

Decision on a roll over Notice of a Designation by the Minister for Social Development

Proposed Auckland Unitary Plan

In accordance with Resource Management Act 1991 (“RMA”) and the Local Government (Auckland Transitional Provisions) Act 2010

1. Introduction

1.1 The Minister for Social Development, the Hon Anne Tolley has received the recommendations of the Auckland Council regarding her notice to roll over designations for a public work, being the ongoing operation and management of child welfare and youth justice facilities across the Auckland region, into the Auckland Unitary Plan. Auckland Council’s recommendation follows recommendations by the Auckland Unitary Plan Independent Hearings Panel.

2. The sites to which the requirements applies is as follows

2.1 The sites to which the requirement applies are detailed within the schedule obtained in Attachment 1:

- 5900 - Care and Protection Residential Centre – Upper North
- 5901 - Child welfare institution (Henderson)
- 9502 - Youth Justice Centre – Upper North
- 5903 - Child welfare institution (Te Atatu)

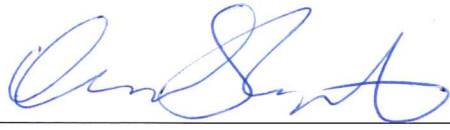
3. Minister’s Decision

3.1 The Minister accepts the Council’s recommendation in **full** to confirm the designations, conditions and modifications. A complete list of the designations are provided in Attachment 1 to this notice.

4. The Reasons for this decision

4.1 The designations are reasonably necessary for achieving the Minister’s objectives because they will authorise the ongoing operation and management of the Minister’s sites and activities, protect them for this purpose and identify them as public works. Secondly the designations are consistent with Part 2 (Purposes and Principles) of the Resource Management Act.

Hon. Anne Tolley



Manager Work Place Operations

(Acting under delegated authority from the Minister for Social Development)

Date:

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Attachment 1

5900 – Care and Protection Residential Centre

Designation Number	5900
Requiring Authority	Minister for Social Development
Purpose of Designation	Care and Protection Residential Centre – Upper North , being a residence in terms of section 364 of the Children, Young Persons, and Their Families Act 1989 for: (a) The placement of up to 20 children and young persons for the purpose of providing care (including secure care), protection, control and treatment; and (b) Ancillary educational, recreational, rehabilitative, administrative, visitor accommodation and cultural facilities; and (c) Activities consistent with and ancillary to the establishment, operation and maintenance of the Care and Protection Residential Centre – Upper North, including buildings, fixed plant and service infrastructure, fencing, landscaping, earthworks, outdoor recreation areas, access and car parking.
Location	398 Weymouth Road
Legal description	Section 2 SO362124

Conditions

1. That the Care and Protection Residential Centre - Upper North shall provide residential care for up to 20 children and young persons at any one time.
2. A Community Liaison Committee shall be established to assist in the promotion of a positive relationship between the Care and Protection Residential Centre - Upper North and the local community. The Community Liaison Committee shall be kept informed of current and proposed programmes at the Care and Protection Residential Centre - Upper North and include two representatives of the local community.
3. A Security Management Plan for the Care and Protection Residential Centre - Upper North shall be formulated and implemented in consultation with relevant emergency services and the Community Liaison Committee.
4. Activities (other than construction) on the site shall be so conducted as to ensure that noise from the site shall not exceed the following noise limits at any point within the boundary of any neighbouring residential site:

Monday to Sunday (inclusive)	
7am to 10pm	L10 55 dBA
10pm to 7am	L10 45 dBA
10pm to 7am	Lmax 75 dBA

Noise (other than construction noise) shall be measured and assessed in accordance with the requirements of the New Zealand Standard NZS6801:2008 "Acoustic Measurement of Environmental Sound".

5. The site shall be landscaped generally in accordance with the landscape concept plan prepared by Opus International Consultants marked ACC116.00 (September 2002) contained within Appendix B of the Notice of Requirement. All planting associated with this landscape concept shall be maintained regularly and kept in a tidy condition.
6. The lighting on site shall be sufficient for operational and security purposes and shall be designed to prevent the intrusion of direct light into neighbouring properties.

5901 – Child Welfare Institution (Henderson)

Designation Number	5901
Requiring Authority	Minister for Social Development
Purpose of Designation	Child Welfare Institution
Location	26 & 28 Normandy Pl, Henderson
Legal Description	Lot 79 & 80 DP 56436

Conditions

1. New buildings and structures shall not exceed a height of 10 metres as measured from the average ground level at the base of the building, provided that any masts poles and radio and television aerials which are attached to the building and do not project more than 6 metres above the part of the building to which they are attached shall not be included in the calculation of height.

5902 – Youth and Justice Centre – Upper North

Designation Number	5902
Requiring Authority	Minister for Social Development
Purpose	The Youth Justice Centre – Upper North being a residence under s 364 of the Children Young Persons and Their Families Act 1989 for the care and control of children and young persons under the youth justice provisions of that Act and the Criminal Justice Act 1985 (if agreed by the chief executive for the time being responsible for the administration of the Children Young Persons and Their Families Act) at 21-24 Kiwi Tamaki Road, Manurewa.
Location	21-24 Kiwi Tamaki Road
Legal Description	Lot 2 DP448846

Conditions

1. That the proposed facility shall provide residential care and control for up to a maximum of 46 children and young persons at any one time. This is to be inclusive of not more than 6 children and young persons held under the provisions of the Criminal Justice Act 1985 at any one time.
2. That the Department of Child, Youth and Family Services, through the Manager of the facility, shall formulate and implement a Security Management Plan for the proposed facility in consultation with key stakeholders including the council, the NZ Police and relevant emergency services, neighbouring property owners, local iwi and community groups.
3. That the Manager of the proposed facility shall convene a Community Liaison Committee in accordance with the Children, Young Persons, and Their Families (Residential Care) Regulations 1996.
4. That the parts of the proposed facility comprising the sleeping , living and learning areas shall be designed and constructed to comply with the following internal noise limits:

	Ldn	Lmax
Internal Noise Limits	45dBA	55 dBA

5903 – Child Welfare Institution (Te Atatu)

Designation Number	5903
Requiring Authority	Minister for Social Development
Purpose of Designation	Child Welfare Institution
Location	116 & 118 Wharf Road, Te Atatu Peninsula
Legal Description	Lot 10 & 11 DP 47616

Conditions

1. New buildings and structures shall not exceed a height of 10 metres as measured from the average ground level at the base of the building, provided that any masts poles and radio and television aerials which are attached to the building and do not project more than 6 metres above the part of the building to which they are attached shall not be included in the calculation of height.