
REPORT 3
(1215/52/IM)

CLASSIFICATION OF LAND UNDER THE RESERVES ACT 1977 (SOUTH COAST AND OUTER GREEN BELT)

1. Purpose of Report

To report on the public consultation regarding the classification and re-classification of parcels of land located on the South Coast, Outer Green Belt and other sites and to seek Council approval to classify the land listed in Schedule One and re-classify the land listed in Schedule Two.

2. Executive Summary

In December 2006 and September 2007 reports were presented to the Strategy and Policy Committee identifying sites to be classified as reserve, subject to public notification required under the Reserves Act 1977. A further report was presented in August 2009 identifying sites to be classified as reserve and sites to be reclassified.

A public document “Have your say on the Draft Reserve Classification Plan” was produced inviting the public to make submissions on proposals to classify 32 areas and reclassify nine areas. Public consultation ran from 1 December 2009 until 12 February 2010.

74 submissions were received of which 19 were from groups. Four individuals and six groups also presented oral submissions to the Committee on 18 March 2010. All submissions are attached in Appendix Two.

This report describes the feedback and issues raised through public submissions, presents officers responses to these and recommendations to Council.

3. Recommendations

Officers recommend that the Strategy and Policy Committee:

1. *Receives the information.*
2. *Recommends to Council that:*
 - (a) *under Section 14 of the Reserves Act 1977, the Council resolves to declare the parcels of land described in Schedule One classified as reserve land according to each parcel's primary purpose as outlined in the recommended classification in Schedule One.*

- (b) *under Section 24 of the Reserves Act 1977, the Council resolves that it considers that the parcels of land described in Schedule Two, currently held as reserve, should be reclassified to better reflect each parcel's primary purpose as outlined in the recommended classification in Schedule Two.*
3. *Notes that gazettal of the resolutions contained in Recommendations 2(a) and (b) is subject to the approval of the Minister of Conservation, who will consider the proposed reserve classifications, the objections from the public and comments from Wellington City Council before deciding whether to classify or reclassify the land.*

4. Background

4.1 Reserves Act

Classification of reserves under the Reserves Act (1977) identifies the primary purpose of a reserve and it also helps direct the management, usage and development of the reserve.

Classification of land as reserve provides an additional layer of legislative protection under the Reserves Act. Classification binds the Council and limits (to a greater or lesser extent) how the land can be used. This increases the protection that the land has and provides the community with certainty as to the types of activities that can take place on the land.

The Reserves Act outlines a process and methodology for the declaration and classification of land as a reserve. Section 14 provides the Council with the statutory authority to pass a resolution to declare any land owned by Council as a reserve subject to the necessary public notification procedures under section 119 of the Act and subject to ministerial approval.

Section 24 outlines the process to reclassify reserves. Reclassification is often needed to

- change the primary purpose to highlight one set of features over another
For example, over time, regeneration of vegetation can increase the ecological and landscape values of a site. Some Outer Green Belt sites are currently classified as recreation reserve. The existing recreation activities, like walking, can still occur under a scenic reserve classification but reclassification would emphasise the ecological and/or landscape values of the site.
- allow new activities to occur that cannot occur under the current classification.
For example, early childcare centres can not operate on recreation reserve but can on local purpose or historic reserve. That is why footprints of buildings are often a different classification from the surrounding land.

The classifications can also reflect/complement the District Plan Open Space Zonings. In general, Open Space A zoning covers sports fields and playgrounds. These are often classified as recreation reserve under the Reserves Act. Open Space B zoning covers most other reserves (e.g. Outer Green Belt sites) and

scenic reserve may be a more appropriate classification. Open Space C covers Town Belt, and conservation site covers areas with high ecological values. Officers have identified reserve land, on the South Coast and Outer Green Belt that needs re-zoning to Open Space or Conservation.

Classification is a mandatory process under section 16 of the Reserves Act which involves assigning a reserve (or parts of a reserve) to the appropriate class. The “class” determines the principle or primary purpose of the reserve. The determination of an appropriate classification category for a reserve should follow a robust methodology and criteria and is a matter the community should have adequate input into.

4.2 Methodology to select Classification

The process to select an appropriate classification is based around identifying the primary use or purpose of each reserve and matching this use to one of seven categories, or “classifications”. The seven classifications are defined in the Reserves Act as scenic¹, recreation, historic, scientific, nature, local purpose and government purpose. Government and nature reserves are outside the scope of the management role of the Council and scientific reserve is rarely used by local authorities so those classifications are not relevant in this particular process.

In determining the proposed classification of the land, officers have reviewed the history of the sites and visited them to assess the:

- primary and secondary values
- purpose of the land
- current and potential use.

This information was then assessed against the criteria in the Reserves Act and the Reserves Act Guide² to determine the most appropriate classification category. This assessment included looking at whether any of the current and potential uses or activities would be restricted.

Further information about each classification category is provided in Appendix Four. This also outlines the opportunities and restrictions for each classification.

Some sites have a range of functions and values that are worthy of recognition and protection and there may be more than one classification that could be appropriate. The recommended classification should reflect both the “primary purpose” of the site as well as enabling appropriate activities to take place. In some cases, policies in Reserve Management Plans will need to be strengthened to protect some of the “secondary” values. The value the public place on the site also needs to be considered.

¹ The Reserves Act has 2 types of scenic reserve as prescribed in section 19(1)(a) – more commonly referred to as scenic A reserve section 19(1)(b) – more commonly referred to as scenic B reserve. See Appendix Four.

² Department of Conservation – A Guide for Reserve Administering Bodies

4.3 Reserve Management Plans

The role of reserve management plans is to direct or manage the use of the land classified as reserve under the Reserves Act. Some Council reserve management plans include land that has not yet been classified under the Act. There are policies in these plans that recommend this land should be classified as reserve.

In October 2002, the Council adopted the South Coast Management Plan (SCMP). Section 6.13 *Classifying Land as Reserve* identified the need to review the status of lands covered by the plan and “*seek to classify it as reserve land unless there are exceptional reasons not to do so*” (page 57). The plan also identified that “*consideration will also be given to blocks of land that may benefit from re-classification (for example, changing a classification from local purpose to recreation)*” (page 57).

In May 2004, Council adopted the Outer Green Belt Management Plan (OGBMP). Section 4.1.2.5 *Reserve Declarations, Classification and Naming* recognised the importance of the land in the Outer Green Belt and identified the need to provide fee simple land with an extra layer of legislative protection under the Act. The policy states “*the Council will identify all Wellington City Council properties in the Outer Green Belt which should be reserves but are not, and in accordance with the Reserves Act 1977 and the objectives of the Plan, undertake the necessary reserve declarations, classification and naming*” (page 57). It also mentions that “*without limiting the consultation and classification process, it is generally intended that all reserves in the Outer Green Belt will be classified as scenic reserve unless there are particular reasons for using an alternative classification*” (page 57) because the emphasis in the OGBMP is to protect landscapes and ecosystems.

4.4 Previous Committee Reports and Consultation process

In December 2006 and September 2007 reports were presented to Strategy and Policy Committee identifying sites to be classified as reserve, subject to public notification required under the Reserves Act 1977. A further report was presented in August 2009 identifying sites to be classified as reserve and sites where reclassification is appropriate.

A public document “Have your say on the Draft Reserve Classification Plan” was produced in November 2009 inviting the public to make submissions on proposals to classify 32 areas and reclassify nine areas. Public consultation ran from 1 December 2009 until 12 February 2010.

5. Discussion

74 submissions were received, 19 from groups. Four individuals and six groups also presented oral submissions to the Committee on 18 March 2010. All submissions are attached in Appendix Two, with a summary of submissions in Appendix Five.

5.1 Summary of submissions

In general, there was widespread support for protecting more 'green' spaces in the city. These spaces provide habitat and are places where residents and visitors can use and enjoy natural areas including views of the city, rural valleys, the harbour and Cook Strait. 17 submissions supported all the proposed classifications. Another four submissions supported all the proposed classifications for South Coast sites, and an additional four submissions supported all Outer Green Belt classifications.

Adding reserve status at some sites would support or recognise the effort of locals e.g. restoration projects at Makara Peak and Oku Reserve.

Some submitters wanted to ensure secondary values are recognised and protected. This could be achieved via on-going management (e.g. greater pest and weed control) or through strengthening policies at the time management plans are reviewed.

Some were concerned that current activities could not occur if the proposed classifications went ahead - in all but one case there should be no change. In the Tawatawa Reserve, the on-site nursery run by Southern Environmental Association as part of the re-vegetation project will require a licence rather than a lease from Council.

When assessing a classification for each site, officers check if the classification will prevent current and potential activities - for example leases for community groups (e.g. early childhood centres) can only be on local purpose or historic reserves.

Responses to all submissions are provided in Appendix Three.

There were no objections to the proposed classifications for:

- View Road South headland (Site B2-B6) - eight submissions in support ³
- Buckley Road/Orchy Crescent (west) (Site C1) - three submissions in support
- Melbourne Road Reserve (Site C2) - three submissions in support
- Oku Street Reserve (Site C4) - two submissions in support
- Old Coach Road Reserve (Site E1) - five submissions in support
- Awarua Street Reserves (Site F1-F2) - three submissions in support
- Kilmister Tops (Site G1-G4) - four submissions in support
- Johnston Hill (Site H1) - one submission in support
- Wright Hill (Site K1-K2) – two submissions in support
- Croydon Park (Site L1) - one submission in support
- Kainui Reserve/Treasure Island Play Area (Site W1-W2) - one submission in support
- Tawatawa Reserve (Site X1-X3) - five submissions in support

³ Note this is the number of submissions that specifically mentioned they supported this site. Excluded is the numbers that supported all proposed classifications.

5.2 Objections to proposed Classifications and Officer Response

5.2.1 South Coast: Two submitters said that all reserve land along the South Coast should be classified as historic and one submitter said this should all be recreation reserve (Submission number: 6, 54, 59).

Officer response: The Council must consider each reserve classification individually taking into account the characteristics of each site. Classification of individual sites that are broadly similar in terms of current use and values should, however show some consistency.

5.2.1 Moa Point: Three submitters objected to the proposed scenic B classification at Moa Point (Submission number: 8, 12, 38). One provided no reason. The Historic Places Trust (submission 38) wants to see this seaward land classified as historic reserve because it is part of the Rangitatau Precinct (in the District Plan). Much of the landward side of the road around to Breaker Bay has been classified as historic reserve.

Another submitter (submission number 8: oral submission) wanted this site to be classified as scenic A reserve so it would have greater protection and stop development like buildings.

Three submitters supported the proposed classification (Submission number: 25, 52, 74) because it would protect coastal ecosystems and the geological landform.

Officer response: recommend that this site be reclassified from recreation to **scenic** reserve, for the purposes specified in s.19(1)(b) (or scenic B). This site contains threatened plants, is zoned as a Conservation Site in the District Plan and is a key native ecosystem.

The submission that this site should be historic reserve is not consistent with the primary purpose, which is to give greater protection to the indigenous flora and fauna, biological associations, and natural environment.

The submission that this site be scenic A reserve is not supported because the site is modified and currently being restored. Scenic B provides the Council with flexibility to manage visitors at this site at the same time as restoration occurs. Although the coastal ecosystem on the southern end is regenerating well, the other area contains a number of weeds.

The South Coast Management Plan has policies on new structures (Section 6.7) and utilities (Section 6.9). The District Plan also has policies around activities like utilities.

5.2.2 Te Raekaihau Point –rock platform: Two submitters objected to the proposed scenic B classification at Te Raekaihau Point (Submission number: 8, 50) and wanted this site to be classified as scenic A reserve so that it would have greater protection and stop development like buildings.

Seven submitters supported the proposed classification (Submission number: 25, 30, 38, 41, 49, 52, 74) because it would protect coastal ecosystems; the geological landform; it is adjacent to the Taputeranga

Marine Reserve; it is a place close to the city that can be enjoyed in its natural state.

Officer response: Recommend that this site become **scenic** reserve, for the purposes specified in s.19(1)(b) (or scenic B). The current project to restore this site, funded from the Plimmer Bequest, is underway. Greater pest and weed control is already programmed for this site.

The submission that this site be scenic A reserve is not supported because the site is modified and currently being restored. Scenic B provides the Council with flexibility to manage visitors and associated infrastructure at this site at the same time as restoration occurs. Scenic B would offer Council more flexibility in managing visitors to the site which is popular with walkers, divers and sightseers.

The South Coast Management Plan has policies on new structures (Section 6.7) and utilities (Section 6.9). The District Plan also has policies around activities like utilities.

- 5.2.3 *Shorland Park:*** One submitter objected to the proposed local purpose re-classification (Submission number:30). They were concerned that classifying the footprint of the two buildings as local purpose reserve (Community Purposes) would allow for activities in these buildings that are not associated with the beach or coastline.

One submitter supported the proposed classification (Submission number: 38).

Officer response: recommend building footprint of Bait House be re-classified to **local purpose (community purposes)**. The current classification as recreation reserve would not allow for non-recreational community use of this building. Local purpose classification provides for community use of the buildings subject to the policies in the South Coast Management Plan (Section 6.8) on the use of these buildings.

However, part of the Island Bay Surf Club building is currently on road reserve (The Esplanade). Officers are working on a road stopping under the Public Works Act for this portion and therefore this site has been removed from Schedule Two pending the outcome of the road stopping. The recommendation for reclassification for the Surf Club building will be presented to Council at this time.

- 5.2.4 *Owhiro Bay Quarry:*** 19 submitters objected to proposed scenic B classification for Owhiro Bay Quarry (Submission number: 5, 31, 53, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 72).

Five submitters supported the proposed classification (Submission number: 30, 40, 41, 73 + 38 opposed historic).

- a) Three submitters objected to scenic B and suggested the classification should be recreation reserve to enable the existing activities to occur.

Officer response: Scenic reserve, will not affect public access or current recreation activities. The access track follows the unformed legal road for most of the route between the Owhiro Bay Quarry site and Red Rocks. There are some places where it goes inside the proposed reserve area. The South Coast Management Plan section 6.4 Access has a policy: "To enhance access along and to the South Coast". It identifies this area as remaining open to suitable vehicles.

- b) Seven submitters objected to scenic B classification and said the former Owhiro Bay quarry site should be classified as historic reserve because of archaeological evidence of Maori occupation. Eight mentioned the coastal history of the last 150 years including gold mining, shipwrecks, the quarrying and because the coast used to be route to reach farms further west. Three people said it should be historic reserve because of the baches. The Historic Places Trust said the area proposed to become historic reserve around the baches needs to be extended to include more of the archaeological and historic features associated with them.

Three submitters objected to scenic B because they believed historic classification would prevent development like further quarrying and wind farms.

Two submitters objected to scenic B and said the classification should be consistent with adjacent land.

Both the Historic Places Trust (submission number 38) and the Southern Environmental Association (submission number 27 oral hearing) have concerns about the former quarry faces having historic reserve status.

Officer response: Officers recommend the classification for Owhiro Bay Quarry be **scenic** reserve, for the purposes specified in s.19(1)(b) (or scenic B), with the exception of the footprints of the historic baches (**historic reserve**) and the information centre area (**local purpose reserve (information centre)**). In 2000 Council acquired this site to stop quarrying and rehabilitate the coastal escarpment. This work has included re-contouring the quarry faces to make this area (and the road below) safe for users followed by re-vegetation of the tailings. This is still a highly modified site but with less evidence of quarry workings than ten years ago. Re-vegetation and weed control continues at this site. In May 2008 Council resolved to classify adjacent land as scenic B reserve including Spooky Gully and Hape Stream.

The South Coast Management Plan has policies on new structures (Section 6.7) and utilities (Section 6.9). The District Plan also has policies around activities like utilities.

5.2.5 Pariwhero (Red Rocks): 21 submitters objected to the proposed scenic B classification for Pariwhero (Red Rocks) (Submission number: 5, 18, 31, 38, 53, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 72).

Three submitters supported the proposed classification (Submission number: 30, 40, 41)

- a) Three submitters objected to scenic B and suggested the classification should be recreation reserve because of the activities that occur.

Officer response: **Historic** reserve classification will not affect public access or current recreation activities. The current access track follows the unformed legal road for most of the route between the Owhiro Bay Quarry site and Red Rocks. There are some places where it goes inside the proposed reserve area. The South Coast Management Plan section 6.4 Access has a policy: "*To enhance access along and to the South Coast*". It identifies this area as remaining open to suitable vehicles.

- b) Eight submitters objected to scenic B classification and said the former Owhiro Bay quarry site should be classified as historic reserve because of archaeological evidence of Maori occupation along the coast. Nine people mentioned the coastal history of the last 150 years including gold mining, shipwrecks, the quarrying and because the coast used to be route to reach farms further west. Six people said it should be historic reserve because of the baches. The Historic Places Trust said the area proposed to become historic reserve needs to be extended to include features associated with the baches.

Three submitters objected to scenic B classification because they believed historic classification would prevent development like further quarrying and wind farms.

Two submitters objected to scenic B and said the classification should be consistent with adjacent land.

Southern Environmental Association (submission number 27 oral hearing) have concerns about Pariwhero (Red Rocks) being classified as historic reserve due to the important coastal ecosystems and Conservation zoning of the site. The Association notes the historic features are clustered nearer the road – and the rest of the 65ha block of land should be classified as scenic reserve.

Officer response: A review of submissions has resulted in a change to the proposed classification for Pariwhero (Red Rocks). The recommended classification is **historic** reserve because of the archaeological evidence of Maori occupation including a small karaka grove, midden and terrace, the baches and history of the coast including gold mining, shipwrecks, the quarrying and farmers used to drive stock around the coast. Note that historic reserve also protects the significant ecological and landscape values. When the South Coast Management Plan is reviewed officers will seek to strengthen the policies around protecting the ecological and landscape values.

The South Coast Management Plan has policies on new structures (Section 6.7) and utilities (Section 6.9). The District Plan also has policies around activities like utilities.

- 5.2.6 Sinclair Head (Te Rimurapa):** Two submitters objected to the proposed historic classification for Sinclair Head (Te Rimurapa) (Submission number: 30, 48). An individual & Greater Wellington Regional Council

want to see this site protected as scenic B reserve which would make it consistent with proposals for adjacent land.

22 submitters supported the proposed classification (Submission number: 18, 31, 38, 40, 41, 53, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 72) because of the extensive number of archaeological features and the coastal defence area.

Officer response: This site has a range of historic values and is culturally significant including two pa sites and coastal defences. The landscape and ecological values of the site will be protected under a **historic** reserve classification.

5.2.7 Karori Park: One submitter objected to the proposed local purpose classification (Submission number: 12). No reasons provided.

One submitter supported the proposed classification (Submission number: 29) as long as there was no interference with the utility company maintaining infrastructure.

Officer response: As no reason for the objection has been provided, it is recommended this land be classified **local purpose (park access)**. Local purpose reserve classification will not stop utility companies gaining access to this site on Percy Dyett Drive.

5.2.8 Makara Peak: Three submitters objected to the proposed classifications for Makara Peak (scenic B for all except proposed local purpose reserve at water reservoir) (Submission number: 12, 40, 48). One provided no reasons. The Makara Peak Supporters and Greater Wellington Regional Council suggested more of J2 (water reservoir) should become scenic B reserve to ensure that only the area required for infrastructure purposes gets classified as local purpose (water reservoir).

Ten submitters supported the proposed scenic B classification for Makara Peak (except the reservoir site) (Submission number: 7, 9, 10, 11, 13, 14, 40, 44, 48, 73), because this would protect flora and fauna and support/recognise the restoration project.

Officer response: Officers have considered the suggestion to reduce the size of the proposed local purpose area for Makara Peak land parcel J2. The primary purpose of this site is **local purpose (water reservoir)**. Recreation access going through this land will still be retained and ongoing ecological management of the area not covered by the reservoir infrastructure will be consistent with the policies in the Outer Green Belt Management Plan.

5.2.9 St Gerard's Monastery: Two submitters objected to the proposed recreation classification at this site (Submission number: 12, 38). One provided no reason. One submitter recommended that the area be protected as scenic B reserve because of its visual and scenic values.

Two submitters supported the proposed classification (Submission number: 20, 43).

Officer response: Recommend change recommendation from recreation reserve to **scenic** reserve, for the purposes specified in s.19(1)(b) (or scenic B), to reflect the primary values of the reserve to protect the landscape and scenic values of this prominent landmark (St Gerard's Monastery) overlooking Oriental Bay.

5.4 Amendments to proposed classifications

Pariwhero (Red Rocks) – Change proposed classification from scenic B to historic reserve

St Gerard's Monastery – Change proposed classification from recreation to scenic B reserve

Shorland Foreshore – Part of the Island Bay Surf Club building is currently on road reserve. Officers have removed this site from Schedule Two until the outcome of a road stopping, under the Public Works Act, is known.

5.5 Additional Comments

Protection of Shorland Park foreshore - Island Bay Dunes

Some submitters want greater protection for the dunes on Island Bay Beach which are currently classified as recreation reserve. Some recreation activities are damaging dunes and the re-vegetation undertaken by the Island Bay Coast Care Group. Submitters said scenic reserve status would complement the protection of the marine environment, the adjacent Taputeranga Marine Reserve.

Reserve classification reflects the primary purpose of the reserve, with the South Coast Management Plan developing specific policies to reflect the primary purpose, for instance Section 6.6 on enhancement and restoration of natural values. Dune restoration and protection can occur on land classified as either recreation or scenic B. A review carried out in 2009 recommended that Island Bay Beach should retain recreation reserve classification. Similar beach sites along the South Coast are recreation reserve including Lyall Bay.

The dune area to the west of this land parcel is legal road. It is Council policy to manage this area the same way it manages the adjacent Shorland Foreshore (Section 3.1.1 Roads in South Coast Management Plan). Officers will consider if this dune area needs more protection.

Protect more land

Some advocated that areas of adjacent land should be classified as scenic B reserve, including Tawatawa Reserve and View Road south headland, and that areas in the outer green belt should be reclassified from recreation reserve to scenic B including Makara Peak, Kilmister and Awarua. Officers will assess these areas and if appropriate include them in future reserve classification and reclassification exercises over the next year.

Some requested that areas that are legal road be incorporated into the neighbouring park. Infrastructure have advised the area used for car parking at Makara Peak Mountain Bike Park, on South Karori Road, is surplus to roading requirements. Council officers will consider stopping this road. If the road stopping is successful, the area will be classified as reserve. Officers will look at the area of road reserve at the end of McFarlane Street, near St Gerard's Monastery, and consider if it is appropriate to pursue reserve status.

Iwi comments

Consultation also took place with mana whenua prior to the August 2009 paper on South Coast sites. The Wellington Tenth Trust, Port Nicholson Block Settlement Trust and Ngati Toa made recommendations on the proposed classifications and provided officers with advice on the significance of these sites. This supplemented the information in *Nga Waahi Taonga O Te Whanganui a Tara – Maori Sites Inventory* which provides information on Maori heritage sites in the District Plan. The Wellington Tenth Trust raised the issue of the limitations of the classification system to recognise cultural values and felt historic reserve classification would be more appropriate for some sites proposed as scenic B reserve.

Historic and Scenic Reserves

The purpose of scenic A reserve is to protect and preserve in perpetuity an area of land with significant scenic interest. This involves preserving indigenous flora and fauna and removing exotic flora and fauna as far as possible. It is implied that fewer 'developments' can occur in scenic A reserves because of this e.g. grazing stock, developing lawns and formal gardens.

The purpose of scenic B reserve is to provide "*suitable areas which by development and the introduction of flora, whether indigenous or exotic, will become of such scenic interest or beauty that their development, protection, and preservation are desirable in the public interest*"⁴.

Historic reserve classification is used to protect an area of land possessing places, objects and natural features of historic, archaeological, cultural, educational and other special interest. The objective of a historic reserve is to manage structures, objects and sites to illustrate with integrity the history of New Zealand. This allows for the preservation of indigenous flora and fauna and the natural environment as long as it does not undermine the historic values. Public access is allowed subject to conditions or restrictions that are needed to protect the historic values of the site.

The following can occur in historic reserves but not scenic reserves:

- Lease to Community groups
- Telecommunication stations etc
- Charge for access (usually associated with historic buildings e.g. Mansion House on Kawau Island)

Implications of proposed changes

⁴ Department of Conservation – A Guide for Reserve Administering Bodies

We will work with the Historic Places Trust and iwi on what measures are needed to protect historic and archaeological sites between Sinclair Head/Te Rimurapa and the Quarry.

5.6 *Gazetting reserves process*

For reserves where the Council needs ministerial approval to classify land as reserve or change a classification, a report will go to the Minister of Conservation for approval. If the Minister upholds the Council's decisions, the Council has the delegated authority to formally gazette the sites as reserve. This process will be complete when a gazette notice is published in the New Zealand Gazette.

5.7 *Updates on classifying other sites on the South Coast and Outer Green Belt*

Following completion of this classification process the following work is still needed to complete classification of reserves covered under the following plans.

5.7.1 *South Coast Management Plan*

- Classification of the following fee simple land following resolution of Public Works Act issues: A18 and A 19 escarpment above Moa Point, C13 corner of the Esplanade and Trent Street and D7 Te Kopahau (Waipapa catchment).
- Review and possible reclassification of land described as "Pleasure Ground" (sites C5, C16, C 17, C18, C19, C20, C21)
- C23 Tapu Te Ranga Island. Subject to final resolution of Ngati Toa Rangatira settlement.

5.7.2 *Outer Green Belt Management Plan*

- Officers have identified 32 land parcels in the Management Plan that were vested on survey plans, and were believed to be classified under the Reserves Act. Legal advice is that the classification process is not complete until the land has been gazetted. Officers are assessing appropriate classifications and these land parcels will be included in future reserve classification papers over the next year.
- Classification of the following fee simple land following resolution of Public Works Act issues: Spicer Forest Properties (1.1.1 to 1.1.3), Burrows Avenue Reserve (6.1.9), Birdwood Reserve, Careys Gully (areas not covered by the landfill designation 7.2.1 to 7.2.5), Otari Wilton's Bush (4.2.12 to 4.2.13)
- Old Coach Road (3.1.13) once a final decision is made on the McLintock street extension
- Officers are reviewing areas currently classified as recreation reserve to consider if they should be reclassified to scenic reserve. Any re-classifications will be presented to SPC over the next year.

6. Conclusion

Classification of land as reserve provides an additional layer of legislative protection under the Reserves Act. Classification binds the Council and limits (to a greater or lesser extent) how the land can be used. This increases the

protection that the land has and provides the community with certainty as to the types of activities that can take place on the land.

The classifications that are recommended in Schedule One and Two have been derived after assessments of the values of each site, current and potential uses, and after considering public submissions.

There was widespread support from the public for protecting more 'green' spaces in the city

Contact Officer:

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Supporting Information

1) Strategic Fit / Strategic Outcome

Consistent with the policies in the South Coast Management Plan and the Outer Green Belt Management Plan

2) LTCCP/Annual Plan reference and long term financial impact

Work is carried out under project C429 Reserve land resolutions. There is no long term financial impact of this work

3) Treaty of Waitangi considerations

4) Decision-Making

This is not a significant decision

5) Consultation

a) General Consultation

Public consultation is carried out following the process outlined in Sections 14, 119 and 120 of the Reserves Act.

b) Consultation with Maori

Ngati Toa and Wellington Tenth Trust have been consulted and made submissions prior to the August 2009 paper.

6) Legal Implications

Council's lawyers have been consulted during the development of this report. Following Council approval the classification will require approval of the Minister of Conservation under the Reserves Act 1977

7) Consistency with existing policy

The classification of the sites covered by the South Coast Management Plan and Outer Green Belt Management Plan is consistent with existing policy

Schedule One: Sites requiring classification under Section 14 of the Reserves Act (1977)

Schedule Two: Sites requiring reclassification under Section 24 of the Reserves Act (1977)

Appendix One: Descriptions and maps of land
(includes detailed maps of footprints of buildings.)

Appendix Two: Submissions received

Appendix Three: Response to submitters (draft)

Appendix Four: Reserve categories

Appendix Five: Summary of submissions

Schedule One - Sites requiring classification under Section 14 of the Reserves Act (1977)

SOUTH COAST MANAGEMENT PLAN

Site Name	Management Plan Reference	Map Ref ⁵	Land Area (Ha)	Legal Description	Certificate of Title	Proposed Classification	Recommended Classification
Te Raekaihau Point	B14	B1 B1 aerial overlay	Approx. 5ha	Pt Lot 3 DP 90866	WN 56B/269	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
View Road/South Headland Reserve	B15	B4 B4 aerial overlay Kae Miller building	1.0219	Pt Lot 1 DP3142	WNE3/1157	Scenic reserve, for the purposes specified in s.19(1)(b) Except footprint of Kae Miller Trust Building = Local Purpose (Community)	Scenic reserve, for the purposes specified in s.19(1)(b) Except footprint of Kae Miller Trust Building = Local Purpose (Community)
	B15	B5	0.4736	Lots 7-12 DP 8961	WN 505/194	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	B15	B6		Pt Sec 4 Town District	WN 137/296	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
Former Owhiro Bay Quarry	D3	D1 D1 aerial overlay quarry bachs D1 aerial overlay quarry information centre	54.329	Lot 1 DP 26786	WN 39D/222	Scenic reserve, for the purposes specified in s.19(1)(b) Except footprint of baches = Historic. Except footprint of information centre and car park = Local Purpose (Information Centre)	Scenic reserve, for the purposes specified in s.19(1)(b) Except footprint of baches = Historic. Except footprint of information centre and car park = Local Purpose (Information Centre)

⁵ See Appendix One

Schedule One - Sites requiring classification under Section 14 of the Reserves Act (1977)

OUTER GREEN BELT MANAGEMENT PLAN

Site Name	Management Plan Reference	Map Ref	Land Area (Ha)	Legal Description	Certificate of Title	Proposed Classification	Recommended Classification
Old Coach Road Reserve	3.1.15	E1	16.067	Lot 3 DP 320360	80655	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
Awarua Street Reserves	3.3.3	F1	8.6527	Pt Sec 9 Kaiwharawhara District SO 1101	WN20D/1109	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	3.3.5	F2	91.6423	Pt Sec 128 Ohariu District SO 11030	WN47C/982	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
Kilmister Tops	4.1.3	G1	18.1284	Pt Sec 57 Makara District	WN22B/793	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	4.1.4	G2	28.0585	(formerly Pt Sec 11 Kaiwharawhara District) Part Application Plan 336	WN22B/443	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	4.1.5	G3	13.4823	Pt A2 Otari Block	WN94/29	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	4.1.6	G4	11.9091	Pt A3 Otari Block	WN 115/275	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
Johnston Hill	4.3.6	H1	1.3517	Pt Sec 37 Karori District	WN20B/1256	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
Karori Park	5.1.9	I1	0.0232	Lot 204 DP 49090	WN35B/303	Local Purpose (Park Access)	Local Purpose (Park Access)
Makara Peak	-	J1	9.5882	Lot 1 DP 16122 and Part Section 43 Karori District	WN648/13	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	5.2.2	J2	1.4292	Pt Sec 42 Karori District and being also Pt Lot 1 Plan A/2142	WN942/12	Local Purpose (Water Reservoir)	Local Purpose (Water Reservoir)
	5.2.4	J3	2.0477	Lot 1 DP 48353	WN20B/198	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	5.2.8	J4	11.5491	Pt Lot 2 Plan A/2142 and Pt Lot 2 Plan A/2539 and Pt Sec 85 Karori District	WN 49C/580	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	5.2.9	J5	4.8487	Lot 12 DP 82980	WN49C/578	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	5.2.10	J6	12.3213	Pt Sec 49 Makara District	WN49C/579	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	5.2.12	J7	109.7403	Pt Sec 47 and 48 Makara District and Pt Sec 53 Karori District	WN31A/318	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	5.2.13	J8	5.6059	Pt Sec 43 Karori District	WN46B/836	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	5.2.14	J9	45	Pt Sec 45 Karori District	WN46B/837 (part of)	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)

Schedule One - Sites requiring classification under Section 14 of the Reserves Act (1977)

Wright Hill	6.1.1	K1	~31	Pt Sec 46 and 55 Karori District	WN46B/837 (part of)	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	6.2.2	K2	16.9318	Pt Sec 46 and 55 Karori District	WN46B/835	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
Croydon Park	6.2.6	L1	0.5846	Part Section 2 Upper Kaiwharawhara District	WN24D/469	Recreation	Recreation

Schedule One - Sites requiring classification under Section 14 of the Reserves Act (1977)

OTHER SITES

Site Name	Management Plan Reference	Map Ref	Land Area (Ha)	Legal Description	Certificate of Title	Proposed Classification	Recommended Classification
St Gerard's Monastery	-	V1	0.3074	Lot 1 DP 76510	WN42D/683	Recreation	Scenic reserve, for the purposes specified in s.19(1)(b)
Kainui Reserve/Treasure Island Play Area	-	W1	0.6026	Lot 39 DP 66507	WN34C/768	Recreation	Recreation
	-	W2	0.2811	Lot 3 DP 345516	186568	Recreation	Recreation
Tawatawa Reserve	-	X1	28.1643	Lots 1 and 3, Part Lot 2, Block VII DP 1855 and Part Secs 20 and 23 Owhiro District	WN52A/851	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	-	X2	29.9345	Part Lot 1 DP 9934	WN 47C/674 (part of)	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)
	-	X3	6.8797	Lot 610 DP 817	WN529/181	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)

Schedule Two - Sites requiring reclassification under Section 24 of the Reserves Act (1977)

SOUTH COAST MANAGEMENT PLAN

Site Name	Management Plan Reference	Map Ref	Land Area (Ha)	Legal Description	Certificate of Title	Current Reserve Classification	Proposed Classification	Recommended Classification	Why needs re-classification
Foreshore reserve (Hue Te Taka Peninsula/Moa Point)	B1	A1	3.4398	Sec 33 Watts Peninsula SO 25169	WN A3/204	Recreation Reserve	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)	To protect the prominent landscape, unique landform and coastal environment values. The existing recreation uses can continue (walking, picnicking, sightseeing).
View Road/South Headland Reserve	B15	B2	7.1970	Sec 30 SO 31517	WN 42D/765	Recreation Reserve	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)	To protect the prominent landscape and coastal environment values The existing recreation uses can continue (walking, sightseeing).
	B15	B3	6.1041	Part Lot 1 Deposited Plan 786 and Lot 11-20 Deposited Plan 3142 and Lot 418, 426-427 Deposited Plan 172 and Part Lot 383, 385, 387, 389, 391-392, 420, 422, 424 Deposited Plan 172	WN 556/285	Pleasure Ground ⁶	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)	
Buckley Road/Orchy Crescent reserve (west)	C8	C1	2.1517	Lot 103 DP 44307	WN 16D/1134	Recreation Reserve	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)	To protect the prominent landscape and coastal environment values There are currently no recreation facilities provided at this reserve.
Melbourne Road Reserve	C10	C2	1.6309	Lots 495, 496, 499, 500 DP 815	No CT	Recreation Reserve	Historic	Historic	To protect the culturally significant values. (Adjacent site is Historic Reserve) There are currently no recreation facilities provided at this reserve.
			0.3181	Lot 3 DP18485	WN 676/78				

⁶ Pleasure Ground –The Department of Conservation advise that this is equivalent to recreation reserve in current legislation.

Schedule Two - Sites requiring reclassification under Section 24 of the Reserves Act (1977)

Shorland Foreshore	C12	C3 B3 aerial overlay Bait House building	3.9743	Pt Sec 9 Town SO 10414	WN 428/133	Recreation Reserve	Reclassify footprint of Bait House building as Local Purpose (community purpose)	Reclassify footprint of Bait House building as Local Purpose (community purpose)	To protect the values of the building for community purposes. The rest of the beach will remain as Recreation Reserve and existing uses can continue.
Oku Street Reserve	C22	C4	0.9865 6.3305 1.0848	Pt Lot 662 DP 251 and Pt Sec 26 Owhiro District SO 10434 Pt Lot 1 DP 9430 Lot 2 DP 31855	WN 40A/58 WN 46B/810 WN 8C/428	Recreation Reserve	Scenic reserve, for the purposes specified in s.19(1)(b)	Scenic reserve, for the purposes specified in s.19(1)(b)	To protect the prominent landscape and coastal ecological values. The existing recreation uses can continue.
Pariwhero/Red Rocks	D5	D2	65.5085	Lot 1 DP 28821	WN 41A/291	Recreation Reserve	Scenic reserve, for the purposes specified in s.19(1)(b) Except footprint of baches = Historic	Historic	To protect the culturally significant values including evidence of Maori occupation, the baches and history of the coast. The existing recreation uses can continue.
Sinclair Head (Te Rimurapa)	D5	D3	10.4712	Sec 100 Terawhiti SO 19730	WN 42D/763	Recreation Reserve	Historic	Historic	To protect the culturally significant values including two pa sites and coastal defences. The existing recreation uses can continue.