

Memo

Date 4 April 2022

To: Phill Reid, Manager Planning – Auckland-wide

From: Jo Hart – Senior Policy Planner, Regional, North, West and Islands

Subject: Plan Modification: Clause 20A modification to Auckland Unitary Plan

Corrections are required to the Auckland Unitary Plan (Operative in Part) 2016 (the AUP).

I seek your approval of this plan modification pursuant to clause 20A, first schedule, Resource Management Act 1991.

You have delegated authority, as a tier four manager, to make a decision to correct an error to an operative plan under clause 20A. Schedule 2A of the Auckland Council Combined Chief Executives Delegation Register¹ authorises all powers, functions, and duties under RMA's first schedule (except clause 17 which cannot be delegated) to tier four positions.





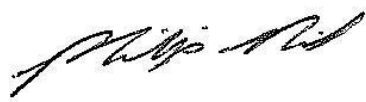
Rule or Section of Unitary Plan	Chapter K Designations <ul style="list-style-type: none"> • Auckland Council GIS viewer
Subject Site (if applicable)	n/a
Legal Description (if applicable)	n/a
Nature of change	<p>A Clause 20A modification is required to correct Chapter K Designations and the GIS viewer in the AUP.</p> <p>Discussion</p> <p>In accordance with Section 184A of the Resource Management Act 1991 (the Act), designations lapse five years after being included in the plan unless the designation has been given effect to or the designation specified a different period when incorporated into the plan.</p> <p>Auckland Council, as the territorial authority, may within three months before the expiry of a lapse date, resolve that it has made, and is continuing to make, substantial progress or effort towards giving effect to the designation and fix a longer period (section 184A(3(b) of the Act).</p> <p>Auckland Council (Plans and Places) advised the internal departments responsible for the various lapsing designations in February 2021 requesting:</p> <ol style="list-style-type: none"> 1. Confirmation as to which any designations due to expire in 2021 had either been given effect to and if not whether a

	<p>longer lapse period is required</p> <ol style="list-style-type: none"> 2. Alternatively if the designations should be allowed to lapse and be removed from the AUP 3. A review and confirmation of whether the information of each designation was correct. 												
Effect of change	<p>These changes are minor in nature. The amendments to remove the lapsed designations are an administrative requirement under section 184A of the Act.</p> <p>Seven of the nine Auckland Council designations that lapsed on 15 November 2021 are to be removed from the AUP.</p> <p>There is no adverse effect upon either the environment or any person. The removal of the designations from private land has a beneficial effect as it provides greater rights to the landowner than with the designation over the land.</p>												
Changes required to be made (text/in-text diagrams)	<p><u>Removal of lapsed designations</u></p> <p>Amend Chapter K Designations, Auckland Council in the Operative in Part version.</p> <p>Remove the below lapsed designations from Chapter K Designations – Auckland Council:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">Designation Number</th> <th style="text-align: center;">Designation Name</th> <th style="text-align: center;">Purpose</th> <th style="text-align: center;">Location</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">406</td> <td>View Road Local Park</td> <td>Local park including esplanade reserve, accessway and walkways. Works include operation, maintenance and upgrade of land for the aforementioned purposes.</td> <td>36 View Road, Warkworth.</td> </tr> <tr> <td style="text-align: center;">407 and 409</td> <td>Alnwick Street Local Park</td> <td>Local park including esplanade reserve, accessway and walkways. Works include operation, maintenance and upgrade of land for the aforementioned purposes.</td> <td>Lot 1 DP 529663 (51 Alnwick Street, Warkworth)</td> </tr> </tbody> </table>	Designation Number	Designation Name	Purpose	Location	406	View Road Local Park	Local park including esplanade reserve, accessway and walkways. Works include operation, maintenance and upgrade of land for the aforementioned purposes.	36 View Road, Warkworth.	407 and 409	Alnwick Street Local Park	Local park including esplanade reserve, accessway and walkways. Works include operation, maintenance and upgrade of land for the aforementioned purposes.	Lot 1 DP 529663 (51 Alnwick Street, Warkworth)
Designation Number	Designation Name	Purpose	Location										
406	View Road Local Park	Local park including esplanade reserve, accessway and walkways. Works include operation, maintenance and upgrade of land for the aforementioned purposes.	36 View Road, Warkworth.										
407 and 409	Alnwick Street Local Park	Local park including esplanade reserve, accessway and walkways. Works include operation, maintenance and upgrade of land for the aforementioned purposes.	Lot 1 DP 529663 (51 Alnwick Street, Warkworth)										

	408	Gurnard Road Local Park	Local park including esplanade reserves, accessways and walkways. Works include parking, operation, maintenance and upgrade of land for the aforementioned purposes	Lot 1 DP 51255 (Ara Wēiti Road, Redvale)
	411	Omaha Drive Refuse Station	Refuse transfer station	31 Omaha Drive (part of Lot 1 DP 147396)
	414	Devonport Library	Community facility - for community recreation and gathering, and formal and informal learning including community centres, halls, libraries, child care and markets. Works include buildings, parking, operation, maintenance and upgrade of land for the aforementioned purposes.	R2 Victoria Road, Devonport
	613	Ormiston Road Stormwater Management Area	Stormwater Management Area for the purpose of protecting the stream and minimise the risk of flooding to properties	128 Ormiston Road, Flat Bush

Changes required to be made (maps)	Amend the GIS Viewer – Unitary Plan Management Layer – Designations by removing the below lapsed designations.			
	Designation Number	Designation Name	Purpose	Location
	406	View Road Local Park	Local park including esplanade reserve, accessway and walkways. Works include operation, maintenance and upgrade of land for the aforementioned purposes.	36 View Road, Warkworth.
	407 and 409	Alnwick Street Local Park	Local park including esplanade reserve, accessway and walkways. Works include operation, maintenance and upgrade of land for the aforementioned purposes.	Lot 1 DP 529663 (51 Alnwick Street, Warkworth)
	408	Gurnard Road Local Park	Local park including esplanade reserves, accessways and walkways. Works include parking, operation, maintenance and upgrade of land for the aforementioned purposes	Lot 1 DP 51255 (Ara Wēiti Road, Redvale)
	411	Omaha Drive Refuse Station	Refuse transfer station	31 Omaha Drive (part of Lot 1 DP 147396)
	414	Devonport Library	Community facility - for community recreation and gathering, and formal and informal learning including community centres, halls, libraries, child care and markets. Works include buildings, parking, operation,	R2 Victoria Road, Devonport

			maintenance and upgrade of land for the aforementioned purposes.	
	613	Ormiston Road Stormwater Management Area	Stormwater Management Area for the purpose of protecting the stream and minimise the risk of flooding to properties	128 Ormiston Road, Flat Bush
Attachments	Attachment 1: Corrections to designation text (strikethrough) Attachment 2: Corrected Auckland Council designation schedules (strikethrough/underscore) Attachment 3: GIS Viewer			

Prepared by: Jo Hart Senior Policy Planner	Text Entered by: Bronnie Styles Planning Technician
Signature: 	Signature: 
Maps prepared by: Natalia Liana Geospatial Analyst	Reviewed by: Eryn Shields Team Leader
Signature: 	Signature: 
Decision: I agree to authorise the Clause 20A modification using my delegated authority Phill Reid Manager Planning – Auckland-wide Date: 5 April 2022	
Signature: 	

Attachment 1:

Corrections to designation text (strikethrough)

406 View Road Local Park

Designation Number	406
Requiring Authority	Auckland Council
Location	36 View Road, Warkworth
Rollover Designation	Yes
Legacy Designation	Designation 104, Auckland Council District Plan (Rodney Section) 2014
Lapse Date	Five years from being operative in the Unitary Plan unless given effect to prior

Purpose

~~Local park including esplanade reserves, accessways and walkways. Works include parking, operation, maintenance and upgrade of land for the aforementioned purposes.~~

Conditions

~~No conditions.~~

Attachments

~~No attachments.~~

407 Alnwick Street Local Park

Designation Number	407
Requiring Authority	Auckland Council
Location	Alnwick Street (Pt Allotment 68 PSH of Mahurangi), Warkworth
Rollover Designation	Yes
Legacy Designation	Designation 151, Auckland Council District Plan (Rodney Section) 2011
Lapse Date	Five years from being operative in the Unitary Plan unless given effect to prior

Purpose

~~Local park including esplanade reserves, accessways and walkways. Works include parking, operation, maintenance and upgrade of land for the aforementioned purposes.~~

Conditions

~~No conditions.~~

Attachments

~~No attachments.~~

408 Gernard Road Local Park

Designation Number	408
Requiring Authority	Auckland Council
Location	Gernard Road (Lot 1 DP 51255), Stillwater
Rollover Designation	Yes
Legacy Designation	Designation 154, Auckland Council District Plan (Rodney Section) 2011
Lapse Date	Five years from when the Unitary Plan becomes operative unless given effect to prior

Purpose

~~Local park including esplanade reserves, accessways and walkways. Works include parking, operation, maintenance and upgrade of land for the aforementioned purposes.~~

Conditions

~~No conditions.~~

Attachments

~~No attachments.~~

409 Alnwick Street Local Park

Designation Number	409
Requiring Authority	Auckland Council
Location	Alnwick Street (Pt Allotment 68 PSH of Mahurangi), Warkworth
Rollover Designation	Yes
Legacy Designation	Designation 158, Auckland Council District Plan (Rodney Section) 2011
Lapse Date	Five years from when the Unitary Plan becomes operative unless given effect to prior

Purpose

~~Local park including esplanade reserves, accessways and walkways. Works include parking, operation, maintenance and upgrade of land for the aforementioned purposes.~~

Conditions

~~No conditions.~~

Attachments

~~No attachments.~~

411 Omaha Drive Refuse Station

Designation Number	411
Requiring Authority	Auckland Council
Location	31 Omaha Drive, Omaha
Rollover Designation	Yes
Legacy Reference	Designation 109, Auckland Council District Plan (Rodney Section) 2011
Lapse Date	Five years from being operative in the Unitary Plan unless given effect to prior

Purpose

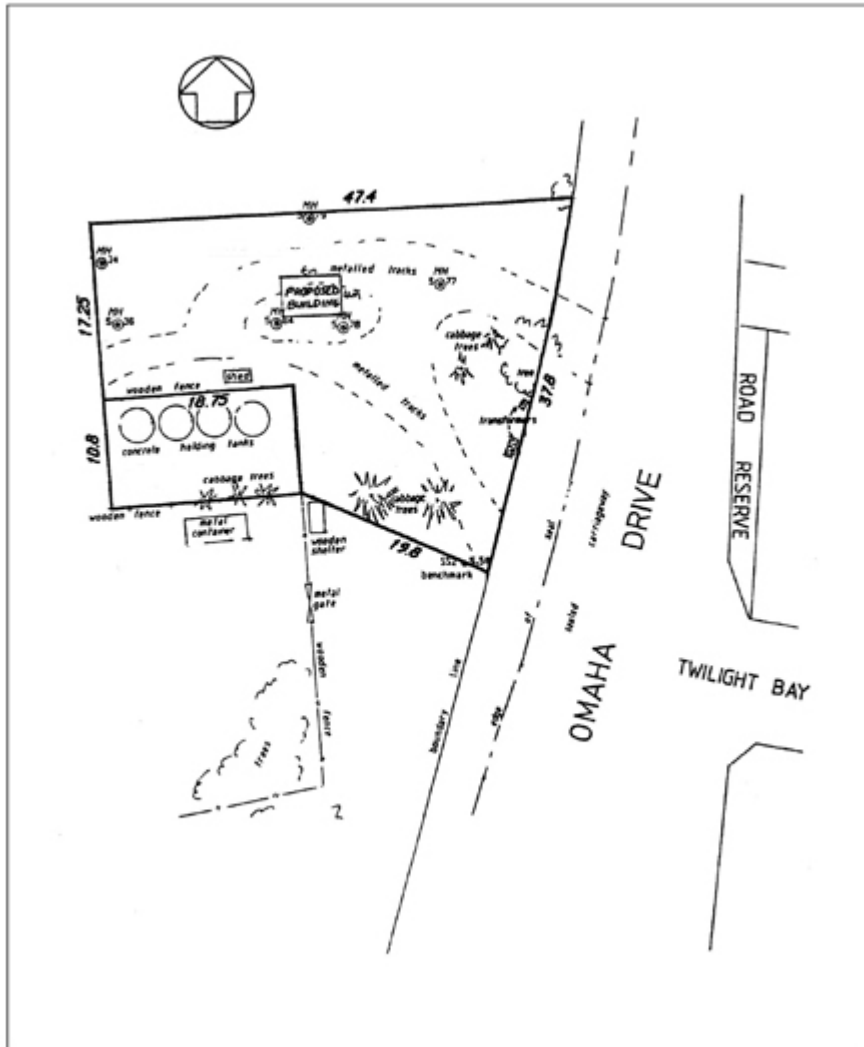
Refuse transfer station.

Conditions

No conditions.

Attachments

Plan of the Refuse Transfer Station



414 Devonport Library

Designation Number	414
Requiring Authority	Auckland Council
Location	2 Victoria Road, Devonport
Rollover Designation	Yes
Legacy Designation	Designation 186, Auckland Council District Plan (North Shore Section) 2002
Lapse Date	Five years from being operative in the Unitary Plan unless given effect to prior

Purpose

Community facility for community recreation and gathering, and formal and informal learning including community centres, halls, libraries, child care and markets. Works include buildings, parking, operation, maintenance and upgrade of land for the aforementioned purposes.

Conditions

1. Where any works or development involve the demolition of, or alterations or additions to a scheduled historic heritage place, an Outline Plan of Works is required.

2. The following shall be submitted with the Outline Plan of Works:

- a. An assessment of the effects on the historic heritage values of the place; and
- b. A consideration of alternative methods and/or appropriate mitigation to prevent or avoid damage, loss or destruction of the values of the historic heritage place.

Exemptions:

Conditions 1 and 2 do not apply in the following circumstances:

- i. In respect of buildings or structures, the redecoration, repair and/or insignificant alteration of any existing fabric or detailing carried out in a manner and design and with materials similar in appearance to those originally used, which does not detract from those features for which the place has been scheduled;
- ii. Any routine maintenance which does not destroy, compromise, damage or impair the heritage values of the scheduled place; or
- iii. Where there is a conservation plan or similar plan for the management of the scheduled historic heritage place and the proposed new works are in accordance with this conservation plan.

3. An outline plan of works for any works or development shall include an assessment of effects and appropriate mitigation of impacts in relation to the coastal and landscape values of the site.

Advice Notes

1. Work affecting both recorded and unrecorded pre-1900 archaeological sites (including surface and sub-surface marine and terrestrial deposits, building or structures) is subject to an authority under the Historic Places Act 1993. Any activity that may modify, damage or destroy an archaeological site requires an authority from the New Zealand Historic Places Trust (NZHPT) in order for the work to proceed lawfully. If an unrecorded archaeological site is discovered while undertaking work, work must cease and the NZHPT advised of the discovery. The NZHPT will inform the designating authority of the protocol, which may require obtaining a retrospective authority to modify. In addition to advising the NZHPT, Council's Heritage Unit shall be advised of the discovery.

2. Examples of evidence of archaeological sites include (but are not limited to) burnt and fire-cracked stone, charcoal, rubbish heaps including shell, bone and/or glass and crockery, ditches, banks, pits, old building foundations, artefacts of Māori and European origin or human burials.

~~3. The requiring authority and operational staff are encouraged to seek advice from council's Heritage Unit prior to undertaking the exemptions to the condition in order to confirm an outline plan is not required.~~

Attachments

~~No attachments.~~

613 Ormiston Road Stormwater Management Area

Designation Number	613
Requiring Authority	Auckland Council
Location	128 Ormiston Road
Rollover Designation	Yes
Legacy Reference	Designation 306, Auckland Council District Plan (Manukau Section) 2002
Lapse Date	Five years from being operative in the Unitary Plan unless given effect to prior

Purpose

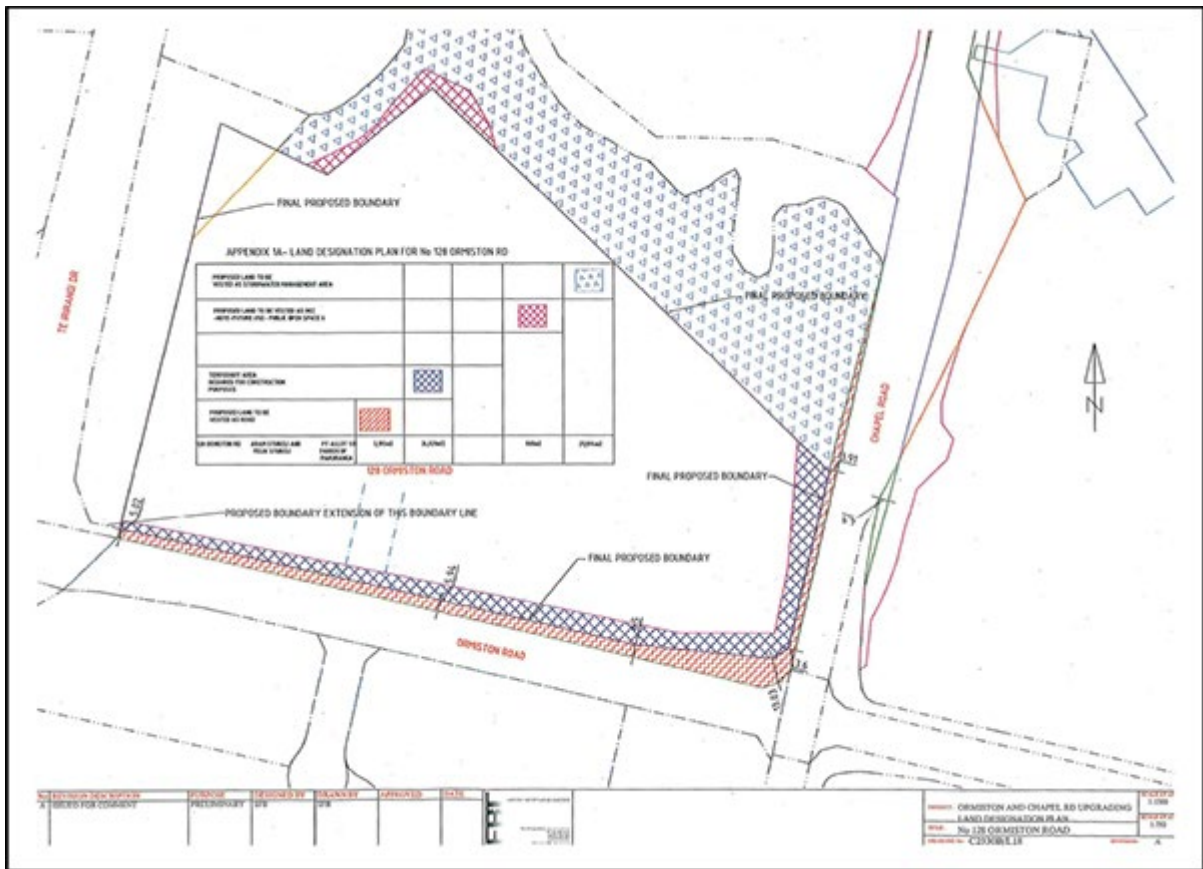
Stormwater Management Area for the purpose of protecting the performance of the stream and minimise the risk of flooding to properties.

Conditions

1. The scope and extent of the works envisaged within the designation shall be in accordance with the Notice of Requirement and the plans submitted with the Notice of Requirement (identified as Council reference Proposal 37431) and subject to any modification required to comply with the conditions set out below.
2. Land taken or held for the works shall be maintained to a reasonable standard until the physical works commence and for the duration of the construction works.

Attachments

Land Designation Plan



Attachment 2:
Corrected Auckland Council designation schedules
(~~strikethrough~~/underscore)

Designation Schedule - Auckland Council (1/3)

North and West

Number	Purpose	Location
400	Regional park ...	1181 Takatu Road, Takatu Peninsula, Tawharanui
401	Regional park ...	190 Ngarewa Drive, Mahurangi West; Ridge Road, Mauhurangi East; and Big Bay and Lagoon Bay, Mahurangi East
402	Regional park ...	1501 Whangaparoa Road, Army Bay Whangaparoa
403	Regional park ...	447 Motutara Road, Muriwai
404	Regional park ...	114 Scandrett Road, Mullet Point, Mahurangi East
405	Withdrawn	
406	<u>Lapsed</u> Local park ...	36 View Road, Warkworth
407	<u>Lapsed</u> Local park ...	Alnwick Street (Pt Allotment 68 PSH of Mahurangi), Warkworth
408	<u>Lapsed</u> Local park ...	Gurnard Road (Lot 1 DP 51255), Stillwater
409	<u>Lapsed</u> Local park ...	Alnwick Street (Pt Allotment 68 PSH of Mahurangi), Warkworth
410	Refuse disposal	141 Rustybrook Road, Wellsford
411	<u>Lapsed</u> Refuse transfer station	31 Omaha Drive, Omaha
412	Refuse disposal	307 Leigh Road, Ti Point
413	Refuse disposal	55 Lawrie Road, Snells Beach
414	<u>Lapsed</u> Community facility ...	2 Victoria Road, Devonport
415	Regional park ...	2000 Beach Road, Long Bay
416	Regional park ...	2911 South Head Road, South Head
417	Rosedale Landfill	62 Greville Road, Albany
418	Regional park - for recreational use ...	300 Scenic Drive, Titrangi; 601 Huia Road, Parau; and, Whatipu Road, Huia
419	Cemetery and crematorium	4128A Great North Road, Glen Eden
420	Cemetery	54 O'Neills Road, Swanson
421	Local park ...	9-15 Alderman Drive, Henderson
422	Local park ...	1-19 Sunnyvale Road, Swanson
423	Park service centre	75 Glen Road, Massey
424	Local park ...	45 Woodglen Road, Glen Eden
425	Waitākere Resource Recovery Park	50 The Concourse, Henderson
426	Regional park ...	184 Hungry Creek Road, Mahurangi West
427	Regional park ...	37 Schischka Road, Wenderholm
428	Utility reserve - public toilets	66 Main Road, Kumeu

429	Regional park ...	415 Run Road, Taporā
430	Regional park ...	Southern part of Pakiri Coast (vicinity of Witten Road, Spencer Road and M Greenwood Road)
R431	Regional park ...	Pakiri River Road, Pakiri Coast
R432	Regional park ...	Te Arai Point Road, Te Arai

Designation Schedule - Auckland Council (3/3)

South

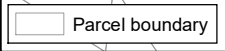
Number	Purpose	Location
600	Regional park ...	265 Kawakawa Bay Coast Road, Clevedon
601	Regional park ...	Moumoukai Road, Hunua
602	Regional park ...	100 Hill Road, Manurewa
603	Regional park ...	44R Maraetai Road, Maraetai
604	Regional park ...	95 Deerys Road, Orere Point
605	Regional park ...	933R North Road, Clevedon
606	Local and sports park ...	14 Miami Street, Mangare East
607	Cemetery and crematorium	361 Puhinui Road, Papatoetoe
608	Regional park ...	1168 Clevedon-Kawakawa Road, Clevedon
609	Regional park ...	66 Wellesley Road, Mangere Bridge
610	Withdrawn	
611	Greenmount Landfill ...	1 Harris Road, East Tamaki
612	Whitford Landfill ...	373 Whitford-Maraetai Road, Whitford
613	Lapsed Stormwater Management Area ...	128 Ormiston Road, Flat Bush
614	Rubbish dump	109 and 151 Hunua Road, Drury
615	Rubbish dump	109 Hunua Road, Drury
616	Regional park ...	216 Brook Road, Waiuku
617	Stock pound	Buckland Road (Lot 1 DP 55095), Buckland
618	Fire station	460 Clarks Beach Road, Pukekohe
619	Depot and transfer station	5 Hosking Place, Waiuku
620	Whitford Quarry ...	401 Trig Road, Whitford
621	Depot	2R Bells Road, Pakuranga
622	Construction, operation and maintenance of a stormwater pond ...	2 Popes Road and 22 Popes Road, Takanini
623	To construct, operate and maintain a stormwater corridor (including a channel for the conveyance of stormwater, planting and provision for pedestrian footpaths and cycleways in an area of public open space) to convey the 1 per cent AEP* storm event flows from the upper Papakura Central Catchment to the McLennan Wetland *AEP means Annual Exceedance Probability (AEP), where the 1% AEP storm event is the probability of exceeding a given flood event level within a period of a year, where there is a 1 per cent chance or greater probability of flooding occurring in an area in 1 year.	Takanini, within blocks surrounded by: Walters, Cosgrave, Grove and Old Wairoa Roads; Hamlin, Cosgrave and Old Wairoa Roads; and Old Wairoa, Papakura – Clevedon and Cosgrave Roads specifically: Lot 1 DP21849, Lot 2 DP21849, Lot 4 DP188918, Lot 2 DP 55480, Lot 3 DP55480, Lot 2 DP159502, Lot 1 DP69608, Lot 2 DP69608, Lot 200 DP490095; 50 metre section of Cosgrave Road adjacent to 84 Cosgrave Road 25 metre section of Old Wairoa Road east of Ancroft Street

Attachment 3:
GIS Viewer

BEFORE



AFTER



Whilst due care has been taken, Auckland Council gives no warranty as to the accuracy and completeness of any information on this map/plan and accepts no liability for any error, omission or use of the information.

Date: 31/03/2022

**Designation Number 406
View Road Local Park
Auckland Council**

BEFORE

Markworth Street

Rivendell Place

Alnwick Street

Coquette Street

407

409

Parcel boundary

Designations



AFTER

Markworth Street

Rivendell Place

Alnwick Street

Coquette Street

Outgate Road

Parcel boundary



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Date: 31/03/2022

Designation Number 407 and 409
Alnwick Street Local Park
Auckland Council



BEFORE



AFTER



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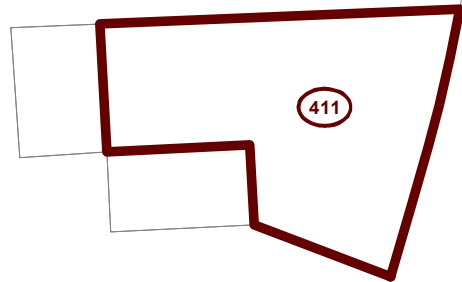
Date: 31/03/2022

Designation Number 408
Gurnard Road Local Park
Auckland Council



Plans and Places

BEFORE



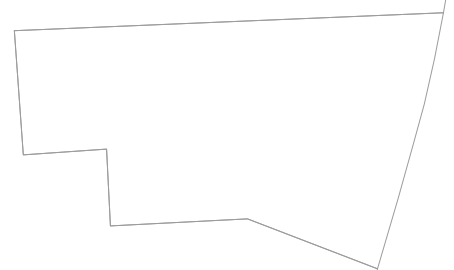
Omaha Drive

Twilight Bay

Parcel boundary

Designations

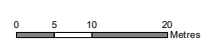
AFTER



Omaha Drive

Twilight Bay

Parcel boundary



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Date: 31/03/2022

Designation Number 411
Omaha Drive Refuse Station
Auckland Council

Auckland Council
 Te Kaunihera o Tāmaki Makaurau

Plans and Places

BEFORE



Parcel boundary
 Designations

AFTER



Parcel boundary

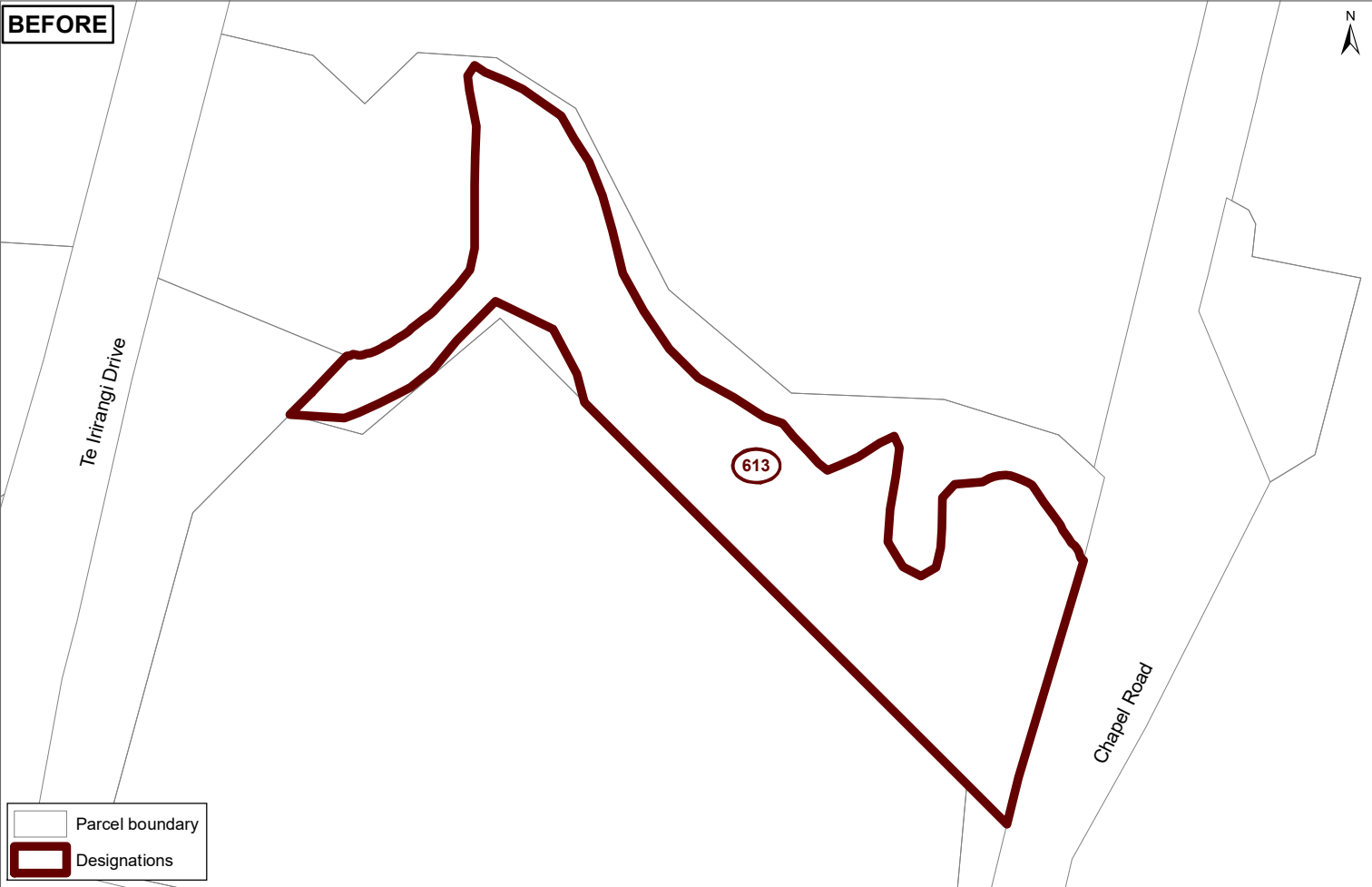
**Designation Number 414
 Devonport Library
 Auckland Council**



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Date: 31/03/2022

BEFORE



AFTER



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Date: 31/03/2022

Designation Number 613
Ormiston Road Stormwater Management Area
Auckland Council