	<p>3000 104 Manukau Road, Pukekohe</p> <p>3001 125 Kitchener Road, Waiuku</p> <p>3002 Batty Road (Lot 1 DP 56769), Kingseat</p> <p>3003 Hillview Road (Lot 1 DP 109070), Ramarama</p> <p>3006 9 Ponga Road, Opaheke</p>
Designation given effect to	Yes
Lapse date in operative plan if not marked as 'given effect to' in the Proposed Unitary Auckland Plan	NA
Land owned by the requiring authority	Yes
Description of the modification in the rollover	None
Assessment of rollover modifications and reasons	NA
Submitters and summary of relief sought in submissions	<p>3000, 3001, 3002, 3003 Submission by Counties Power to retain without modification. Further submissions in support or in part support.</p> <p>3001 Submission by Counties Power to amend the title to read: 3001 Waiuku Substation (<u>Kitchener Road</u>)</p> <p>3006 Submission 4500-149 from Counties Power requesting: Amend Condition 9 to replace the reference to 'Auckland Council' with 'Auckland Transport'.</p> <p>Submission 5716-2686 from Auckland Council requesting: Amend Condition 9 to read: '9. In the event of any excavated material being spilled on a public road, the requiring authority must take immediate action at their cost to clean/repair the road or reimburse the Auckland Council-Transport the expenses of cleaning and/or reinstating the damaged road.</p> <p>Further submissions in support or in part support. Two further submissions in opposition to Auckland Council</p>

	submission.
Assessment of submissions and reasons	The changes have no significance in terms of potential effects on the environment. The further submissions in opposition to the Auckland Council submission are 'blanket' further submissions in opposition and do not warrant any assessment.
Recommendation to Panel	That the Panel confirm the above designations with the changes sought through submissions on the Plan.
Reporting writer's further recommendation	None required.
Response from requiring authority	Agrees with the above recommendations to Panel. Wishes to be heard on the following matters: Not required. Mediation requested on the following matters: Not required.
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

Designation 3001

Amend the title of the designation to read as follows:

3001 Waiuku Substation (Kitchener Road)

Designation 3006

Amend Condition 9 to read:

9. In the event of any excavated material being spilled on a public road, the requiring authority must take immediate action at their cost to clean/repair the road or reimburse the Auckland Council ~~Transport~~ the expenses of cleaning and/or reinstating the damaged road.