
REPORT 2
(1215/11/IM)

**APPROVAL OF DISTRICT PLAN CHANGES AND
PUBLIC NOTIFICATION OF THE OPERATIVE DATE**

1. Purpose of Report

In accordance with clause 17(1) of Schedule 1 of the Resource Management Act 1991 this report seeks that the Council approve the latest collection of District Plan changes which have been through the notification, submission and hearing processes and are no longer subject to any outstanding submissions or appeals. In addition this report seeks the setting of the date upon which these District Plan changes will become operative, so that this date may be publicly notified in accordance with clause 20(2) of Schedule 1 of the Act.

2. Recommendations

It is recommended that Council:

- 1. Receive the information.*
- 2. Approve District Plan Changes 9, 13, 14, 18, 19, 25, 26, 27, 28, 31, 34, 35 and 37, in accordance with clause 17(1) of Schedule 1 of the Resource Management Act 1991.*
- 3. Agree that the changes become operative on 6 July 2006 following public notification under clause 20(2) of Schedule 1 of the Act.*

3. Discussion

After completing all preceding statutory processes a total of 13 District Plan changes are now ready for final approval and public notification of the date on which they will become operative. The approval of the district plan changes is a requirement of clause 17(1) of Schedule 1 of the Resource Management Act 1991. The public notification of the date upon which the district plan changes will become operative is a requirement of clause 20(2) of Schedule 1 of the Resource Management Act 1991.

The following is a brief listing of the Plan Changes:

- Plan Change 9: Tapu Te Ranga Marae, Island Bay – Zone Change
- Plan Change 13: Futuna Chapel, Karori – Heritage listing
- Plan Change 14: Utility Rules and Associated Definitions
- Plan Change 18: Oriental Bay Buildings Heights
- Plan Change 19: 20a Oriental Terrace – Site specific building height

- Plan Change 25: Kiwi Point Quarry Extension, Ngauranga Gorge - Rezoning
- Plan Change 26: Taylor Preston Area, Ngauranga Gorge – Rationalisation of Open Space/Suburban Centre Zone Boundaries
- Plan Change 27: Khouri Avenue / Makara Road, Karori– Zone Change
- Plan Change 28: Non-notification Statements in the Operative District Plan
- Plan Change 31: Woodman Drive/Bing Lucas Drive, Tawa – Zone change
- Plan Change 34: General Amendments to District Plan & Maps
- Plan Change 35: Hazardous Substances – General update
- Plan Change 37: Chest Hospital Site, Newtown – Rezoning and Heritage listing

The reason for stockpiling so many changes is that over half were subject to Environment Court appeal processes that took some time to resolve. A number of changes also involved amendments to the text throughout the Plan so it was considered sensible to notify as many as possible at the same time to avoid excessive reprinting and to facilitate the plan updating process.

4. Conclusion

The requirements of clauses 17(1) and 20(2) of Schedule 1 of the Resource Management Act 1991 are procedural matters that are necessary to make the district plan changes operative.

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Supporting Information

1) Strategic Fit / Strategic Outcome

The District Plan supports a wide range of strategic outcomes particularly under the Built Environment and Transport KAA's.

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

Project C533 – District Plan.

3) Treaty of Waitangi considerations

All District Plan work is required to take account of the principles of the Treaty of Waitangi (refer: Section 8 Resource Management Act 1991).

4) Decision-Making

This report requests that under the RMA the Council approve Plan Changes in accordance with clause 17(1) and set the operative date for public notification under clause 20(2).

5) Consultation

a) General Consultation

N/A

b) Consultation with Maori

Noted above.

6) Legal Implications

Legal comment sought.

7) Consistency with existing policy

The proposals are consistent with existing policy.