

UNITARY PLAN UPDATE REQUEST MEMORANDUM

TO Warren MacLennan, Manager Regional, North, West and Islands

FROM Matt Connell, Planning Graduate, Regional, North, West and Islands

DATE 9 June 2022

SUBJECT **Designation in accordance with s182 of the Resource Management Act or Chapter K Designations of the Auckland Unitary Plan (AUP) Operative in part (15 November 2016)**



This memorandum requests an update to Auckland Unitary Plan Operative in part

Reason for update – Partial removal of designation 1416 Car Park – Huron Street																						
Chapter	Chapter K Designations AUP(OIP) GIS Viewer																					
Section	Schedules and Designations – Auckland Transport																					
Designation only																						
Designation # 1416	Car Park – Huron Street																					
Locations:	14 Huron Street and 15 Northcroft Street, Takapuna																					
Lapse Date	Given effect to (i.e. no lapse date)																					
Purpose	Public car park																					
Changes to text (shown in underline and strikethrough)	<p>Designation Schedule - Auckland Transport (1/3)</p> <p>North and West</p> <table border="1"> <thead> <tr> <th>Number</th> <th>Purpose</th> <th>Location</th> </tr> </thead> <tbody> <tr> <td>...</td> <td></td> <td></td> </tr> <tr> <td>1416</td> <td>Public car park</td> <td>14 Huron Street and 15 Northcroft Street, Takapuna</td> </tr> </tbody> </table> <p>1416 Car Park - Huron Street</p> <table border="1"> <tr> <td>Designation Number</td> <td>1416</td> </tr> <tr> <td>Requiring Authority</td> <td>Auckland Transport</td> </tr> <tr> <td>Location</td> <td>14 Huron Street and 15 Northcroft Street, Takapuna</td> </tr> <tr> <td>Rollover Designation</td> <td>Yes</td> </tr> <tr> <td>Legacy Reference</td> <td>Designation 139, Auckland Council District Plan (North Shore Section) 2002</td> </tr> <tr> <td>Lapse Date</td> <td>Given effect to (i.e. no lapse date)</td> </tr> </table>	Number	Purpose	Location	...			1416	Public car park	14 Huron Street and 15 Northcroft Street , Takapuna	Designation Number	1416	Requiring Authority	Auckland Transport	Location	14 Huron Street and 15 Northcroft Street , Takapuna	Rollover Designation	Yes	Legacy Reference	Designation 139, Auckland Council District Plan (North Shore Section) 2002	Lapse Date	Given effect to (i.e. no lapse date)
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	Refer to Attachment 2 and 3
Changes to diagrams	No changes to diagrams
Changes to spatial data	Partially uplift designation 1416 from 14 Huron Street and 15 Northcroft Street, Takapuna
Attachments	Attachment 1- Section 182 Report & Notice of Removal Attachment 2 – Correction to text (Strikethrough) Attachment 3 – Corrected text (Clean) Attachment 4- Updated GIS viewer

Prepared by: Matt Connell Planner	Text Entered by: Maninder Kaur Planning Technician
Signature: 	Signature: 
Maps prepared by: Natalia Liana Geospatial Specialist	Reviewed by: Peter Vari Team Leader
Signature: 	Signature: 
Signed off by: Warren Maclennan Manager Regional, North, West and Islands	
Signature: 	

**Attachment 1 - Section 182 Report
and Notice of Removal**

Partial removal of a designation under section 182 of the Resource Management Act 1991



To: Peter Vari, Team Leader – Regional North West and Islands Planning

From: Matt Connell, Planning Graduate – Regional North West and Islands Planning

Date: 12 April 2022

Subject:

Partial removal Designation 1416 Car Park - Huron Street in the Auckland Unitary Plan (Operative in part).

Summary

Auckland Council has received a request from Auckland Transport under section 182 of the Resource Management Act 1991 (RMA), dated 17 March 2022, to remove in part Designation 1416 Car Park - Huron Street. Auckland Transport has built a multi storey carpark building on part of the site and no longer requires the remaining parts of the site for carparking. These remaining parts will be transferred to Eke Panuku for development.

A section 182(1) request is required to uplift the existing designation in part from land which has been deemed surplus by Auckland Transport.

Auckland Council, as the territorial authority, is required to amend its district plan, without using the process in Schedule 1, as soon as reasonably practicable after receiving a Section 182 request unless it considers that the effect of the removal of part of the designation on the remaining designation is more than minor.

It is recommended that the partial removal be accepted.

Recommendation

1. That the section 182 request from Auckland Transport for the partial removal of Designation 1416 Car Park - Huron Street in the Auckland Unitary Plan be **accepted** for the following reasons:
 - Auckland Transport has provided a multi storey carpark building on part of the site (providing 420 spaces) on part of the site instead of utilising at grade parking on the entire site.
 - Those parts of the designated carpark land no longer required for at grade parking are being subdivided from the carparking building land and transferred to Eke Panuku for development.

- Due to the above Auckland Transport no longer requires the designation in its current form and requires that it now only apply to the land on which the carparking building is located (lot 2 in the proposed subdivision plan provided with the s182 request).
2. That Designation 1416 Car Park - Huron Street be partially removed, as soon as reasonably practicable, in the Designation overlay and Chapter K Designations where the text needs to be amended in the Auckland Unitary Plan.

1. Description

1.1. References

Designation number:	1416: Car Park - Huron Street
Lodgement date:	22 March 2022
Requiring authority:	Auckland Transport
Reporting officer:	Matt Connell, Planning Graduate - Regional, North, West and Islands Planning
Site address:	14 Huron Street and 15 Northcroft Street, Takapuna
UP Zoning:	Business – Metropolitan Centre Zone (14 Huron Street, 15 Northcroft Street, Takapuna)

2.0 Background

2.1 Details of designation

Designation 1416 Car Park – Huron Street was rolled over from the legacy Auckland Council District Plan (North Shore Section) 2002 into the Auckland Unitary Plan.

2.2 Land affected by removal

The designation is currently shown in the AUP maps as follows



Figure 1: AUP(OP) GIS Viewer map of Designation 1416 (outlined in blue)

Auckland Transport has provided a site plan showing the extent of the designation which is to be partially removed (refer to **Attachment A**).

2.3 Delegated authority to consider alterations to designations

The Team Leader - Planning Regional, North, West and Islands Planning (Plans and Places Tier 5) has delegated authority, in accordance with Schedule 2A of the Auckland Council Delegations: Chief Executive Officer (updated September 2020), to exercise the Council's functions, powers, duties and discretions under the Resource Management Act 1991 in relation to Section 182 to approve a removal of a designation.

The section 182 request to remove the designation can therefore be considered by the Team Leader – Regional, North, West and Islands Planning (Plans and Places Tier 5) and accepted or declined.

2.4 Relevant Statutory Provisions

Section 182 of the RMA allows a requiring authority to remove a designation or part of a designation if it no longer wants it. This section also applies to a notice by a territorial authority, to withdraw its own designation or part of a designation within its own district.

Section 182(2) states that as soon as reasonably practicable the territorial authority shall, without using the process in Schedule 1, amend its district plan accordingly. If the territorial authority considers that the effect of the removal of part of a designation on the remaining designation is more than minor, it may, within 20 working days of receipt of a section 182 notice, decline to remove that part of the designation.

It is considered that Auckland Transport has provided sufficient justification for the partial removal of Designation 1416 Car Park – Huron Street for the following reasons:

- Auckland Transport has provided a multi storey carpark building on part of the site (providing 420 spaces) on part of the site instead of utilising at grade parking on the entire site.
- Those parts of the designated carpark land no longer required for at grade parking are being subdivided from the carparking building land and transferred to Eke Panuku for development.
- Lot 2 is the site for the carparking building so the designation will be left intact over this lot.
- Lots 1 and 3 are being transferred to Eke Panuku and will have the designation uplifted from them.
- Due to the above Auckland Transport no longer requires the designation in its current form and requires that it now only apply to the land on which the carparking building is located (lot 2 in the proposed subdivision plan provided with the s182 request).

3.0 Recommendation

That pursuant to Section 182 of the Resource Management Act 1991 that the partial removal of Designation 1416 Car Park – Huron Street be **accepted** and the Auckland Unitary Plan Operative in part designation overlay and text in Chapter K Designations be amended as requested in the notice from Auckland Transport accordingly.

Prepared by: Matt Connell
Planning Graduate
Regional, North, West and Islands Planning

Accepted by: Peter Vari
Team Leader
Regional, North, West and Islands Planning

by:

Signature:

McConnell

Signature:

P Vari

13/4/2022

Date: 13/04/2022

SCHEDULE OF ATTACHMENTS:

Attachment Auckland Transport s182 Notice of Removal
A:

NOTICE OF REMOVAL OF DESIGNATION UNDER SECTION 182 OF THE RESOURCE MANAGEMENT ACT 1991

To: Auckland Council
Private Bag 92300
Auckland 1142
Att: Peter Vari – Team Leader – Planning - Plans & Places

From: Auckland Transport
Private Bag 92250
Auckland 1010

16 March 2022

Partial Removal of Designation 1416 – Public Carpark from the Auckland Unitary Plan (Operative in Part)

Auckland Transport (AT) gives notice to Auckland Council (AC) under section 182 of the Resource Management Act 1991 (RMA), that it no longer requires the parts of the following designation under the Auckland Unitary Plan: Operative in Part (AUP: OP):

- Designation 1416 – Public Carpark

The removal relates to 14 Huron Street and 15 Northcroft Street, Takapuna. The site is legally described as DP 569304 and held in Certificate of Titles NA8B/1292 and NA1825/75.

Existing Designation Details

AT's Designation 1416 covers 14 Huron Street and 15 Northcroft Street, Takapuna. The designation boundary is shown in Figure 1. The designation purpose is for a public carpark and it has been given effect to. There are no conditions attached to the designation.

Attachment 2 – Correction to text
(Strikethrough)

Designation Schedule - Auckland Transport (1/3)

North and West

Number	Purpose	Location
1400	Service lane and car park	Leal Place, Manly
1401	Road	Hauti Drive to Blue Gum Drive, Warkworth
1402	Weiti Crossing	East Coast Road, Redvale (crossing Weiti River) to corner Whangaparaoa Road and Cedar Road, Whangaparaoa Transferred to New Zealand Transport Agency (NZTA) on 30 October 2020
1403	Lapsed	
1404	Road widening	470, 473-475, 504-522A, 529-549, 540, 585-587, 593-597, 601, 609-611, 618, 637, 640-644A, 663, 720-728, 736-752, 756-760 and 770A-776 Whangaparaoa Road, 2 Cedar Terrace, 1 Brightside Road, 1 Penton Road, 1 Tower Hill, 2 Homestead Road and 2 Ladies Mile, Whangaparaoa
1406	Car park	Wharf Street, Warkworth
1407	Road widening	Corner of Hudson Road and State Highway 1, Warkworth
1408	Public car park	7A Rawene Road and 204 Hinemoa Street, Birkenhead
1409	Public car park	21 Sunnyhaven Avenue, Beach Haven
1410	Public car park	29 Anzac Road, Browns Bays
1411	Public car park	5 Bute Road, Browns Bay
1412	Public car park	472 Beach Road, Murrays Bay
1413	Public car park	3 Montrose Terrace, Mairangi Bay
1414	Public car park	115 Lake Road and 49-51 Pearn Terrace, Northcote Commercial Centre
1415	Public car park	1A Jutland Road, Hauraki
1416	Public car park	14 Huron Street and 15 Northcroft Street , Takapuna
1417	Public car park	40 Anzac Street, Takapuna
1418	Public car park	139 Kitchener Street, Milford
1419	Public car park	3-5 Fleet Street, Devonport
1420	Constellation Bus Station	62 Parkway Drive, Albany
1421	Albany Bus Station	A250 Oteha Valley Road and 125 McClymonts Road, Albany
1422	Intersection upgrade to provide priority access to the North Shore Busway for buses/high occupancy vehicles	Onewa Road and Sylvan Avenue, Northcote
1423	Akoranga Station	20 Takapuna Landing, Takapuna
1424	Akoranga Station link road	Takapuna Landing, Takapuna
1425	Akoranga Pedestrian Overbridge	20 Takapuna Landing (Akoranga Station), Takapuna (over State Highway 1) to 72 Akoranga Drive (Akoranga Campus), Northcote
1426	Westlake Station	Shakespeare Road (adjoins No. 78 Taharoto Road), Takapuna
1427	Sunnynook Station	168Z Sunnynook Road, Sunnynook
1428	Constellation Drive Station	62 Parkway Drive, Rosedale

1429	Wairau Road / Taharoto Road transport corridor widening and associated works	7-15 Wairau Road and 78Z Taharoto Road, Milford
1430	Public off-street parking ...	23-27 Sir Peter Blake Parade, Bayswater
1431	Road widening	107 Chivalry Road, Glenfield
1432	Road widening	43, 47-51, 55, 59, 65, 69 and 106 Anzac Street, Takapuna
1433	Transport corridor	Fred Taylor Drive, Massey/Whenuapai
1434	Roading purposes	125A Metcalfe Road to 46 Ranui Station Road, Ranui
1435	Roading purposes	Waitemata Drive (over Birdwood Park) to Waitemata Drive West, Ranui
1436	Withdrawn	
1437	Transport corridor	Hobsonville Road, Hobsonville
1438	Public car parking purposes	16 Delta Avenue, New Lynn
1439	Roading access purposes	7 Fairbanks Place, Glendene
1441	Roading access purposes	35 Ranui Station Road, Ranui
1442	Service lane	342-344 Great North Road (Henderson Square A), Henderson
1443	Service lane	2 Railside Avenue (Henderson Square B), Henderson
1444	Service lane	McNaughton Way to 11 High Brown Drive, New Lynn
1445	Service lane	60 James Laurie Street to 240C-D Great North Road, Henderson
1446	Lapsed	
1447	Road widening purposes	2-16, 24-26, 28-30 Clark Street, New Lynn
1448	Road widening purposes	1-3 Edmonton Road, Henderson
1449	Road widening purposes	267-287, 290-300, 295-297A, 301-309, 304-318A, 311-325, 429-447, 450, 4004-4012, 4007-4035, 4018, 4022-4024, 4040-4048, 4052-4054, 4070, 4087-4131, 4092-4094, 4098 and 4104-4118A Great North Road, 1-3 West Coast Road, 1 and 2 Montel Avenue, 2 Blacklock Avenue and 1 Buscomb Avenue, Henderson to Te Atatu
1450	Lapsed	
1452	Road widening purposes	241-275, 272-294, 281-314, 300-326, 330-332, 338-342 and 354-358 Te Atatu Road South, 93 Royal View Road, 1, 82 and 85 Jaemont Avenue, 1A and 2A Covil Avenue and 2A Bridge Avenue, Te Atatu
1453	Road widening purposes	2-14, 9-11, 17-35, 30, 40, 44-54, 45-49, 53, 58, 58-64, 65-171A, 68-68A, 74-114 and 118-160 Titirangi Road, 2 Margan Avenue and 1 and 2 Northall Road, Titirangi
1454	Road widening purposes	1-23, 2, 24-34, 25-33, 37-47, 53-59, 63A-141, 64-186, 198-274, 273-347, 282-312, 318-320, 326-360, 351A-409, 370-386 and 390-400 West Coast Road, 69-71 Clayburn Road and 1 Pleasant Road, Glen Eden
1455	Road widening purposes	1-25, 12-40, 37,47-55A, 52-54, 58, 78, 80A-82, 86-88, 92-94 Swanson Road, Henderson
1456	Pedestrian mall	Pearn Crescent, Northcote
1457	Public off-street parking ...	32 College Road, Northcote
1458	Public off-street parking ...	76 Swanson Road, Henderson
1459	Public off-street parking ...	2 Fenwick Avenue, Milford

1461	Public off-street parking ...	12 Channel View Road, Takapuna
1462	Public off-street parking ...	R78 Hurstmere Road, Takapuna
1463	Public off-street parking ...	20 Clarence Street, Devonport
1464	Public off-street parking ...	5 Trading Place, Henderson
1465	Public off-street parking ...	85 Hurstmere Road, Takapuna
1466	Public off-street parking ...	41 Glenmall Road, Glen Eden
1467	Road widening	Hobsonville Road, Hobsonville
1468	Road widening	State Highway 16 (Westgate to Whenuapai)
1469	Road widening and improvement works.	Albany Highway, Albany
1470	The construction, operation and maintenance of a new road and improvements to the existing Gills Road.	Between Gills Road, Albany (south of Living Stream Road) to Oteha Valley Road (opposite Appian Way), from south of Living Stream Road along Gills Road to east of Lucas Creek bridge.
1471	Roading purposes	Between Mansel Drive and Falls Road, Warkworth.
1472	Withdrawn	
1473	Roading purposes	Land between Northside Drive West, Massey North and Trig Road, Whenuapai
1474	Construction, operation and maintenance of a new road link and associated wetland and improvements to the existing Glenvar Road.	Glenvar Ridge Road, Long Bay
1476	Road – Medallion Drive Link	56 Fairview Avenue, Albany
1477	Road widening and improvement works.	Lincoln Road, Henderson
1478	Road – Matakana Road Link	State Highway 1 to Matakana Road, Warkworth
1479	Construction, operation and maintenance of a road, cycleways, pedestrian paths and associated infrastructure.	<p>Land from Argent Lane roundabout at the intersection with Old Pine Valley Road south through the properties of 10 and 36 Old Pine Valley Road, tying into the existing Pine Valley Road to the north of the property boundary with 1731 Dairy Flat Highway:</p> <ul style="list-style-type: none"> • 10 Old Pine Valley Road (Sec 7 SO 315843, Sec 8 SO 315843, Pt Lot 5 DP 136559) • 36 Old Pine Valley Road (Lot 6 DP 136559) • The public road reserve between the parcels of land that form 10 Old Pine Valley Road.

1480	Construction, operation and maintenance of a road, cycleways, pedestrian paths and associated infrastructure.	<p>Dairy Flat Highway from the edge of the Northern Motorway northbound Silverdale off-ramp to the intersection of Dairy Flat Highway and Pine Valley Road, continuing up Pine Valley Road to the northern property boundary of 1731 Dairy Flat Highway:</p> <ul style="list-style-type: none"> • 1687 Dairy Flat Highway (Lot 1 DP 131154) • 1700 Dairy Flat Highway (Pt Lot 1 DP 68886) • 1731 Dairy Flat Highway (Sec 5 SO 315843, Sec 6 SO 315843, Pt Lot 1 DP 101886) • 1732 Dairy Flat Highway (Pt Lot 2 DP 68886) • The public road reserve on Pine Valley Road and Dairy Flat Highway
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Rollover Designation	Yes
Legacy Reference	Designation 139, Auckland Council District Plan (North Shore Section) 2002
Lapse Date	Given effect to (i.e. no lapse date)

Purpose

Public car park.

Conditions

No conditions.

Attachments

No attachments.

Attachment 3 – Corrected text (Clean)

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1416 Car Park - Huron Street

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Lapse Date	Given effect to (i.e. no lapse date)

Purpose

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Conditions

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Attachments

No attachments.

Attachment 4 - Updated GIS viewer

BEFORE



AFTER



0 5 10 20 Metres

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: 1/07/2022

Designation D1416 Car park - Huron Street Auckland Transport



Plans and Places