

## UNITARY PLAN UPDATE REQUEST MEMORANDUM

**TO** Celia Davison– Manager Central South

**FROM** Terry Conner – Principal Planner




**DATE** 04 July 2019

**SUBJECT** **Designation of land for Auckland Transport in accordance with S181(3) of the Resource Management Act to the Auckland Unitary Plan(AUP) Operative in part (15 November 2016)**



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

<b>Reason for update – Alteration to Designation 1555</b>	
<b>An alteration to increase the spatial extent of the designation so that its boundaries and diagram match the extent of the carpark designation that existed under the legacy Auckland City District Plan, with some minor refinements.</b>	
<b>Chapter</b>	Chapter K – Designations AUP GIS Viewer – Designations layer
<b>Section</b>	Auckland Transport
<b>Designation only</b>	
<b>Designation #</b>	<b>1555: Car Park – Queen Street</b>
<b>Locations:</b>	299 Queen Street, Auckland Central
<b>Lapse Date</b>	Given effect to (i.e. no lapse date)
<b>Purpose</b>	Car park, Civic Centre, Mayoral Drive and Greys Avenue: This designation provides for the operation, maintenance and development of the Civic Centre Carpark and ancillary activities. (abbreviated).
<b>Changes to text (shown in underline and strikethrough)</b>	Amend the "attachments" section of the designation text to include a diagram that defines the spatial extent of the designation at three different levels.  <b>See Attachment 2.</b>
<b>Changes to diagrams</b>	New in text diagram to be added.  <b>See Attachment 2.</b>
<b>Changes to spatial data</b>	Update the AUP GIS Viewer – Unitary Plan Management Layers for produce a new outline for the overall designation.  <b>See Attachment 3.</b>
<b>Attachments</b>	<b>Attachment 1</b> – Notice of Requirement decision  <b>Attachment 2</b> – Updated text and diagram  <b>Attachment 3</b> – GIS Viewer sign off

<b>Prepared by:</b>	<b>Text entered by:</b>
Terry Conner Principal Planner	Sophia Coulter Planning Technician
<b>Signature:</b> 	<b>Signature:</b> 
<b>Maps prepared by:</b>	
Mitesh Bhula Senior Geospatial Analyst	
<b>Signature:</b> 	

<b>Reviewed by:</b>	<b>Signed off by:</b>
Fiona Sprott Team Leader	Celia Davison Manager – Central South
<b>Signature:</b> 	<b>Signature:</b> 

Attachment 1 -  
Notice of Requirement  
decision

# Notice of requirement for a minor alteration to a designation under section 181(3) of the Resource Management Act 1991



## Notice of requirement description

Designation number:	Designation 1555 (Carpark – Queen Street)
Requiring authority:	Auckland Transport
Site address:	299 Queen Street, Auckland Central

## Summary

Auckland Council has received a request from Auckland Transport under section 181(3) of the Resource Management Act 1991 (RMA), dated 30 January 2019, to alter Designation 1555 (Carpark – Queen Street) in the Auckland Unitary Plan Operative in Part (Auckland Unitary Plan).

It is considered after undertaking an assessment of the notice, that the proposed alteration meets the statutory tests of section 181(3) of the RMA and can therefore be processed and confirmed as a minor alteration.

## Recommendation

1. That the proposed alteration of Designation 1555 (Carpark – Queen Street) in the Auckland Unitary Plan be confirmed, subject to the insertion of a diagram defining the strata of the designation as recommended in Section 3.2 of this report for the following reasons:
  - the alteration involves no more than minor changes to the effects on the environment associated with the use of the land;
  - the alteration corrects an error made when the designation was rolled over from the Auckland City Council Central Area Plan and reinstates similar boundaries;
  - written notice of the proposed alteration has been given to every owner or occupier of the land directly affected by the alteration (Auckland Council and Auckland Transport) and those owners and occupiers agree with the alteration, and
  - both the requiring authority and Auckland Council agree with the alteration.
2. That Designation 1555 (Carpark – Queen Street) is altered in the designation map layer and Chapter K Designations in the Auckland Unitary Plan.

## 1. Background

### 1.1. Minor alteration to a designation

Auckland Council has received a notice of requirement (NoR) for an alteration to a Designation 1555 (Carpark – Queen Street) from Auckland Transport, under section 181(3) of the RMA, see Attachment A to this report.

Auckland Transport is seeking to alter the boundaries of the designation of the Civic carpark adjoining the Aotea Centre at 299 Queen Street, to correspond more closely to the original designation in the Auckland City Council Central Area Plan (Ref No. 313, Carpark, Civic Centre, Mayoral Drive and Greys Ave and Diagram 313; designating authority Auckland City Council). An amended version of this designation was rolled over into the Proposed Auckland Unitary Plan and then adopted as part of the Auckland Unitary Plan. However, the extent of the designation was shown inaccurately, only covering the central portion of the carpark structure. A diagram which showed the relative levels of the carpark designation was also deleted. As the extent of the designation varies between levels, this information is important to clearly define the land affected by the designation at each level.

The reason for this alteration is to increase the spatial extent of the designation so that its boundaries and diagram match the extent of the legacy designation and to amend them to correctly reflect the extent of the civic carpark so that it excludes any superfluous areas.

Compared to the designation that currently appears in the Auckland Unitary Plan, the alteration covers a considerably larger area, however it will only extend over the area originally designated in the legacy Central Area Plan. The carpark is almost entirely below ground level and Auckland Transport has resurveyed the boundaries to more accurately describe its extent at each of three levels (refer diagram in Section 4 of this report).

Since the lodgement of this alteration in January, the area requiring designation has been refined, with the agreement of the requiring authority given by email from Diana Bell dated 11 June 2019, so to abut rather than overlap the CRL Ltd designation on the north-western corner of the carpark designation. This also necessitated amendment of the diagram. These changes are incorporated into the proposed diagram and map amendment in section 4 of this report.

Auckland Transport also seeks to reduce the former footprint by a small area at the southern end of the designation. That part of the former designation is replaced by a small easement, which is not subject to the designation.

Auckland Transport has not proposed to amend the existing conditions from those in Chapter K.

The existing conditions on the designation require (in condition 4) that all activities, works and buildings not fully described in the NOR shall be the subject of either a new NOR or a notice of alteration. The current alteration does not propose any new buildings, works or activities.

In addition to the condition described above, conditions 1-3 provide that:

1. The provisions of the Unitary Plan (with respect to the protection of heritage buildings) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Auckland Town Hall, or within its Site Surrounds occurs.
2. The provisions of the Unitary Plan (with respect to the Concept Plan for Aotea Square) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Public Open Space zone occurs.
3. The provisions of the Unitary Plan (with respect to the Arts, Civic and Entertainment Precinct) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Precinct occurs.

## 1.2. Land affected by the alteration

The land affected by the alteration to the designation is located at 299 Queen Street Auckland Central. Not all of 299 Queen Street is to be designated by the alteration. An aerial photograph of 299 Queen Street is shown in Figure 1 below.

There is a list of properties and certificates of title to the land to which the requirements apply in Attachment A to this report in section 4 of the Assessment of Environmental Effects (pages 4 and 5, Appendix B of the NOR).

The property described as Lot 2 DP 200295 in this list is no longer subject to the notice of requirement, due to amendment of the NOR outline after the alteration NOR was lodged. The site lies immediately north-east of the designation. This agreed amendment has avoided an overlap with the CRL Ltd designation on a narrow sliver of land.

**Figure 1: Aerial photograph showing 299 Queen Street outlined in blue**

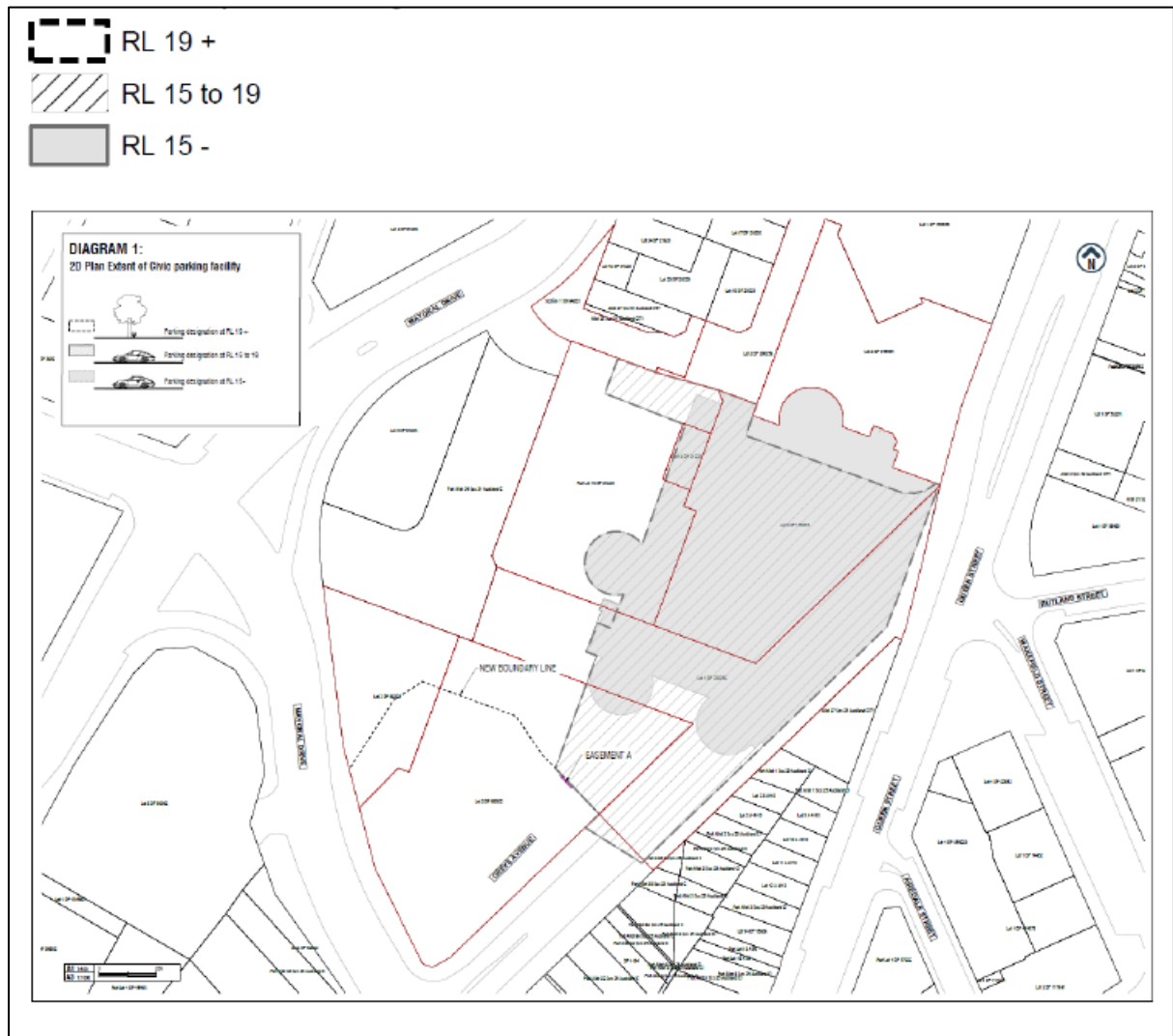


There are no physical works proposed. The Assessment of Environmental Effects (AEE) concludes that the alteration has no effect on adjoining properties beyond the designation.

The proposed designation is shown in Figure 2 below with its extent shown at the various levels:



**Figure 2: Proposed designation (amended as agreed)**



The current designation is shown in the Auckland Unitary Plan map by the solid black outline in Figure 3 below.

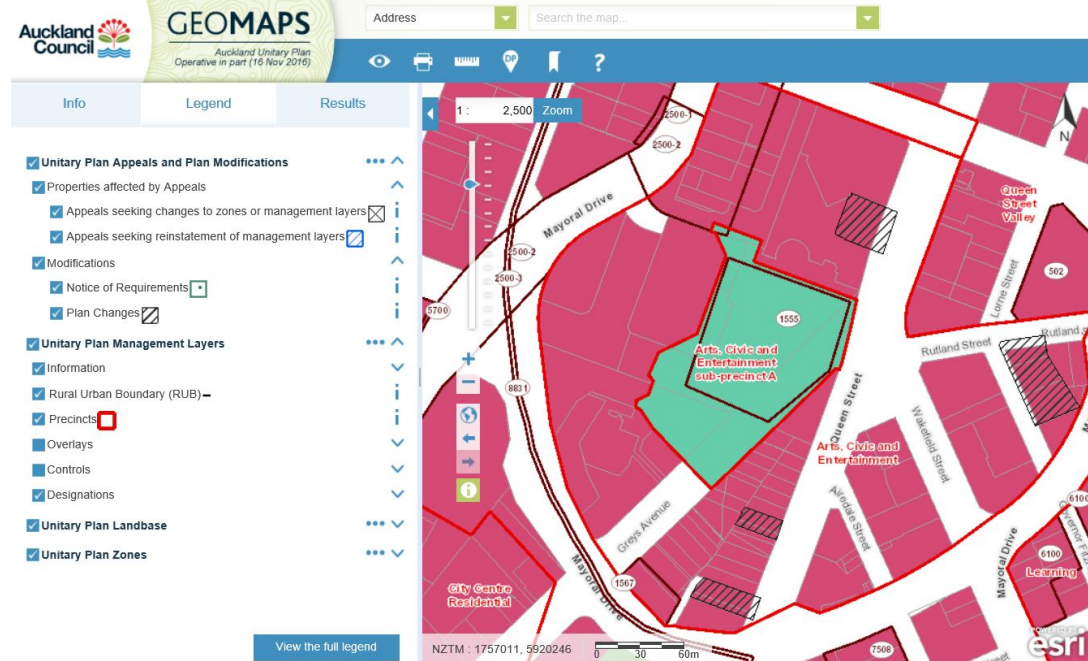
### 1.3. Description of the site and existing environment

The site of the designation is the existing Civic Carpark facility at 299 Queen Street, Auckland Central, which has entrances off both Greys Avenue and Mayoral Drive. This provides public parking for the city centre including the Aotea Centre and Auckland Town Hall. The carpark is a largely underground structure providing parking and ancillary facilities at three basement levels. The greater part of the roof supports Aotea Square and it also extends in part under the Aotea Centre and Sky City Metro Complex. The part under the Sky City Metro complex subject to the designation alteration is owned by Auckland Council.

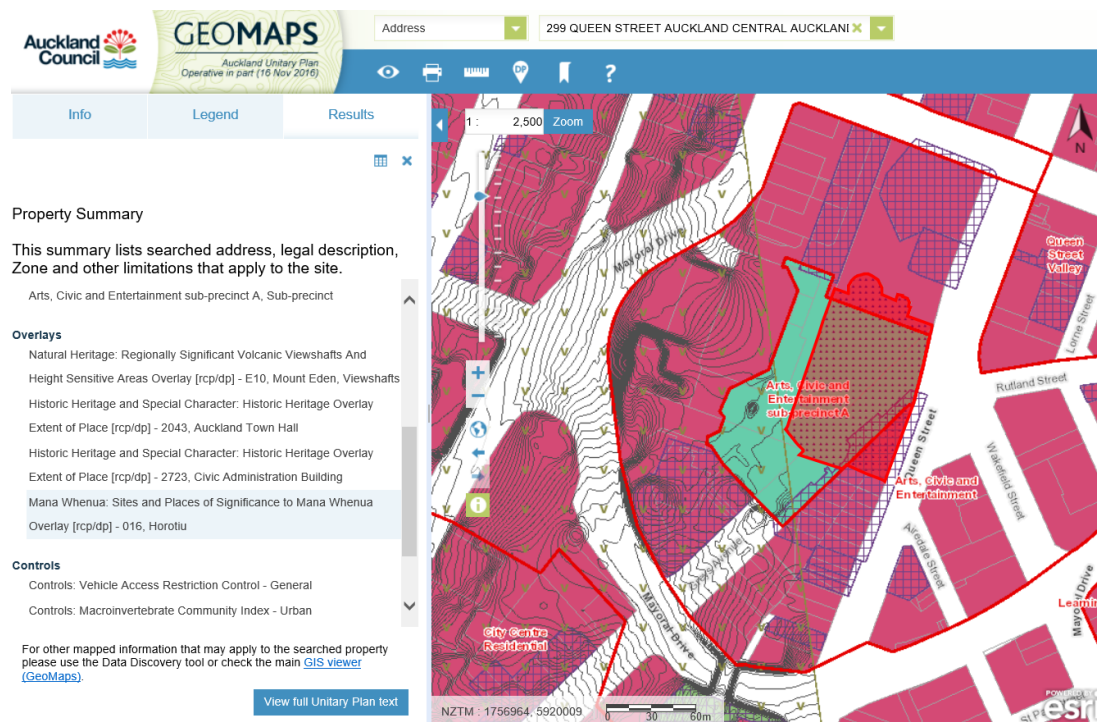
The area to be designated is affected by the Arts Civic and Entertainment Precinct (1200) and its sub-precinct A, and by three overlays in the Unitary Plan as illustrated in Figures 3 and 4.

The designated area is zoned Open Space – Civic Spaces Zone within the sub-precinct, and is zoned Business-City Centre Zone where it extends beyond the precinct.

**Figure 3: Existing Civic carpark designation, Zone and Precincts in the AUPOP**



**Figure 4: AUPOP Overlays**



The overlays include:

- Natural Heritage: Regionally Significant Volcanic Viewshafts and Height Sensitive Areas Overlay – E10 Mount Eden.
- Historic Heritage and Special Character: Historic Heritage Overlay Extent of Place 2043 for Auckland Town Hall (and abuts that for 2727 Civic Administration Building).
- Mana Whenua: Sites and Places of Significance to Mana Whenua Overlay 016 Horotiu.



The area affected by the proposed alteration includes a site of significance to Mana Whenua identified as Site 016 Horotiu (Pā site located above Waihorotiu) in Schedule 12: Sites and Places of Significance to Mana Whenua of the Auckland Unitary Plan.

#### **1.4. Delegated authority**

The Team Leader - Planning Central South has delegated authority, in accordance with Schedule 2A of the Auckland Council Delegations: Chief Executive Officer (updated June 2019), to exercise the council's functions, powers, duties and discretions under the Resource Management Act 1991 in relation to section 181(3).

The NoR can therefore be considered by the Team Leader – Planning Central South and confirmed or declined under section 181(3)(c).

#### **1.5. Relevant statutory provisions**

A notice of requirement for a designation may only be given by a requiring authority. Section 166 of the Resource Management Act 1991 defines a requiring authority as:

- (a) A Minister of the Crown; or
- (b) A local authority; or
- (c) A network utility operator approved as a requiring authority under section 167.

Auckland Transport is deemed to be approved as a requiring authority and network utility operator on 22 September 2009, under section 167 of the RMA 1991, for the purposes set out in section 47 of the Local Government (Auckland Council) Act 2009.

Section 181 “Alteration of designation” of the Resource Management Act 1991 states:

- (1) A requiring authority that is responsible for a designation may at any time give notice to the territorial authority of its requirement to alter the designation.
- (2) Subject to subsection (3), sections 168 to 179 and 198AA to 198AD shall, with all necessary modifications, apply to a requirement referred to in subsection (1) as if it were a requirement for a new designation.
- (3) A territorial authority may at any time alter a designation in its district plan or a requirement in its proposed district plan if-
  - (a) The alteration-
    - (i) Involves no more than minor changes to the effects on the environment associated with the use or proposed use of land or any water concerned; or
    - (ii) Involves only minor changes or adjustments to the boundaries of the designation or requirement; and
  - (b) Written notice of the proposed alteration has been given to every owner or occupier of the land directly affected and those owners or occupiers agree with the alteration; and
  - (c) Both the territorial authority and the requiring authority agree with the alteration –

and sections 168 to 179 and 198AA to 198AD shall not apply to any such alteration.

- (4) This section shall apply, with all necessary modifications, to a requirement by a territorial authority to alter its own designation or requirement within its own district.

## 2. Analysis of the proposed alteration

The relevant matters to consider are contained in section 181(3) of the RMA as outlined above.

### 2.1. Assessment of environmental effects (s181(3)(a)(i))

The requiring authority has provided an assessment of environmental effects (AEE) with the NoR. The alteration is assessed as having no effects on the environment because, quoting the assessment at page 8 of Appendix B:(see Attachment A).,

“...it simply reflects the actual extent of the facility and seeks to rectify an error in the rolling over of the designation into the AUP-OP. The Alteration will not result in any physical changes to the site, and there will be no adverse effects arising from the alteration. The facility and associated service areas will continue to be able to be accessed.”

The definition of environment in section 2 of the Resource Management Act includes (emphasis added)—

- (a) ecosystems and their constituent parts, including people and communities; and
- (b) all natural and physical resources; and
- (c) amenity values; and
- (d) the social, economic, aesthetic, **and cultural conditions** which affect the matters stated in paragraphs (a) to (c) or which are affected by those matters.”

Effects are defined in section 3 of the Resource Management Act as:

In this Act, unless the context otherwise requires, the term **effect** includes—

- (a) any positive or adverse effect; and
- (b) any temporary or permanent effect; and
- (c) any past, present, or future effect; and
- (d) any cumulative effect which arises over time or in combination with other effects—

regardless of the scale, intensity, duration, or frequency of the effect, and also includes—

- (e) any potential effect of high probability; and
- (f) any potential effect of low probability which has a high potential impact.

I consider that “effects” as defined by the Resource Management Act need not be only tangible, physical effects and so may include effects, of an intangible nature, for example on the social or cultural environment such as cultural impacts on a site of significance to Mana Whenua.

### 2.1.1 Potential effects on cultural values

This proposed alteration will cover the site of significance to Mana Whenua identified as Site 016 Horotiu in Schedule 12 of the Auckland Unitary Plan. I therefore consider it appropriate to assess the impact of the proposed alteration on the cultural values associated with that site.

This site of significance was not formerly identified in the Auckland City Council District Plan and was inserted as part of the development of the Auckland Unitary Plan. This may mean that effects on the site of significance were not considered in the original designation. It is not discussed in the assessment of effects submitted by the Requiring Authority (RA).

I have assessed the effects on the site in the context of the planning framework of the Auckland Unitary Plan.

Section B6 of the regional policy statement sets out the issues of significance to Māori and to iwi authorities in the region including recognising the Treaty of Waitangi/Te Tiriti o Waitangi and protecting Mana Whenua culture, landscapes and historic heritage. Policies in B6.2.2 include recognising the role of Mana Whenua as kaitiaki and providing for the practical expression of kaitiakitanga, and recognises Mana Whenua as specialists in the tikanga of their hapū or iwi and as being best placed to convey their relationship with their ancestral lands, water, sites, wāhi tapu and other taonga.

In this plan the site of significance itself is identified as a district plan rule.

The Auckland Unitary Plan in Part D21 Sites and Places of Significance to Mana Whenua Overlay states that "*Sites and places of significance to Mana Whenua have tangible and intangible cultural values in association with historic events, occupation and cultural activities. Mana Whenua values are not necessarily associated with archaeology, particularly within the highly modified urban landscape where the tangible values may have been destroyed or significantly modified.*" The carpark site is one such site, where the tangible values have been destroyed.

In D21.2, the Auckland Unitary Plan objectives for Sites and Places of Māori Significance are:

- (1) The tangible and intangible values of scheduled sites and places of significance to Mana Whenua are protected and enhanced.
- (2) Scheduled sites and places of significance to Mana Whenua are protected from inappropriate subdivision, use and development, including inappropriate modification, demolition or destruction.

The most relevant policies concerning intangible values are to:

- (2) Avoid significant adverse effects on the values and associations of Mana Whenua with sites and places of significance to them.
- (5) Recognise that some activities may have such significant adverse effects on Mana Whenua values that they are culturally inappropriate when considering the nature of the scheduled site or place of significance and associated values.
- (8) Recognise that the intangible values of sites or places of significance can be protected and enhanced even where the site or place has been significantly modified or destroyed.
- (9) Enable existing network utilities and electricity generation facilities on sites and places of significance including:
  - (a) use and operation; and
  - (b) minor upgrading, maintenance and repair in a manner that avoids, where practicable, or otherwise remedies or mitigates adverse effects on cultural values.

(10) Avoid where practicable the use of scheduled sites and places of significance to Mana Whenua for new infrastructure where this affects cultural values.

(11) Require an assessment of environmental effects where proposed works may have adverse effects on the values associated with sites or places of significance to Mana Whenua.

The effects on a site of significance to Māori are most appropriately assessed by the Mana Whenua representatives of that culture, being the relevant experts in that field.

It has been necessary to request evidence of consultation with Mana Whenua due to the site of significance. This is attached in the form of an email from the RA in **Attachment C** to this report. This consultation fulfils the intent of policy 11. In addition, the RA has lodged copies of emails to iwi who were invited to be consulted and minutes of a hui at which the matter was discussed.

As this consultation has now been undertaken without any concern about effects being raised by Mana Whenua, I accept that the proposed alteration to the designation involves no more than minor changes to the effects on the environment.

I have considered whether it is necessary for consistency to add a condition that refers to the site of significance to Mana Whenua, like the one that refers to the heritage building (Auckland Town Hall) which is a scheduled heritage item.

The requiring authority considers that the proposed alteration to the designation involves no more than minor changes to the effects on the environment and does not propose to insert any new conditions or to amend any existing conditions.

I do not consider that it is necessary to amend the conditions or include any additional conditions in this case as none have been identified by Mana Whenua as necessary to enhance the intangible values of the site. The Sites and Places of Significance to Mana Whenua Overlay remains on the planning maps to call attention to the need to consult Mana Whenua in any future alteration. Where more substantial changes are proposed at some future time, there may be opportunity as suggested by Policy (8) to enhance the values relating to this site in a more tangible way. The requiring authority is not creating new infrastructure at this current time and should be enabled to continue its current use and operation in accordance with Policy (9).

The designation has already been given effect to so that it does not have any additional physical effects on the environment.

Any activities, works and buildings not fully described in the designation would be subject to condition 4 and would need to go through a process whereby Mana Whenua values could be considered.

### **2.1.2 Other overlay effects**

Although the site is in the Regionally Significant Volcanic Viewshaft Overlay E10 Mt Eden Height Sensitive Area, this overlay is not affected by the alteration to the designation. The designation describes the parking building as being “largely underground” and shown in the diagram as, for the most part, below the Aotea Square. If the parking building was ever proposed to be extended up into the viewshaft, it would require a further alteration or new notice of requirement under condition 4 of the designation.

The Historic Heritage Overlay Extent of Place for the Auckland Town Hall 2043 extends into the area covered by the designation, as shown in Figure 4. The alteration means the

designation covers more of the extent of place than before, however the overlay provisions are protected by condition 1 of the designation. As there are no works proposed by the alteration, and no alteration to the conditions, there is no effect on the overlay.

The provisions of the Arts, Civic and Entertainment Precinct are also protected, by condition 3 of the designation. As there are no works proposed by the alteration, and no alteration to the conditions, there is no effect on the precinct.

### **2.1.3 Conclusion**

As the proposed alteration is not authorising any physical works beyond those provided for in the existing designation and is simply extending the boundary of the designation over the land which currently forms the car park, I do not consider there are any actual or potential effects on the environment other than those potential effects on cultural values discussed above.

I have concluded that, given the views of Mana Whenua, there will be no more than minor changes to the site of significance to Mana Whenua.

I therefore conclude that the proposed alteration to the designation involves no more than minor changes to the effects on the environment.

## **2.2. Assessment of minor changes or adjustments to the boundary (s181(3)(a)(ii))**

The rolled-over designation only depicts the central part of the carpark structure and did not include the diagram to describe the various strata of the designation. Appendix C of the NOR Assessment of Environmental Effects (**Attachment A** to this report) shows the original designation as per the Auckland District Plan Central Area Section appendix 11 diagram 313 plan.

The alteration to the designation involves the following changes to the boundary of the existing designation. It is extended in the northerly direction to adjoin the boundary of Lot 2 DP 20295 (which runs south of, and in front of, the Bledisloe Building as far as Wellesley Street) and up to, and under part of the Sky City Metro complex. To the north-west it is extended to cover the underground layers of the carpark structure near and under the Aotea Centre. To the south it is drawn back to a newly surveyed southern extent of the car park facility (where a subdivision is proposed to create a separate title for the former civic Administration building).

The vertical extent of the designation is to be defined by the diagram showing three levels of carpark defined by RL (reduced level). The diagram has, with the agreement of the RA, been slightly modified from that originally lodged. This allows the potential overlap with the CRL Ltd designation to be avoided. The designations will be mutually exclusive.

I recommend the council insert the diagram into the text as an attachment to the designation. An outline on the planning map designation layer will signal the overall extent of the designation, and the diagram will supply the detailed extent.

Compared to the designation that currently appears in the Unitary Plan, the alteration covers a considerably larger area than the existing designation footprint. However, it will only extend over the area originally designated in the Central Area Plan, in fact slightly less than that, because the RA is uplifting part of the southern part of the designation. In addition, the depth of the designation is like that of the previous designation, which included a diagram to define the levels of the structure.

It is only necessary to meet one or other of the two sub-clauses of (3)(a), not both.



While I do not agree with the RA that the alteration involves no more than minor changes to the boundaries of the designation, I consider that it involves no more than a minor change to the effects on the environment associated with the use or proposed use of land or any water concerned; and so meets the requirements of section 181(3)(a)(i).

### **2.3. Written notice of the proposed alteration has been given to every owner or occupier of the land directly affected and those owners and occupiers agree with the alteration (s181(3)(b))**

The requiring authority has given written notice to Auckland Council, namely Auckland Council Community Facilities, Auckland Council Corporate Property and Regional Facilities Auckland as land owner and occupier of the land directly affected and they have agreed with the alteration. The evidence of this agreement has been provided in Appendix E of the NOR. Auckland Transport is also an occupier of the carpark.

The sites to which the alteration applies are detailed in the NOR in section 2 and Certificates of Title listed in section 4 of the AEE.

The requiring authority has not given written notice to Sky City in the adjoining Metro City complex as they consider that there are no owners or occupiers of land directly affected by the alteration to the designation. While 'directly affected' is not necessarily limited to the designation footprint and may extend beyond the boundaries of the designation I agree there are no effects on these properties.

### **2.4. Agreement of both the territorial authority and the requiring authority (181(3)(c))**

The alteration to the designation has been requested by the requiring authority, and therefore it agrees to the alteration. I am now satisfied that adequate consultation with Mana Whenua in response to the site of significance to Mana Whenua and to meet the council's obligations under the Treaty of Waitangi and relationship agreements has been carried out.

Auckland Council agrees with the proposed alteration for the following reasons:

- The alteration involves no more than minor changes to the environmental effects.
- The owners and/or occupiers of all land directly affected by the proposed alteration have been given notice and agree with the proposed alteration.
- Adherence to the existing conditions will ensure any potential adverse effects are avoided, remedied or mitigated.

## **3. CONCLUSIONS AND RECOMMENDATIONS**

### **3.1. Conclusions**

The proposed alteration meets the statutory tests of Section 181(3) of the Resource Management Act 1991, in that:

- The alteration involves no more than minor changes to the environmental effects.
- Existing conditions will ensure any potential adverse effects are avoided, remedied or mitigated.
- The owners and/or occupiers of all land directly affected agree with the alteration.
- The council and the requiring authority agree with the alteration.

### 3.2 Recommendation

1. That pursuant to Section 181(3) of the Resource Management Act 1991, Auckland Transport's notice of requirement for an alteration to Designation 1555 (Carpark – Queen Street) is **confirmed** subject to the amendments shown in Section 4 of this report.
2. That Designation 1555 (Carpark – Queen Street) is amended in the Designation Overlay and Chapter K Designations in the Auckland Unitary Plan Operative in Part as recommended in Section 4 of this report.

### 4. Agreed alterations

The text alterations are shown below. Amendments are shown as either strikethrough or underlined.

#### 1555 Car park - Queen Street

Designation Number	1555
Requiring Authority	Auckland Transport
Location	299 Queen Street, Auckland Central
Rollover Designation	Yes
Legacy Reference	Designation 313, Auckland Council District Plan (Central Area Section) 2005
Lapse Date	Given effect to (i.e. no lapse date)

### Purpose

Car park, Civic Centre, Mayoral Drive and Greys Avenue: This designation provides for the operation, maintenance and development of the Civic Centre Carpark and ancillary activities. The principal activities of the Civic Centre Carpark comprise the provision of car parking for uses in and around the Civic Centre including the Civic Administration Building, West Bledisloe Building, Aotea Centre, Auckland Town Hall, Civic Theatre and Sky City Metro complex. The greater part of the roof of the designated car park facility supports Aotea Square and extends, in part, under the Aotea Centre and the Sky City Metro complex.

"Operation" involves the use of the largely underground structure for car parking and for ancillary facilities such as access to and from legal roads, vents and plant. For the avoidance of any doubt, the ticket office in the car park is an ancillary facility.

"Maintenance" involves replacement, repair, upgrading of the existing structure and the ancillary facilities within the designation boundary as required from time to time for the safe and efficient operation of the Civic Centre Carpark.

"Development" relates to provision of additional structures or facilities (within the designation boundary) for additional car parking.




## Conditions

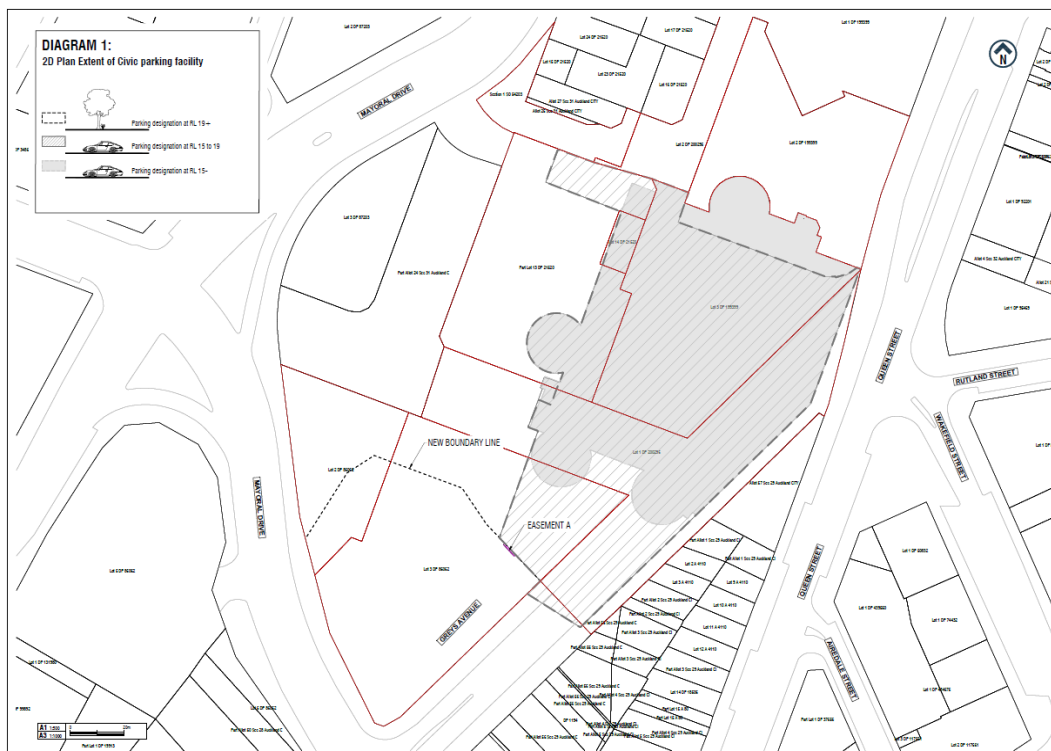
1. The provisions of the Unitary Plan (with respect to the protection of heritage buildings) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Auckland Town Hall, or within its Site Surrounds occurs.
2. The provisions of the Unitary Plan (with respect to the Concept Plan for Aotea Square) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Public Open Space zone occurs.
3. The provisions of the Unitary Plan (with respect to the Arts, Civic and Entertainment Precinct) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Precinct occurs.
4. All activities, works and buildings not fully described and in the Notice of Requirement shall be the subject of either:
  - a. A new notice of requirement, which shall be publicly notified, pursuant Section 168 of the Resource Management Act 1991; or
  - b. A notice to alter the designation, pursuant to Section 181 of the Act, which notice shall be publicly notified unless the alteration is minor and the affected persons agree in accordance with the provisions of Section 181(3) of the Act.

## Attachments

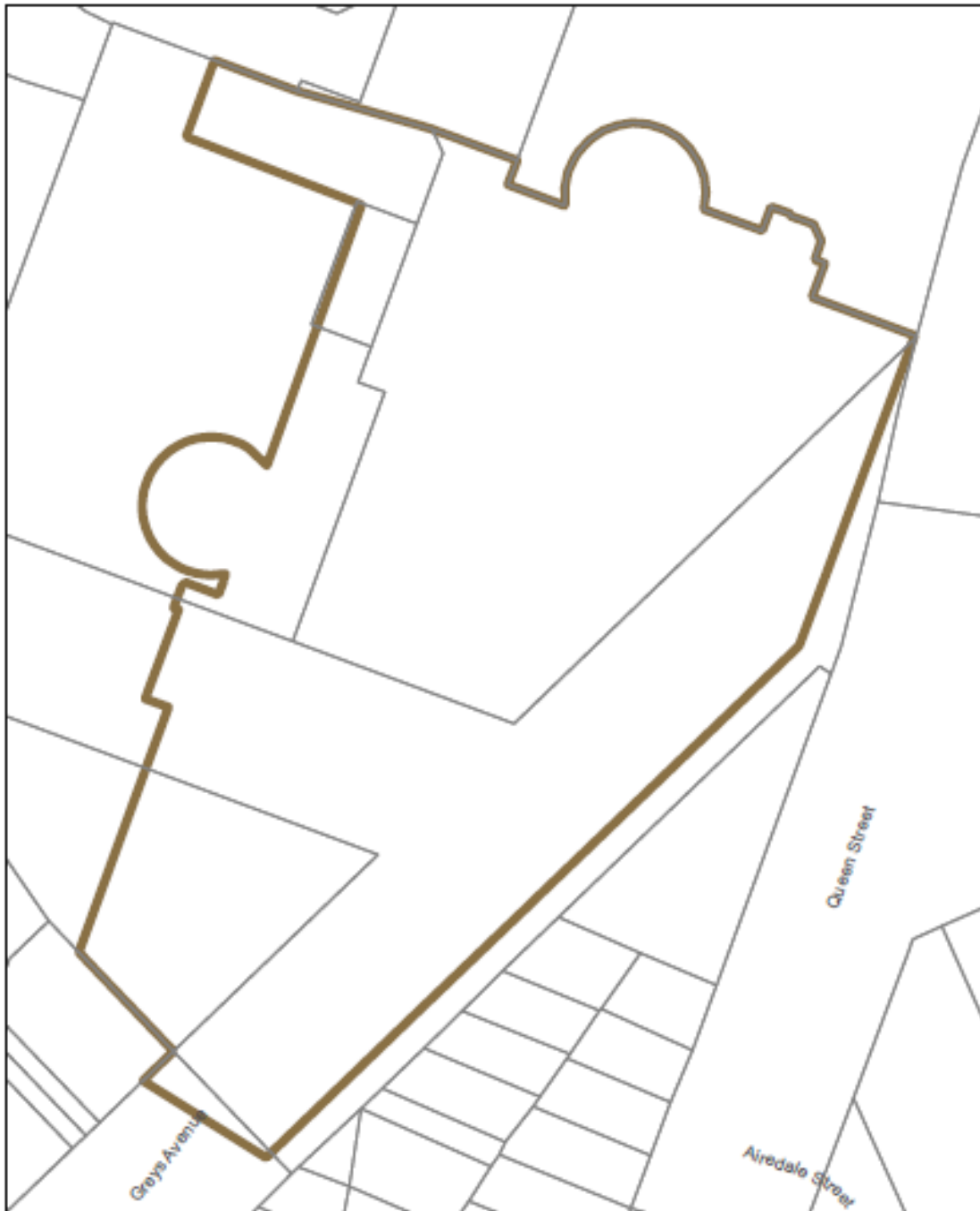
~~No attachments~~ Diagram 1 indicates the extent of the designation at each level.



### Information depicted on diagram within the text

-  RL 19 +
-  RL 15 to 19
-  RL 15 -



The boundary alterations to be shown on the AUPOP GIS designation layer are shown below.



-  Parcels
-  Proposed alteration to the extent of DES 1555, as will be shown on UP GIS Viewer

**Report Prepared by:**  
Terry Conner  
Principal Planner, Central South

Date: 27 June 2019

## 5. SECTION 181(3) DETERMINATION

Having read the council planner's report and recommendations on the notice of requirement, I am satisfied I have adequate information to consider the matters required by the Resource Management Act 1991 (the RMA) and to make a decision under delegated authority.

Accordingly, the notice of requirement for an alteration to Designation 1555 Car Park - Queen Street is confirmed under section 181(3) of the RMA as agreed and set out in section 4 of this report.

Name: Fiona Sprott

Title: Team Leader – Planning Central South

Signed:



04/07/2019.

Date:

## **SCHEDULE OF ATTACHMENTS**

- |                      |   |
|----------------------|---|
| <b>Attachment A:</b> | <b>Notice of requirement for a Minor Alteration to Designation 1555 under section 181(3) of the Resource Management Act</b><br><a href="#">Lodged Documentation - Civic Carpark - 30 January 2019.pdf</a> |
| <b>Attachment B:</b> | <b>Revised diagram and outline of NOR agreed with Auckland Transport on 13 June and 27 June 2019</b>  |
| <b>Attachment C</b>  | <b>Email regarding consultation with Mana Whenua</b>  |



## **Attachment A**

Notice of Requirement for a Minor Alteration to Designation 1555 under section 181(3) of the Resource Management Act 30 January 2019

30 January 2019

Fiona Sprott – Team Leader Central South, Plans & Places  
Auckland Council  
P O Box 92300  
Auckland 1142

Dear Fiona

**Alteration to Designation 1555 – Carpark – Queen Street**

Pursuant to section 181(1) of the Resource Management Act 1991 (the RMA), Auckland Transport gives notice of a requirement for an alteration to Designation 1555 – Carpark – Queen Street.

Under Section 181 of the RMA, alterations are subject to sections 16-179 and treated as a new designation unless the criteria set out in section 181(3) can be met. The alteration to the designation is considered to meet the criteria for a minor alteration under section 181(3) for the reasons set out in the Assessment of Effects prepared by Campbell Brown Planning.

Auckland Transport has provided the following purchase order number of lodgement and processing fees: PO 4200062609.

Should you have any questions with regard to this application please do not hesitate to contact Diana Bell, Principal Planner – Integrated Networks, on 021 735 096 or [diana.bell@at.govt.nz](mailto:diana.bell@at.govt.nz).

Yours sincerely



Dean Ingoe

**Planning Integration Manager**

## FORM 18

### NOTICE OF REQUIREMENT FOR A MINOR ALTERATION TO DESIGNATION 1555 UNDER SECTION 181(3) OF THE RESOURCE MANAGEMENT ACT 1991

To: Auckland Council

From: Auckland Transport

---

#### 1. Introduction:

Auckland Transport (AT) (an Auckland Council Controlled Organisation) as Requiring Authority (RA) under section 167 of the Resource Management Act 1991 (RMA) gives a Notice of Requirement (NoR) to alter Designation 1555 'Carpark – Queen Street' in the Auckland Unitary Plan: Operative in Part (AUP:OP) (refer to diagram in **Appendix F**).

The proposed alteration is to the designation boundary for Designation 1555; the alteration will increase the spatial extent of the designation so that its boundaries and diagram match the extent that existed under the legacy Auckland City District Plan (refer **Appendix E**).

#### 2. The site to which the Notice of Requirement to alter the designation applies:

The sites to which the alteration applies to are owned by Auckland Council (AC) and legally described as follows:

- Lot 1 DP 515706 and Part Allotment 24 Section 30 City of Auckland.
- Lot 3 DP 199399, Lot 1 DP 200296 and below Reduced Level RL 11.93.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 11.93 and 12.44.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 12.44 and 17.66.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 17.66 and 18.63.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 18.63 and 20.15.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 20.15 and 23.77
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 23.77 and 25.77.
- Lot 3 DP 199399, Lot 1 DP 200296 and above Reduced Level RL 25.77.
- Lot 1-2 DP 200295 and Lot 16-17 DP 21520.
- Lot 13-14 DP 21520

The proposed alteration to the boundary of Designation 1555 is shown in the diagram attached to this Notice as **Appendix A** and described in further detail within the Assessment of Environmental Effects (AEE) attached to this Notice as **Appendix B**. Certificates of title for the above properties are contained in **Appendix C**.



### **3. The nature of the work:**

It has been identified that the previous designation boundaries for the facility contained within the legacy Auckland City District Plan – Central Area Section were not accurately transferred across to the AUP:OP. The proposed alteration to the designation is two-fold:

- a. To increase the spatial extent of the designation so that its boundaries and diagram match the extent that existed under the legacy Auckland City District Plan – Central Area Section 1999 and as shown in diagram 313 on page 77 of Appendix 11 of the Central Area Section of the Auckland District Plan; and,
- b. Amend the designation boundaries and diagram to correctly reflect the extent of the Civic Car Park facility adjacent to the southern boundary so that it excludes any superfluous areas.

### **4. The nature of the proposed conditions that would apply are:**

Altering the boundaries of the designation as outlined above does not necessitate any change of the existing conditions attached to Designation 1555.

### **5. The effects of the alteration on the environment and the ways in which any adverse effects will be mitigated:**

The alteration to the designation simply seeks to rectify an error in the rolling over of designation into the AUP-OP. The alteration to the designation will not result in any physical changes to the site, and there would be no adverse effects arising from the alteration.

### **6. Alternative sites and methods have been considered to the following extent:**

No alternative sites, routes and methods have been considered as the alteration simply seeks to rectify an error in the roll-over of the designation into the AUP-OP.

### **7. The alteration is reasonably necessary for achieving the objectives of the Requiring Authority:**

The alteration is considered to be necessary for achieving the objectives of the RA as it provides the required protection to an important Council asset for which AT has responsibility. In particular, it provides a scarce and important public parking resource for the central business area.

### **8. Other resource consents needed for the proposed activity which are being applied for:**

No resource consents are required.

### **9. The following consultation has been undertaken with parties that are likely to be affected:**

Consultation has been undertaken with Auckland Council and written approval from Auckland Council Community Facilities, Auckland Council Corporate Property and Regional Facilities Auckland as land owner and occupier of the land directly affected by the alteration has been obtained. A copy of these written approvals are contained in *Appendix D*.

### **10. AT attaches the following information required to be included in this NoR by the District Plan, Regional Plan, or any Regulations made under the RMA:**

No specific information is required to be included in this notice by the AUP:OP.



Signed for Auckland Transport by:



Name: Dean Ingoe, Acting Group Manager Property and Planning

Date: 17 January 2019

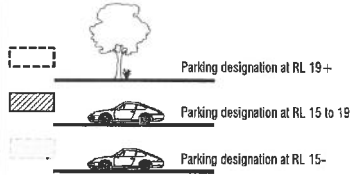
Address for Service: Diana Bell (Principal Planner, AT) – [diana.bell@at.govt.nz](mailto:diana.bell@at.govt.nz)



## APPENDIX A – ALTERATION TO DESIGNATION DIAGRAM

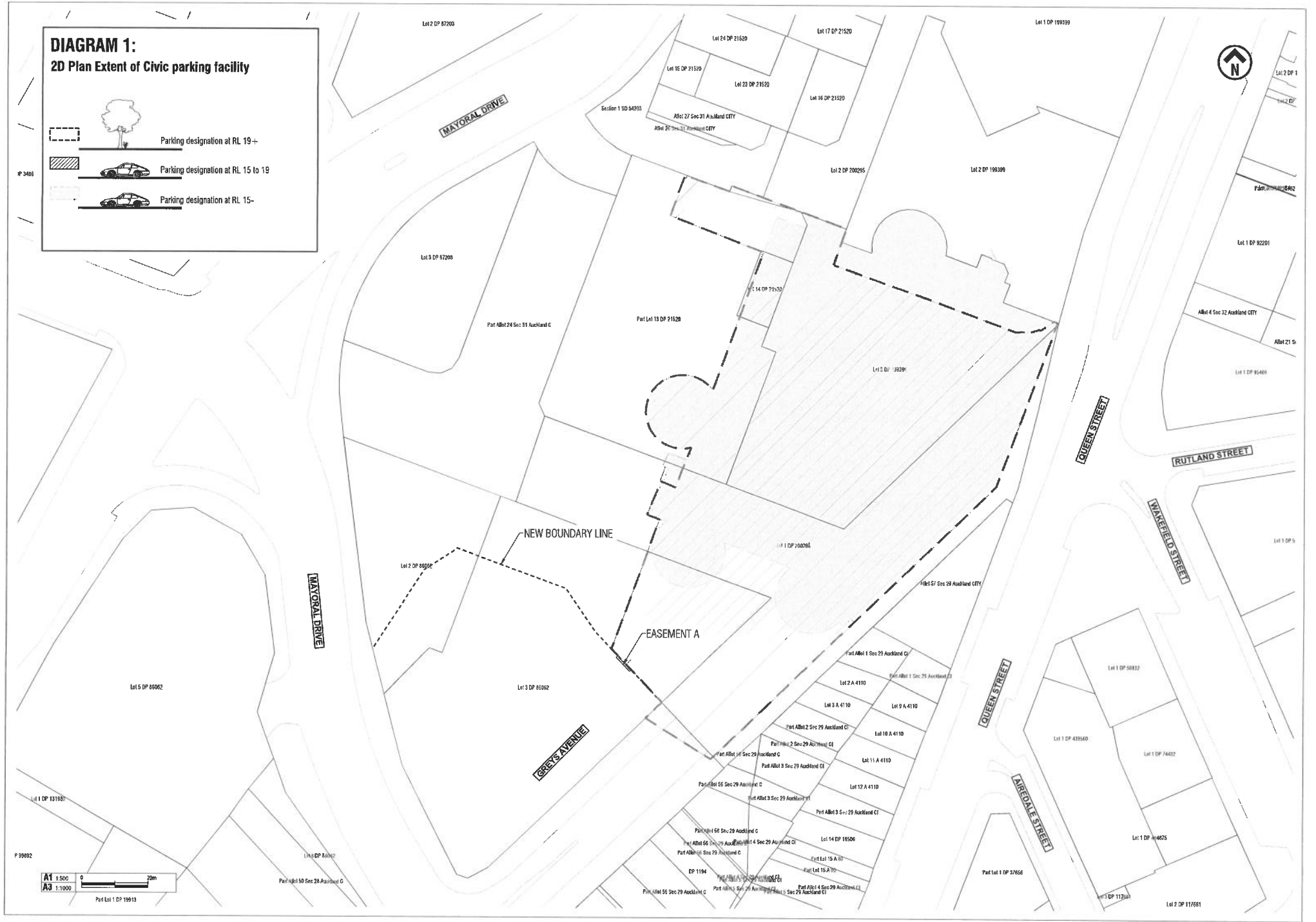
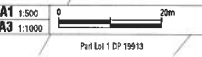


**DIAGRAM 1:  
2D Plan Extent of Civic parking facility**



P 3486

P 9992



Lot 2 DP 117681

## APPENDIX B – ASSESSMENT OF ENVIRONMENTAL EFFECTS



# Auckland Transport

Notice of Requirement for Alteration to Designation under  
section 181 (3) of the Resource Management Act 1991

Designation 1555 Car park – Queen Street  
299 Queen Street, Auckland Central

**Report Prepared by:**

Yujie Gao  
Planner, Campbell Brown Planning Ltd

**Report Reviewed by:**

Michael Campbell  
Director, Campbell Brown Planning Ltd

**Date of Issue:** 30 January 2019

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## List of Appendices

<b>Appendix A</b>	Form 18
<b>Appendix B</b>	Land Requirement Plan
<b>Appendix C</b>	Civic Car Park designation under the legacy Auckland City District Plan – Central Area Section
<b>Appendix D</b>	Civic Car Park designation under the Auckland Unitary Plan – Operative in Part
<b>Appendix E</b>	Written Approvals

## 1.0 Executive Summary

Auckland Transport (AT) gives notice of a requirement to alter to a designation under Section 181(1) of the Resource Management Act 1991 (the RMA or the Act). The notice is set out in the prescribed forms contained in **Appendix A**.

The alteration is to Designation 1555 – Car Park – Queen Street ('the designation'), known as the Civic Car Park, within the Auckland Unitary Plan – Operative in Part (AUP: OP) and is required to correctly align the designation boundaries with the extent of existing facility.

This notice can be considered as a minor alteration to the designation in accordance with s181(3) of the RMA.

The alteration to the designation will have no adverse effects on the environment and involves only minor adjustments to the boundaries of the designation. Further, the written approval has been obtained from all directly affected landowners and occupiers.

## 2.0 The Applicant and Property Details

<b>Applicant:</b>	Auckland Transport
<b>Address for Service:</b>	Private Bag 92-250, Auckland 1142
	Attention: Diana Bell
	Email: Diana.Bell@at.govt.nz <i>(all written correspondence via email please)</i>
<b>Location:</b>	299 Queen Street, Auckland Central

## 3.0 The Designation

The purpose designation is identified in the AUP-OP as:

### Purpose

Car park, Civic Centre, Mayoral Drive and Greys Avenue: This designation provides for the operation, maintenance and development of the Civic Centre Carpark and ancillary activities. The principal activities of the Civic Centre Carpark comprise the provision of car parking for uses in and around the Civic Centre including the Civic Administration Building, West Bledisloe Building, Aotea Centre, Auckland Town Hall, Civic Theatre and Sky City Metro complex. The greater part of the roof of the designated car park facility supports Aotea Square and extends, in part, under the Aotea Centre and the Sky City Metro complex.

"Operation" involves the use of the largely underground structure for car parking and for ancillary facilities such as access to and from legal roads, vents and plant. For the avoidance of any doubt, the ticket office in the car park is an ancillary facility.

"Maintenance" involves replacement, repair, upgrading of the existing structure and the ancillary facilities within the designation boundary as required from time to time for the safe and efficient operation of the Civic Centre Carpark.

"Development" relates to provision of additional structures or facilities (within the designation boundary) for additional car parking.

The boundaries of the designation are shown on the AUP-OP planning maps contained in **Appendix D**.

AT is the Requiring Authority for the Designation.

## 4.0 Site to which the Requirement Applies

The land is legally described as follows:

- Lot 1 DP 515706 and Part Allotment 24 Section 30 City of Auckland.
- Lot 3 DP 199399, Lot 1 DP 200296 and below Reduced Level RL 11.93.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 11.93 and 12.44.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 12.44 and 17.66.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 17.66 and 18.63.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 18.63 and 20.15.
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 20.15 and 23.77
- Lot 3 DP 199399, Lot 1 DP 200296 and between Reduced Levels RL 23.77 and 25.77.
- Lot 3 DP 199399, Lot 1 DP 200296 and above Reduced Level RL 25.77.
- Lot 1-2 DP 200295 and Lot 16-17 DP 21520.
- Lot 13-14 DP 21520

It is bounded by Queen Street, Mayoral Drive, Greys Avenue and Myers Street. The location for the site is shown on the aerial photograph below.





Figure 1: Aerial photo of subject site, 299 Queen Street, Auckland Central. Location of the Civic Car Park

## 5.0 Description of the Existing Environment

The site to which the proposed alteration applies is the existing Civic Car Park facility at 299 Queen Street, Auckland Central, which has entrances off both Greys Avenue and Mayoral Drive. The parking facility provides public parking for Auckland's central business district (including Aotea Centre and Townhall), which is a scarce and important resource.

The car park is a largely underground structure providing parking and ancillary facilities (such as access to and from legal roads, vents, plant, and a ticket office) at three basement levels. The greater part of the roof of the designated parking facility supports Aotea Square. It also extends in part under the Aotea Centre and the Sky City Metro Complex.

## 6.0 Description of the Proposed Alteration

It has been identified that the previous designation boundaries contained within the legacy Auckland City District Plan – Central Area Section (refer to **Appendix C**) were not

accurately transferred across to the AUP-OP. The designation boundaries within the AUP-OP do not reflect the true extent of the facility.

The proposed alteration to the designation is two-fold:

- a. To increase the spatial extent of the designation so that its boundaries and diagram match the extent that existed under the legacy Auckland City District Plan – Central Area Section 1999 and as shown in diagram 313 on page 77 of Appendix 11 of the Central Area Section of the Auckland District Plan (refer to **Appendix C**); and,
- b. Amend the designation boundaries and diagram to correctly reflect the extent of the Civic Car Park facility adjacent to the southern boundary so that it excludes any superfluous areas. A new up to date survey was undertaken in 2018 for the purposes of establishing the exact southern extent of the Civic Car Park facility. This has resulted in a slight reduction of the extent of the southern designation boundary Auckland Transport are seeking to be reinstated when comparing it to the designation boundary in the former district plan.

Altering the boundaries of the design as outlined above does not necessitate any change of the existing conditions attached to the designation. The alteration seeks to add the correct designation diagram into the AUP-OP so the designation correctly reflects the extent and strata designations for the facility.

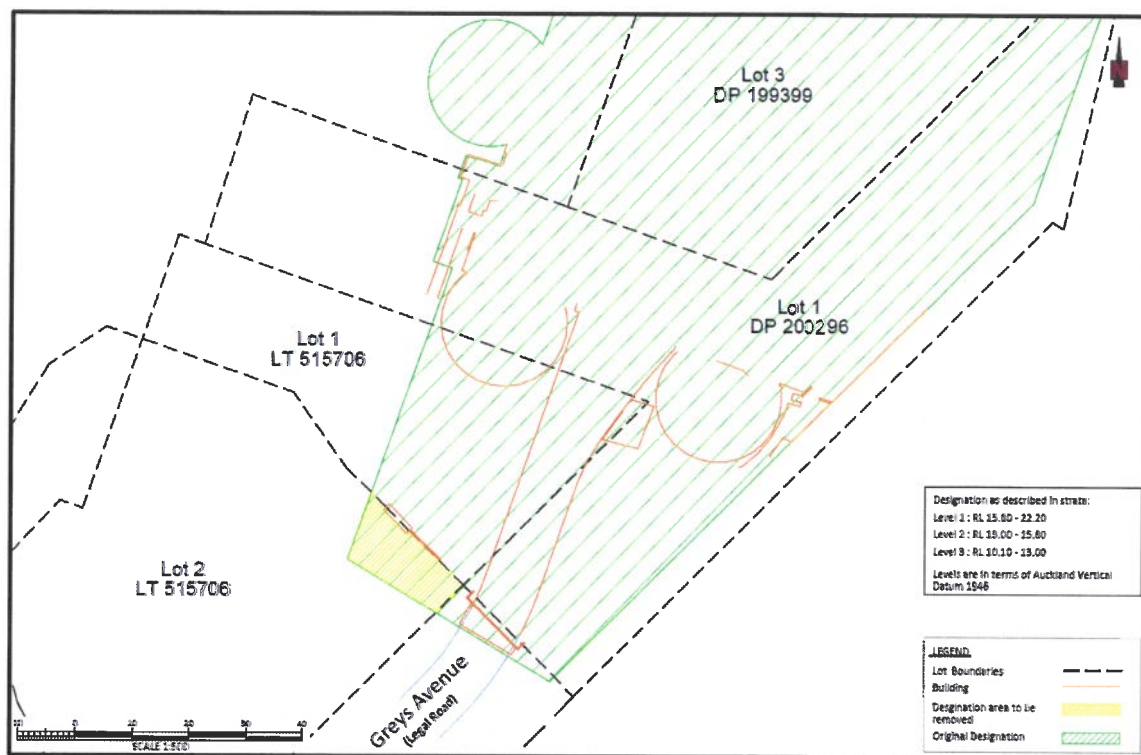


Figure 2: Image showing superfluous area of designation (in yellow) to be removed.

## 7.0 Consultation

The following consultation has been undertaken with the following parties:

- Auckland Council.

A site meeting was held on the 26<sup>th</sup> of January 2018 to undertake a site walkover, and discuss the proposal with Council processing officers.

Auckland Council (Community Facilities, Regional Facilities Auckland and Auckland Council Corporate Property) have provided approval as land owner and occupier for the land directly affected by the minor alteration to designation (attached at **Appendix E**).

## 8.0 Assessment of the Effects on the Environment as a result of the Proposed Alteration

The alteration of the designation boundaries so that it covers the full in extent of the existing Civic Car Park facility will not have any effects upon the environment. The alteration to the designation simply reflects the actual extent of the facility and seeks to rectify an error in the rolling over of designation into the AUP-OP. The alteration to the designation will not result in any physical changes to the site, and there would be no adverse effects arising from the alteration.

The facility and associated service areas will continue to be able to be accessed.

## 9.0 Alternative Sites, Routes and Methods

No alternative sites, routes and methods have been considered as the alteration simply seeks to rectify an error in the roll-over of the designation into the AUP-OP and to ensure the designation boundaries cover the full extent of the facility.

## 10.0 Objectives

The alteration is considered to be necessary for achieving the objectives of the Requiring Authority as it provides the required protection to the full extent of an important Council asset for which Auckland Transport has responsibility. In particular, it provides a scarce and important public parking resource for the central business area.

## 11.0 Requirements of s181 (3) of the RMA

It is considered the proposal is able to satisfy the requirements of s181(3) of the RMA:

### ***181 Alteration of a designation***

*(3) A territorial authority may at any time alter a designation in its district plan or a requirement in its proposed district plan if –*

*(a) the alteration –*

*(i) involves no more than a minor change to the effects on the environment associated with the use or proposed use of land or any water concerned; or*



- (ii) involves only minor changes to adjustments to the boundaries of the designation or requirement; and*
- (b) written notice of the proposed alteration has been given to every owner or occupier of the land directly affected and those owners or occupiers agree with the alteration; and*
- (c) both the territorial authority and the requiring authority agree with the alteration –*

*And sections 168 to 179 and 198AA to 198AD shall not apply to any such alteration.*

As confirmed by the preceding sections, the proposed alteration:

- Would involve no adverse effects on the environment and only involves a minor adjustment to the boundaries of the designation. The alteration simply seeks to rectify an error made during the roll-over of the designation into the AUP-OP and amend the designation boundaries to cover existing extent of the facility.
- Written notice of the proposed alteration has been given to Auckland Council, namely Auckland Council Community Facilities, Auckland Council Corporate Property and Regional Facilities Auckland as land owner and occupier of the land directly affected and they agree with the alteration.
- Both Auckland Council and Auckland Transport agree with the proposed alteration.

## 12.0 Conclusion

This is a Notice of Requirement by Auckland Transport to alter the designation boundaries of Designation 1555 within the AUP-OP so that it covers the full extent of the existing parking facility.

The preceding sections of this report confirms that the proposed alteration is able to satisfy s181(3) of the RMA.

The proposal involves no more than a minor change to the effects on the environment associated with the use of the land. The change simply reflects the existing operation and ownership of the carparking facility.

Accordingly, subject to Auckland Council agreeing to the alteration in terms of s.181(3)(c), the designation may be altered in the AUP-OP.

**(For and on behalf of Auckland Transport.)**



**Michael Campbell**  
**Director / BREP (Hons) / MNZPI**  
**Campbell Brown Planning Limited**



**Campbell Brown Planning Limited**

Level 1, 56 Brown Street, Ponsonby | PO Box 147001, Auckland 1144

Ph 09 378 4936 | [info@campbellbrown.co.nz](mailto:info@campbellbrown.co.nz) | [www.campbellbrown.co.nz](http://www.campbellbrown.co.nz)

**APPENDIX C – CERTIFICATES OF TITLE**







**COMPUTER FREEHOLD REGISTER  
UNDER LAND TRANSFER ACT 1952**



**Search Copy**

R. W. Muir  
Registrar-General  
of Land

**Identifier** NA1168/42  
**Land Registration District** North Auckland  
**Date Issued** 28 October 1955

**Part-Cancelled**

**Prior References**

NA485/237

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<b>Estate</b>	Fee Simple
<b>Area</b>	5076 square metres more or less
<b>Legal Description</b>	Lot 13-14 Deposited Plan 21520
<b>Purpose</b>	As and for an endowment for the benefit of the inhabitants of The City of Auckland and not for any special purpose

**Proprietors**

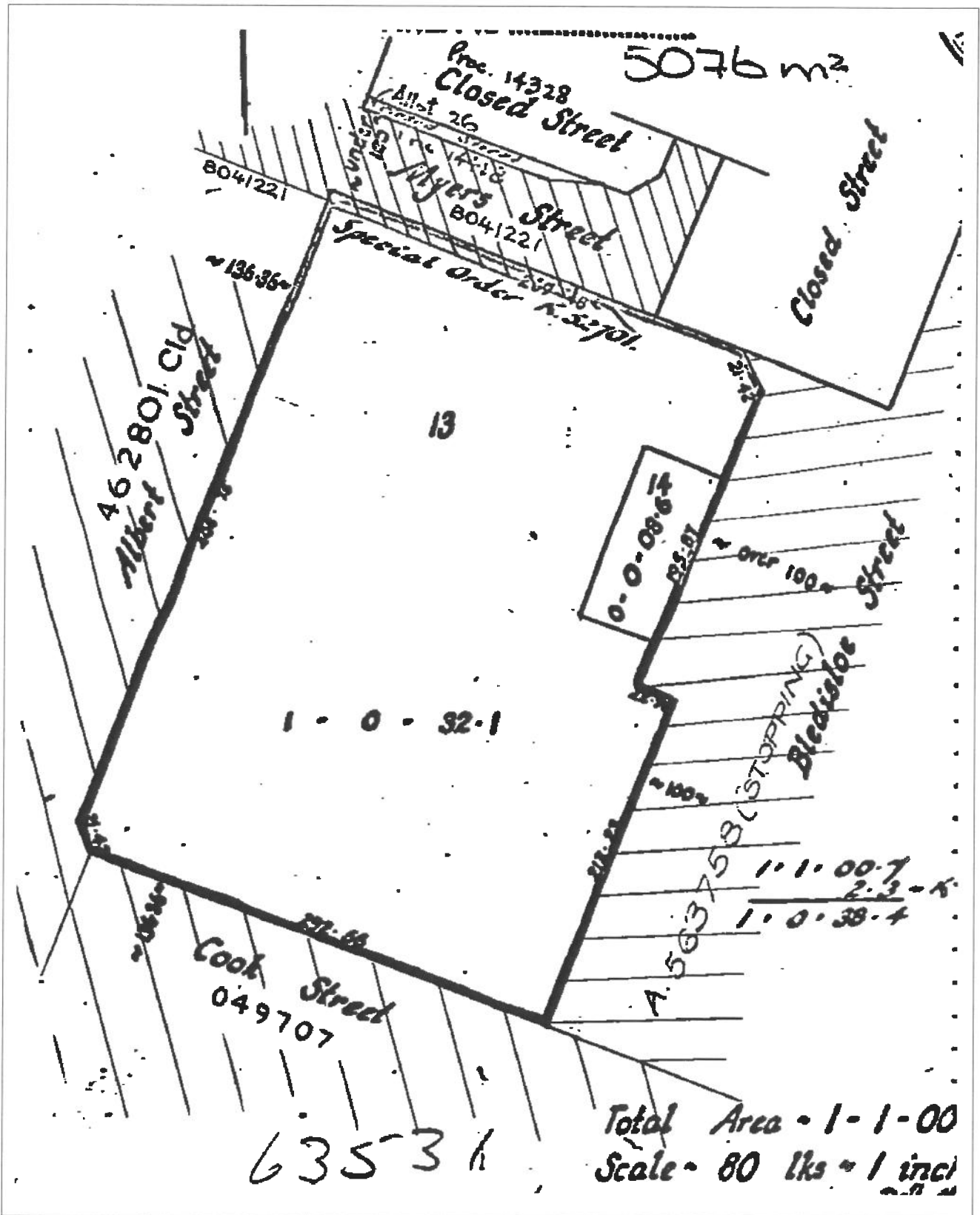
The Auckland City Council

**Interests**

Subject to The Auckland City Empowering Act 1913 and its amendments

K52701 Resolution of The Auckland City Council by way of special order to widen Myers Street by adding 2.3 perches - 28.1.1955

B447102.1 CERTIFICATE PURSUANT TO SECTION 643 LOCAL GOVERNMENT ACT 1974 (ALSO AFFECTS CST NA21A/669, NA40C/643, NA26C/1375, NA43D/643, NA43D/644 AND NA44D/945)





# COMPUTER FREEHOLD REGISTER UNDER LAND TRANSFER ACT 1952



Search Copy

R. W. Muir  
Registrar-General  
of Land

**Identifier** NA128C/83  
**Land Registration District** North Auckland  
**Date Issued** 22 December 1999

### Prior References

NA1887/49

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<b>Estate</b>	Fee Simple
<b>Area</b>	2955 square metres more or less
<b>Legal Description</b>	Lot 1-2 Deposited Plan 200295 and Lot 16-17 Deposited Plan 21520

### Proprietors

Auckland Council

### Interests

Subject to a right of way (in gross) over part in favour of Kaiapoi Woollen Manufacturing Company Limited created by Transfer 674079 (affects Lots 16-17 DP 21520 and part Lot 1 DP 200295 Limited as to duration)

Subject to a right of way (in gross) over part in favour of Northern Automobiles Limited created by Transfer 674079 (affects Lot 16 DP 21520 Limited as to duration)

Subject to Section 27B State-Owned Enterprises Act 1986 (which provides for the resumption of land on the recommendation of the Waitangi Tribunal and which does not provide for third parties, such as the owner of the land, to be heard in relation to the making of any such recommendation)

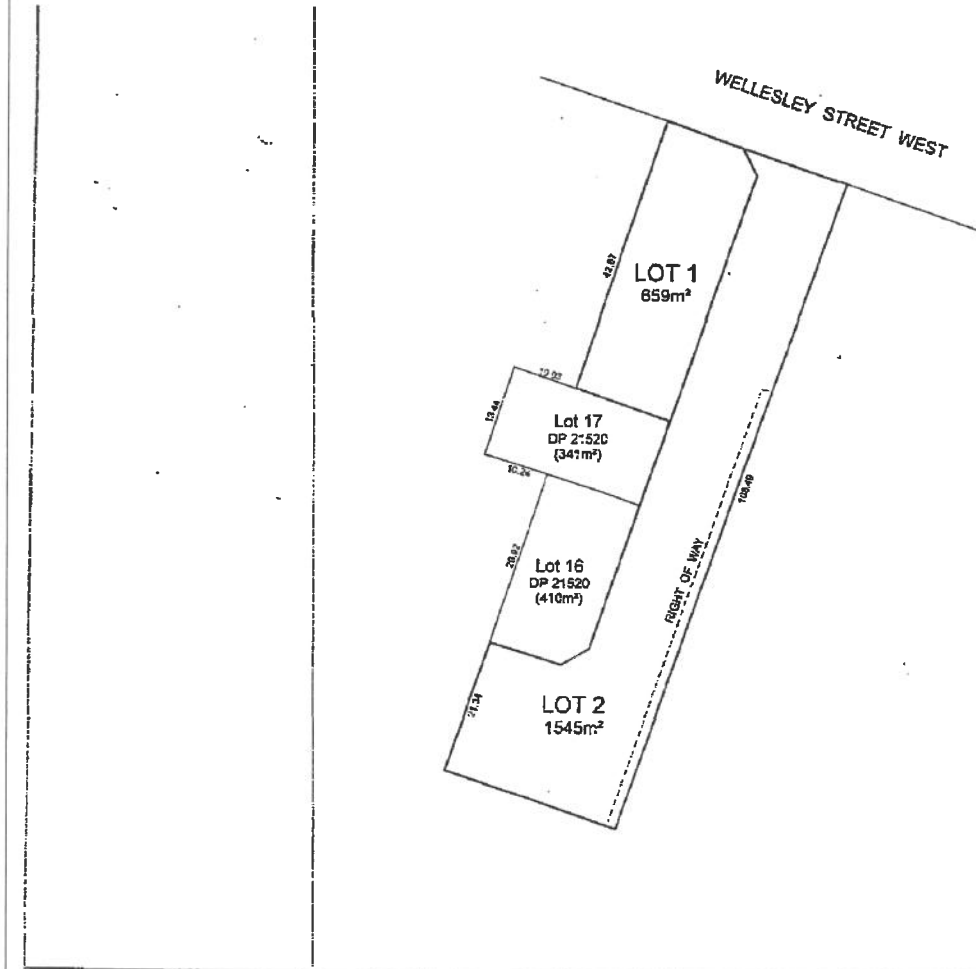
Subject to Part IV A Conservation Act 1987

Subject to Section 11 Crown Minerals Act 1991

Subject to a right of way (Pedestrian) over parts marked F & AH and rights to convey water over part marked AL and to drain stormwater and sewage, convey gas and to telecommunications and water rights over part marked X and to discharge air over part marked R and to draw air over parts marked AH & AJ and to overhang over parts marked R & U on DP 199399 created by Transfer D462066.14 - Produced 13.12.1999 at 3.36 pm and entered 22.12.1999 at 9.00 am

The easements created by Transfer D462066.14 are subject to Section 243 (a) Resource Management Act 1991

Identifier NA128C/83



New CsT Allocated:  
Lots 1-2 hereon and Lots 15-17 DP 21520:  
- 128C/83  
**TOTAL CT AREA: 2855m<sup>2</sup>**

Parcel	Formerly	CT Ref
LOT 1	Part Lot 21 DP 21520	
LOT 2	Part Ailot 28 Section 31 City of Auckland	1887/49

Total Area: (Lots 1-2)  
**2204m<sup>2</sup>**

Approved for CT Diagram Purposes  
22.12.99 *[Signature]* Chief Surveyor

Deposited for CT Diagram Purposes  
22.12.99 *[Signature]* Registrar General of Land  
1875  
20 DEC 1999 DP 200295

Land District: NORTH AUCKLAND  
Survey District: XVI WAIKEMATA

**PLAN OF LOTS 1-2  
FOR CT DIAGRAM PURPOSES**

Local Authority: AUCKLAND CITY  
Prepared by: Nick's Draughting Service  
Scale: Proportional



**COMPUTER FREEHOLD REGISTER  
UNDER LAND TRANSFER ACT 1952**



*R. W. Muir*  
Registrar-General  
of Land

**Search Copy**

**Identifier** NA128A/480  
**Land Registration District** North Auckland  
**Date Issued** 24 December 1999

**Prior References**

NA115D/101 NA21A/669 NA26C/1375  
NA485/238 NA51B/1465

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**Estate** Fee Simple  
**Area** 5440 square metres more or less  
**Legal Description** Lot 3 Deposited Plan 199399, Lot 1  
Deposited Plan 200296 and below  
Reduced Level RL 11.93

**Proprietors**

Auckland Council

---

**Estate** Fee Simple  
**Area** 5428 square metres more or less  
**Legal Description** Lot 3 Deposited Plan 199399, Lot 1  
Deposited Plan 200296 and between  
Reduced Levels RL 11.93 and 12.44

**Proprietors**

Auckland Council

---

**Estate** Fee Simple  
**Area** 5333 square metres more or less  
**Legal Description** Lot 3 Deposited Plan 199399, Lot 1  
Deposited Plan 200296 and between  
Reduced Levels RL 12.44 and 17.66

**Proprietors**

Auckland Council

---

**Estate** Fee Simple  
**Area** 5006 square metres more or less  
**Legal Description** Lot 3 Deposited Plan 199399, Lot 1  
Deposited Plan 200296 and between  
Reduced Levels RL 17.66 and 18.63

**Proprietors**

Auckland Council

---

**Estate** Fee Simple  
**Area** 4264 square metres more or less  
**Legal Description** Lot 3 Deposited Plan 199399, Lot 1  
Deposited Plan 200296 and between  
Reduced Levels RL 18.63 and 20.15

**Proprietors**

Auckland Council

**Identifier****NA128A/480**

---

**Estate** Fee Simple  
**Area** 4215 square metres more or less  
**Legal Description** Lot 3 Deposited Plan 199399, Lot 1  
Deposited Plan 200296 and between  
Reduced Levels RL 20.15 and 23.77

**Proprietors**

Auckland Council

---

**Estate** Fee Simple  
**Area** 4196 square metres more or less  
**Legal Description** Lot 3 Deposited Plan 199399, Lot 1  
Deposited Plan 200296 and between  
Reduced Levels RL 23.77 and 25.77

**Proprietors**

Auckland Council

---

**Estate** Fee Simple  
**Area** 4181 square metres more or less  
**Legal Description** Lot 3 Deposited Plan 199399, Lot 1  
Deposited Plan 200296 and above  
Reduced Level RL 25.77

**Proprietors**

Auckland Council

---

**Interests**

Subject to Section 241(2) Resource Management Act 1991

Subject to a right of way (Pedestrian) over parts marked H and E and a right of structural support over parts marked C, AA, AC, AD, AF and Y and a right to over hang over part marked AN on DP 199399 specified in Easement Certificate D462066.12 - Produced 13.12.1999 at 3.36 pm and entered 22.12.1999 at 9.00 am (affects Lot 3 DP 199399)

Appurtenant hereto are rights of way (Pedestrian), and a right to drain stormwater and sewage, right to discharge air, right to draw air and a right to convey gas specified in Easement Certificate D462066.12 - Produced 13.12.1999 at 3.36 pm and entered 22.12.1999 at 9.00 am

The easements specified in Easement Certificate D462066.12 are subject to Section 243 (a) Resource Management Act 1991

Appurtenant hereto is a right of way (Pedestrian), a right to drain stormwater and sewage, right to convey gas, right to discharge air, right to draw air and to water and telecommunications rights created by Transfer D462066.14 - Produced 13.12.1999 at 3.36 pm and entered 22.12.1999 at 9.00 am

The easements created by Transfer D462066.14 are subject to Section 243 (a) Resource Management Act 1991

Subject to a structural support right over part marked AG on DP 199399 created by Transfer D462066.16 - Produced 13.12.1999 at 3.36 pm and entered 22.12.1999 at 9.00 am

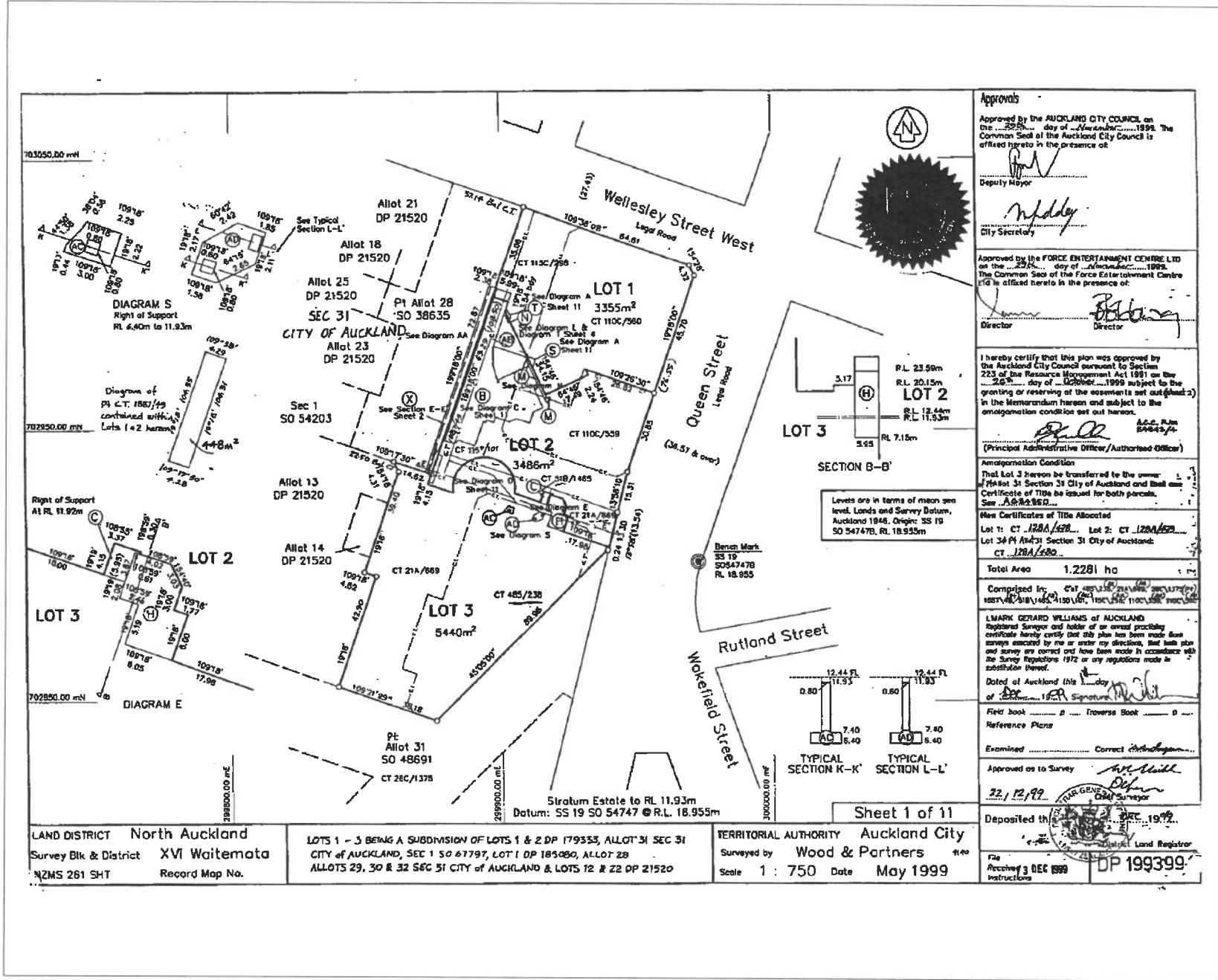
The easements created by Transfer D462066.16 are subject to Section 243 (a) Resource Management Act 1991

Land Covenant in Transfer D462066.17 - Produced 13.12.1999 at 3.36 pm and entered 22.12.1999 at 9.00 am

9316683.1 Surrender of the right of way (pedestrian) marked P on DP 199399 specified in Easement Certificate D462066.12 - 6.12.2013 at 8:49 am

Appurtenant hereto is a right to collect, drain and convey storm water created by Easement Instrument 9316683.2 - 6.12.2013 at 8:49 am

Appurtenant hereto is a pedestrian right of way and seating created by Easement Instrument 9316683.3 - 6.12.2013 at 8:49 am



**Approvals**  
 Approved by the AUCKLAND CITY COUNCIL on the ... day of ... 1999. The Common Seal of the Auckland City Council is affixed hereto in the presence of  
 Deputy Mayor  
 City Secretary

Approved by the FORCE ENTERTAINMENT CENTRE LTD on the ... day of ... 1999. The Common Seal of the Force Entertainment Centre Ltd is affixed hereto in the presence of:  
 Director  
 Director

I hereby certify that this plan was approved by the Auckland City Council pursuant to Section 223 of the Resource Management Act 1991 on the ... day of ... 1999 subject to the granting or reserving of the easements set out (sheet 2) in the Memorandum hereon and subject to the amalgamation condition set out hereon.  
 (Principal Administrative Officer/Authorised Officer)

**Amalgamation Condition**  
 That Lot 3 hereon be transferred to the owner of Allot 31 Section 31 City of Auckland and that a Certificate of Title be issued for both parcels.  
 See ...

**New Certificates of Title Allocated**  
 Lot 1: CT ... Lot 2: CT ...  
 Lot 3: CT ...

Total Area 1.2281 ha  
 Comprised in: ...

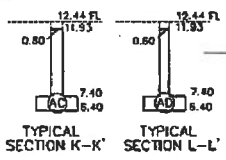
I, MARK GERARD WILLIAMS of AUCKLAND Registered Surveyor and holder of an agreed practising certificate hereby certify that this plan has been made from surveys executed by me or under my direction, that both plan and survey are correct and have been made in accordance with the Survey Regulations 1972 or any regulations made in substitution thereof.  
 Dated at Auckland this ... day of ... 1999  
 Signature

Field book ...  
 Reference Plans  
 Examined ... Correct ...

Approved on to Survey  
 22/12/99  
 Registrar

Deposited this ... day of ... 1999  
 Registrar  
 File No. ...  
 DP 199399

Levels are in terms of mean sea level, Lands and Survey Datum, Auckland 1846. Origin: SS 19 SO 54747B, RL 18.955m



LAND DISTRICT North Auckland  
 Survey Blk & District XVI Waitemata  
 NZMS 261 SHT Record Map No.

LOTS 1 - 3 BEING A SUBDIVISION OF LOTS 1 & 2 DP 179335, ALLOT 31 SEC 31 CITY OF AUCKLAND, SEC 1 SO 67797, LOT 1 DP 185080, ALLOT 28 ALLOTS 29, 30 & 32 SEC 31 CITY OF AUCKLAND & LOTS 12 & 22 DP 21520

TERRITORIAL AUTHORITY Auckland City  
 Surveyed by Wood & Partners  
 Scale 1 : 750 Date May 1999

Sheet 1 of 11



**RECORD OF TITLE  
UNDER LAND TRANSFER ACT 2017  
FREEHOLD  
Search Copy**



  
R. W. Muir  
Registrar-General  
of Land

**Identifier** **802529**  
**Land Registration District** **North Auckland**  
**Date Issued** 24 May 2018

**Prior References**

NA40C/643      NA43D/643      NA43D/644

---

<b>Estate</b>	Fee Simple
<b>Area</b>	7318 square metres more or less
<b>Legal Description</b>	Lot 1 Deposited Plan 515706 and Part Allotment 24 Section 30 City of Auckland

**Registered Owners**

Auckland Council

---

**Interests**

Excepting parts thereof pursuant to Section 19 Public Works Act 1928 any mines of coal or other minerals not taken by Gazette Notice A513692 (affects part Lot 1 DP 515706 formerly Lot 3 DP 86062)

Subject to Section 8 Coal Mines Amendment Act 1950 (affects parts of Lot 1 DP 515706 formerly Part Allotment 46 Section 28 Town of Auckland contained in NA20B/72 and Part Allotment 46 Town of Auckland contained in NA20B/73)

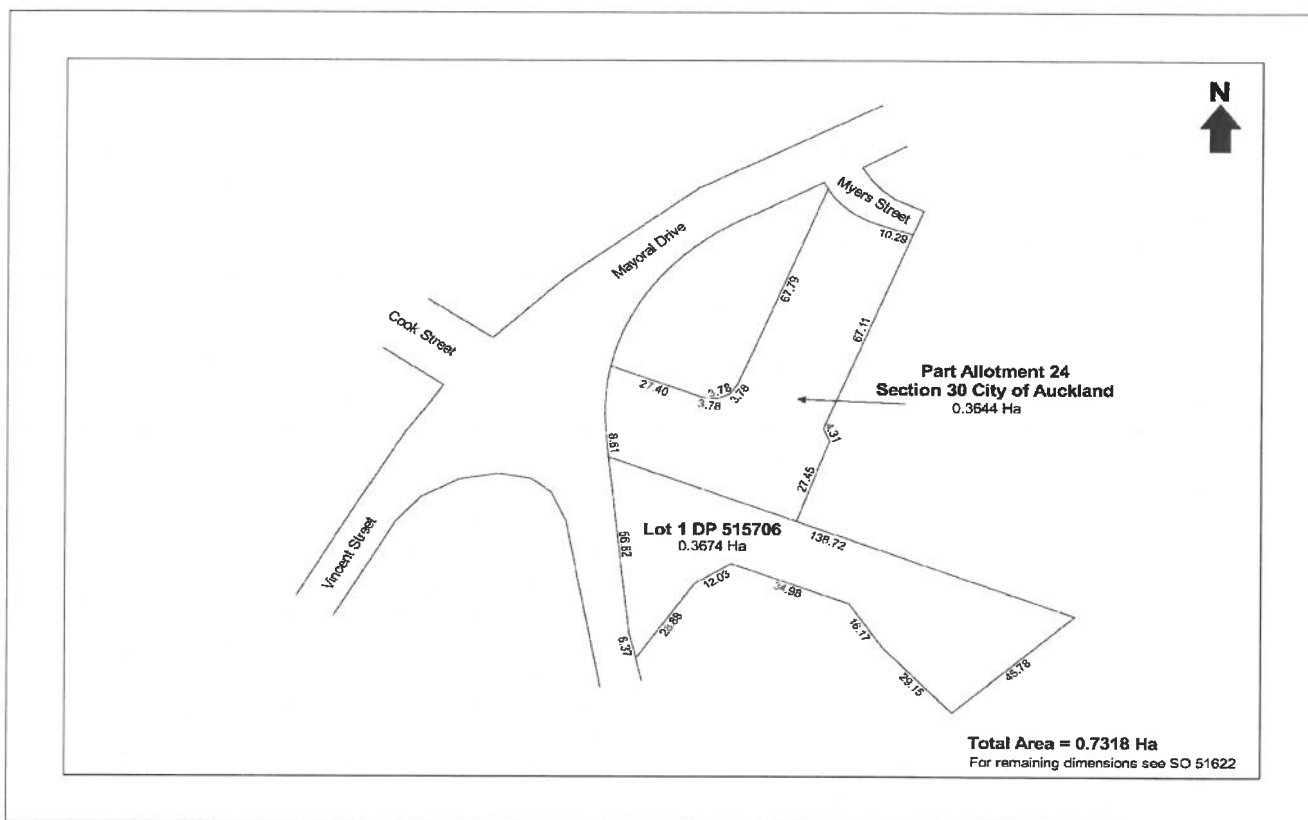
B447102.1 CERTIFICATE PURSUANT TO SECTION 643 (2) LOCAL GOVERNMENT ACT 1974 (ALSO AFFECTS NA44D/945, NA1168/42 AND 802530)

Subject to Section 241(2) Resource Management Act 1991 (affects DP 515706)

Appurtenant to Lot 1 DP 515706 herein is a ventilation (temporary) easement created by Easement Instrument 11124828.2 - 24.5.2018 at 9:21 am

The easements created by Easement Instrument 11124828.2 are subject to Section 243 (a) Resource Management Act 1991





**APPENDX D – WRITTEN APPROVAL**



# Internal Memo

To Diana Bell - AT – Planner  
 From Anne Ussher – RFA Manager Facilities and Corporate Property  
 Date 7 December 2018

**Subject** Affected Part Approval – Auckland Transport Civic Carpark –  
 Minor Alteration to Designation

**Purpose** To grant approval to amend the Designation plan in the Unitary Plan to correct the error to the boundary shown in the former Auckland City Council District Plan designation.

**Recommendation**

That RFA and Auckland Council as the affected parties, do formally agree to the amendments proposed to the Designation affecting the Civic Carpark situated below Aotea Square.

**Attachments:**

Memo from Allan Walton – Principal Property Advisor  
 Emails from: Diana Bell – AT Planner, and Peter Young – AC Corporate Property  
 Description of Designation from ACC District Plan (unchanged and proposed change)

	Name and title of signatories	Signature
<b>Author</b>	Anne Ussher – Manager Facilities & Corporate Property (RFA)	
<b>Approved under Delegation for AC by:</b>	Peter Young – Manager Corporate Property Facilities	
<b>Approved Under Delegation for RFA by:</b>	Chris Brooks – RFA Chief Executive Officer	Date: 

## Memorandum

### Delegated Authority Report

To: Allan Christensen – Manager Land Advisory Services, Auckland Council  
 From: Allan Walton – Principal Property Advisor  
 Date: 08 October 2018

**Subject: Affected Part Approval – Auckland Transport  
 Civic Carpark – Minor Alteration to Designation**

#### Executive summary

An error has been discovered in the boundary shown for the designation for the Civic Carpark in the Unitary Plan.

Auckland Transport (AT) wishes to amend the designation plan in the Unitary Plan to the boundary shown in the former Auckland City Council District Plan designation.

AT has requested that Auckland Council, as owner of Aotea Square provides affected party approval for the minor alteration to designation.

#### Recommendations

That the Manager Land Advisory Services grants Affected Party Approval on behalf of Auckland Council for the minor alteration to designation held by Auckland Transport for the Civic Carpark situated below Aotea Square.


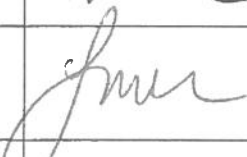


#### Decision making

Tier 5 managers in Community Facilities have delegated authority under the Chief Executive Delegations as follows:

*Power to act with full powers as the affected party in respect of all land and buildings owned, leased or managed by Council*  
 Tier 5

#### Attachments

Email from Diana Bell (AT - Planner) and Peter Young (AC Corporate Property)  
 Plan showing proposed Designation.  
 Description of Designation from ACC District Plan (unchanged)

	Name and title of signatories	Signature
Author	Allan Walton – Principal Property Advisor	
Reviewer	Julie M. Pickering – Manager Operational Management and Maintenance	
Reviewer	Martin Van Jaarsveld - Manager Community Parks & Places, Parks Sport and Recreation	
Approved under delegation by:	Allan Christensen – Manager Land Advisory Services, Community Facilities	 Date: 15 OCTOBER 2018

## Allan Walton

---

**From:** Peter Young  
**Sent:** Wednesday, 12 September 2018 5:04 p.m.  
**To:** Kim O'Neill  
**Cc:** Allan Walton  
**Subject:** FW: Civic Carpark - Alteration to Designation ( Aotea Square)  
**Attachments:** DIAGRAM 1 - 2D Plan Extent of Civic parking facility Rev A SCHEME PLAN.PDF;  
Auckland City District Plan - Designation 313 - text.pdf

Hi Kim

See below request Diana Bell of Auckland Transport for consent as Auckland Council to change around the Civic carpark. – detailed explanation below

Allan you may also re-call Doug Cole invited us to meeting to discuss this.

This is outside the Boundary for Civic Administration Building of which corporate property is Asset owner, and believe parks and recreation are asset owner for areas affected , so believe within Council Parks and Recreation ( now part of Community Facilities ) can give consent.

Are you able to process this

Regards

**Peter Young**

**Manager Corporate Property and Facilities**

Auckland Council, Level 10, 135 Albert Street, Auckland Council  
Mobile 021 903883

Visit our website: [www.aucklandcouncil.govt.nz](http://www.aucklandcouncil.govt.nz)



**Need help resolving an issue with your workplace? [Find out how](#)**

---

**From:** Diana Bell (AT) <Diana.Bell@at.govt.nz>  
**Sent:** Wednesday, 12 September 2018 1:54 PM  
**To:** Peter Young <peter.young@aucklandcouncil.govt.nz>  
**Subject:** Civic Carpark - Alteration to Designation

Hi Peter

We spoke a couple of weeks ago and we met last year to discuss an alteration to the designation boundaries for the Civic Carpark facility to correct an error.

As per our discussions, it has been identified that the previous designation boundaries contained within the legacy Auckland City District Plan – Central Area Section were not accurately transferred across to the Auckland Unitary Plan – Operative in Part (AUP-OP). The designation boundaries within the AUP:OP do not reflect the true extent of the facility.

Auckland Transport wish to correct this error and will do so through a minor alteration to the designation boundaries provided for by section 181(3) of the Resource Management Act (RMA). The proposed alteration to the designation is two-fold:

- a. To increase the spatial extent of the designation so that its boundaries and diagram match the extent that existed under the legacy Auckland City District Plan – Central Area Section 1999 and as shown in diagram 313 on page 77 of Appendix 11 of the Central Area Section of the Auckland District Plan (see attached); and,
- b. Amend the designation boundaries and diagram to correctly reflect the extent of the Civic Car Park facility adjacent to the southern boundary so that it excludes any superfluous areas. This has resulted in a slight reduction of the extent of the southern designation boundary Auckland Transport are seeking to be reinstated when comparing it to the designation boundary in the former district plan; an exhaust vent associated with the Civic Carpark facility which extends into the land subject to a development agreement with Panuku will be protected through an easement rather than a designation.

Altering the boundaries of the designation as outlined above does not necessitate any change of the existing conditions attached to the designation. The alteration simply seeks to add the correct designation diagram into the AUP-OP so the designation correctly reflects the extent and strata designations for the facility.

In order to meet the tests of s181(3) of the RMA we require written approval from land owners and occupiers directly affected by the alteration. The land over which the alteration to the designation extends is owned by Auckland Council, I understand that you are able to provide landowner and occupier approval of the land in question on behalf of Auckland Council. I would therefore appreciate it if you could please consider this and provide your written approval. If there are any other persons that need to sign on behalf of Auckland Council please let me know.

If you require any further information please let me know. I look forward to receiving your written approval.

Kind Regards,

Diana

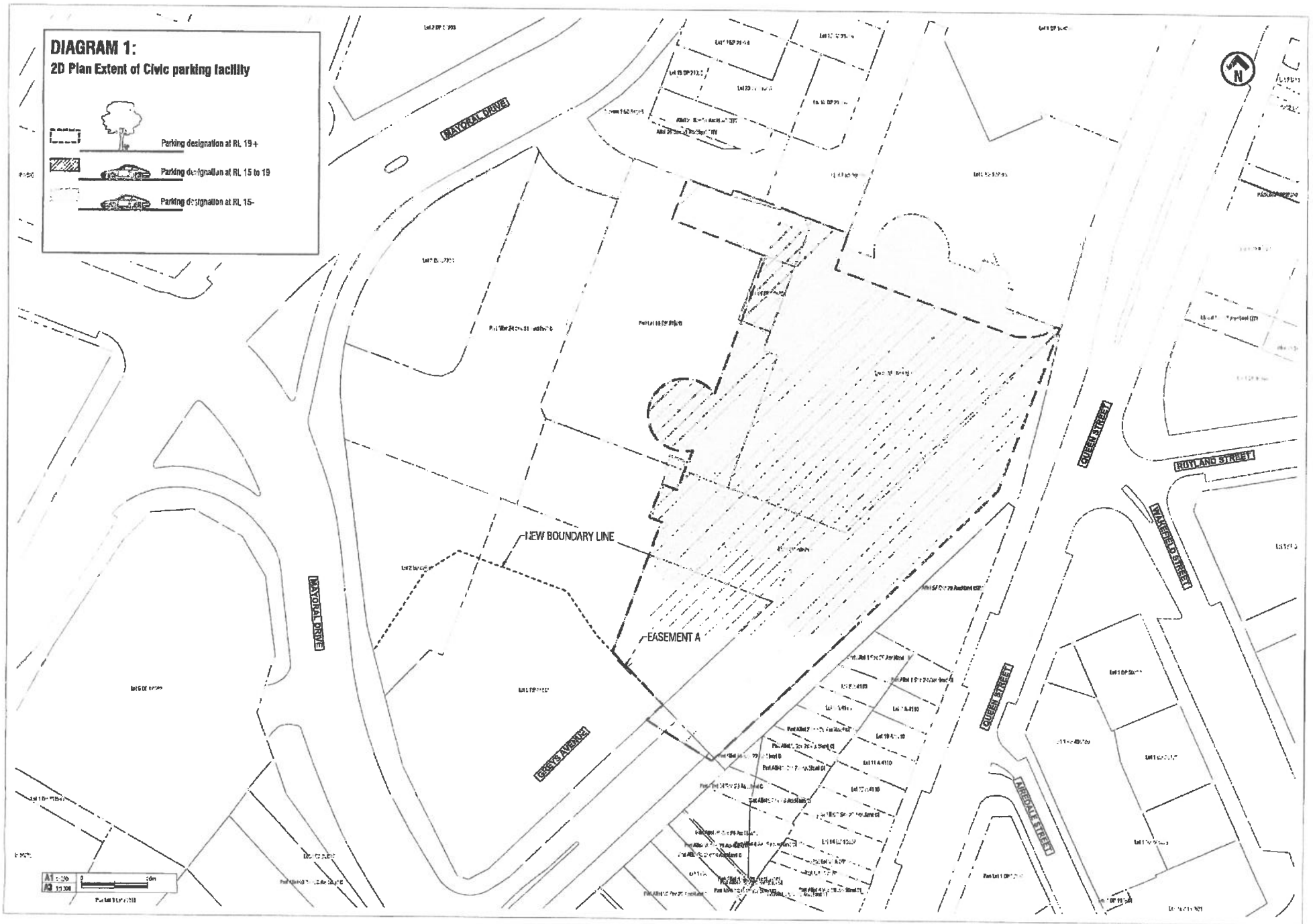
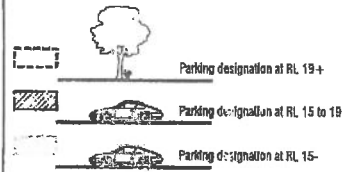
**Diana Bell | Senior Planner**  
**Planning Integration – Property & Planning | Integrated Networks**  
20 Viaduct Harbour Avenue, Auckland Central  
P 09 355 3553 | DDI 09 448 7171 | M 021 735 096  
[www.at.govt.nz](http://www.at.govt.nz)



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**DIAGRAM 1:  
2D Plan Extent of Civic parking facility**





REF NO	ADDRESS	DESCRIPTION	CAT	AUTHORITY
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313	Carpark, Civic Centre, Mayoral Drive and Greys Avenue (See Diagram 313)	Designation	A1	ACC
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**Description:**

This designation provides for the operation, maintenance and development of the Civic Centre Carpark and ancillary activities. The principal activities of the Civic Centre Carpark comprise the provision of car parking for uses in and around the Civic Centre including the Civic Administration Building, West Bledisloe Building, Aotea Centre, Auckland Town Hall, Civic Theatre and Sky City Metro complex. The greater part of the roof of the designated car park facility supports Aotea Square and extends, in part, under the Aotea Centre and the Sky City Metro complex.

"Operation" involves the use of the largely underground structure for car parking and for ancillary facilities such as access to and from legal roads, vents and plant. The structure and ancillary facilities are those that existed at 19 January 2005 (the date the Auckland City District Plan - Operative Central Area Section (Operative Plan) was made operative). For the avoidance of any doubt, the ticket office in the car park is an ancillary facility.

"Maintenance" involves replacement, repair, upgrading of the existing structure and the ancillary facilities within the designation boundary as required from time to time for the safe and efficient operation of the Civic Centre Carpark.

"Development" relates to provision of additional structures or facilities (within the designation boundary) for additional car parking.

**Restrictions:**

Development to be in accordance with the following:

- 1.1 The provisions of Part 10 of the Operative Plan (with respect to the protection of heritage buildings) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Auckland Town Hall, or within its Site Surrounds occurs.
- 1.2 The provisions of Part 14.2A.10 of the Operative Plan (with respect to the Concept Plan for Aotea Square) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Open Space 1 area occurs.
- 1.3 The provisions of Part 14.5 of the Operative Plan (with respect to the Aotea Precinct) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Precinct occurs.
- 1.4 All activities, works and buildings not fully described and in the Notice of Requirement shall be the subject of either:

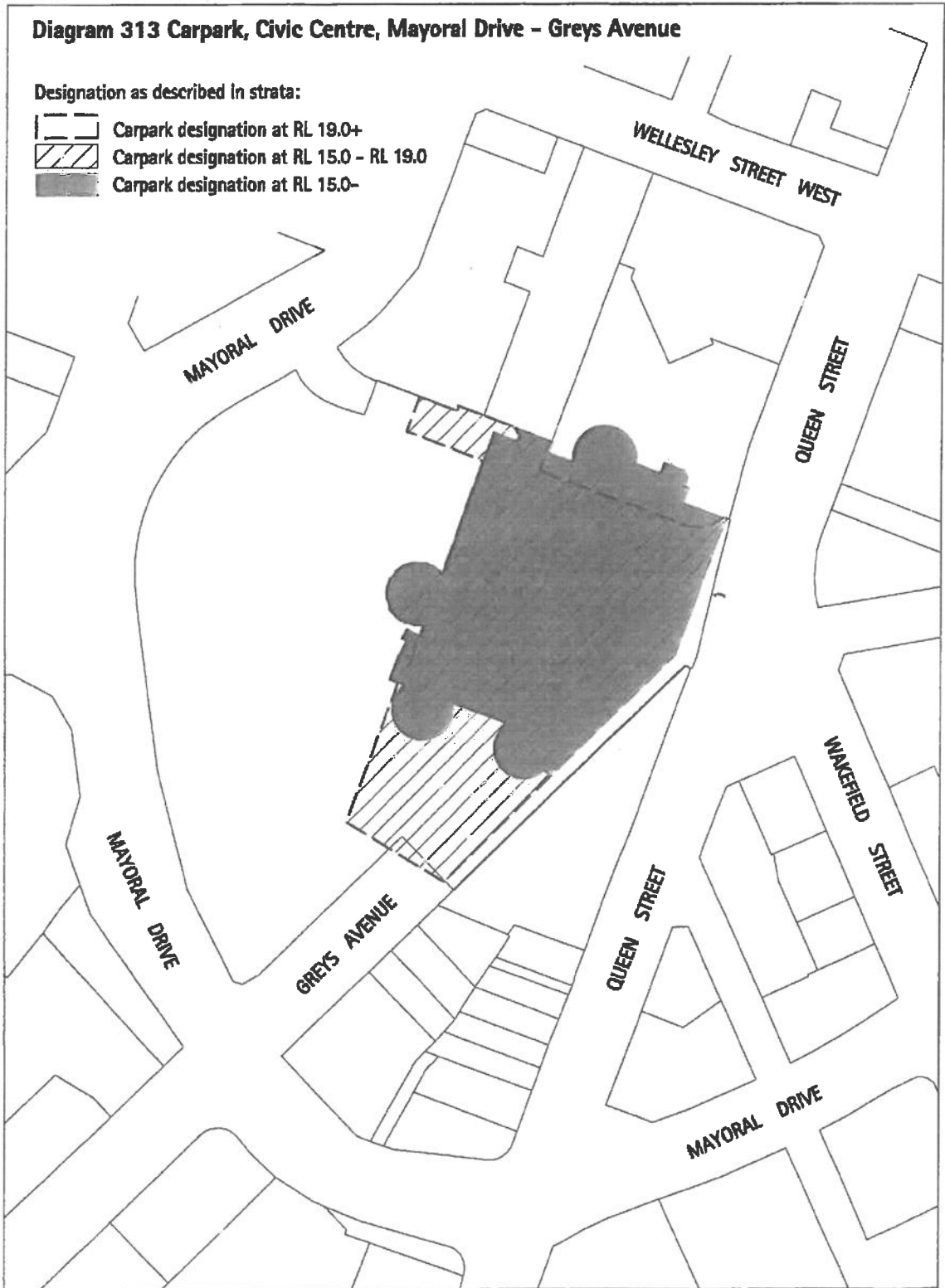
A new notice of requirement, which shall be publicly notified, pursuant Section 168A of the Resource Management Act 1991;

or,

A notice to alter the designation, pursuant to Section 181 of the Act, which notice shall be publicly notified unless the alteration is minor and the affected persons agree in accordance with the provisions of Section 181(3) of the Act.



REF NO	ADDRESS	DESCRIPTION	CAT	AUTHORITY
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**APPENDIX E – CIVIC CAR PARK DESIGNATION UNDER THE LEGACY AUCKLAND CITY DISTRICT PLAN  
– CENTRAL AREA SECTION**





### Exclusions

This District Plan has been approved in part, with the consent of the Environment Court under Clause 17 (2) of the first Schedule to the Resource Management Act 1991, subject to the exclusions listed at the front of the District Plan text either being the subject of outstanding appeals, variations and / or submissions yet to be heard.

## Auckland City District Plan Central Area Section Operative 2004 Planning Overlay Map 6

### Designations, Heritage Items and Additional Limitations

#### Designations









-  Designations
-  TVNZ Transmission Shaft
-  Building Line
-  Mercury Tunnel

#### Additional Limitations

-  Character Overlay

#### Heritage Items

-  Heritage Order
-  Archaeological Site
-  Conservation Area
-  Maori Heritage Site

-  Protected Tree
-  Protected Tree added
-  Protected Tree Groups
-  Protected Buildings, Heritage Properties, Places, Monuments and Objects of Special Value
-  Protected Buildings, Heritage Properties, Places, Monuments and Objects of Special Value
-  Tamaki Drive Scenic Way (see Clause 10.14.6.5)
-  Central Area Boundary
-  Roads

All public roads are subject to designation 384 

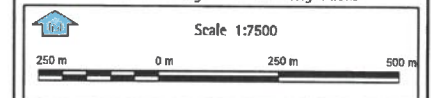
 subject to a lodged notice of requirement

 affected by proposed plan modification

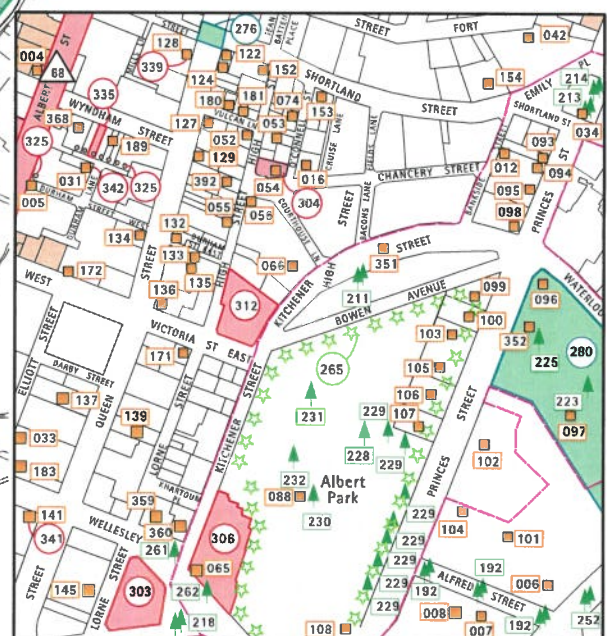
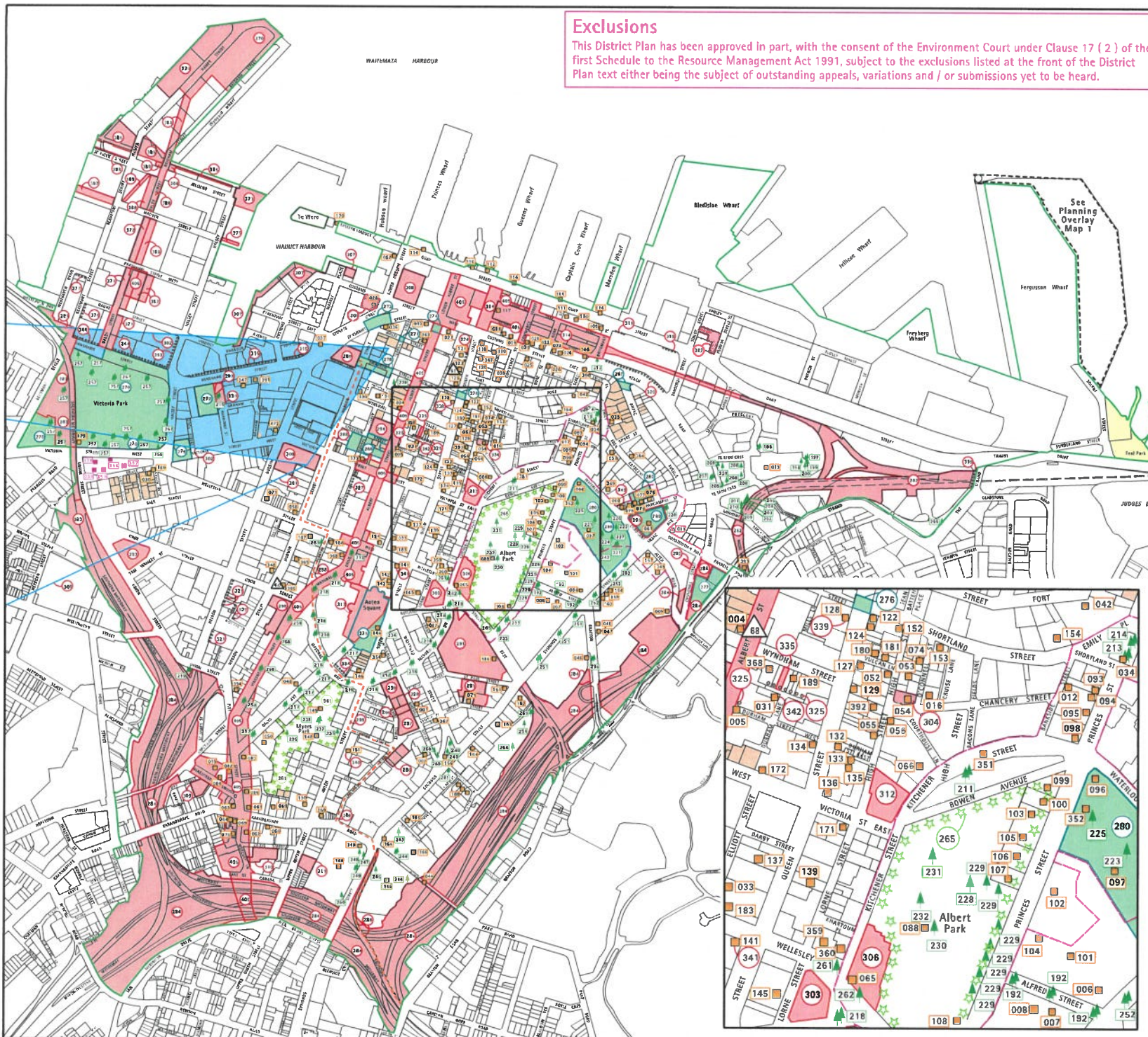
 subject to plan modification appeal

UPDATED 4/07/16

Refer to Appendices 1, 2, 3 and 11 for details of Heritage Items and Designations



**Auckland Council**  
Te Kaitiaki o Tāmaki Makaurau



REF NO	ADDRESS	DESCRIPTION	CAT	AUTHORITY
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313	Carpark, Civic Centre, Mayoral Drive and Greys Avenue (See Diagram 313)	Designation	A1	ACC
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**Description:**

This designation provides for the operation, maintenance and development of the Civic Centre Carpark and ancillary activities. The principal activities of the Civic Centre Carpark comprise the provision of car parking for uses in and around the Civic Centre including the Civic Administration Building, West Bledisloe Building, Aotea Centre, Auckland Town Hall, Civic Theatre and Sky City Metro complex. The greater part of the roof of the designated car park facility supports Aotea Square and extends, in part, under the Aotea Centre and the Sky City Metro complex.

"Operation" involves the use of the largely underground structure for car parking and for ancillary facilities such as access to and from legal roads, vents and plant. The structure and ancillary facilities are those that existed at 19 January 2005 (the date the Auckland City District Plan - Operative Central Area Section (Operative Plan) was made operative). For the avoidance of any doubt, the ticket office in the car park is an ancillary facility.

"Maintenance" involves replacement, repair, upgrading of the existing structure and the ancillary facilities within the designation boundary as required from time to time for the safe and efficient operation of the Civic Centre Carpark.

"Development" relates to provision of additional structures or facilities (within the designation boundary) for additional car parking.

**Restrictions:**

**Development to be in accordance with the following:**

- 1.1 The provisions of Part 10 of the Operative Plan (with respect to the protection of heritage buildings) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Auckland Town Hall, or within its Site Surrounds occurs.
- 1.2 The provisions of Part 14.2A.10 of the Operative Plan (with respect to the Concept Plan for Aotea Square) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Open Space 1 area occurs.
- 1.3 The provisions of Part 14.5 of the Operative Plan (with respect to the Aotea Precinct) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Precinct occurs.
- 1.4 All activities, works and buildings not fully described and in the Notice of Requirement shall be the subject of either:

A new notice of requirement, which shall be publicly notified, pursuant Section 168A of the Resource Management Act 1991;

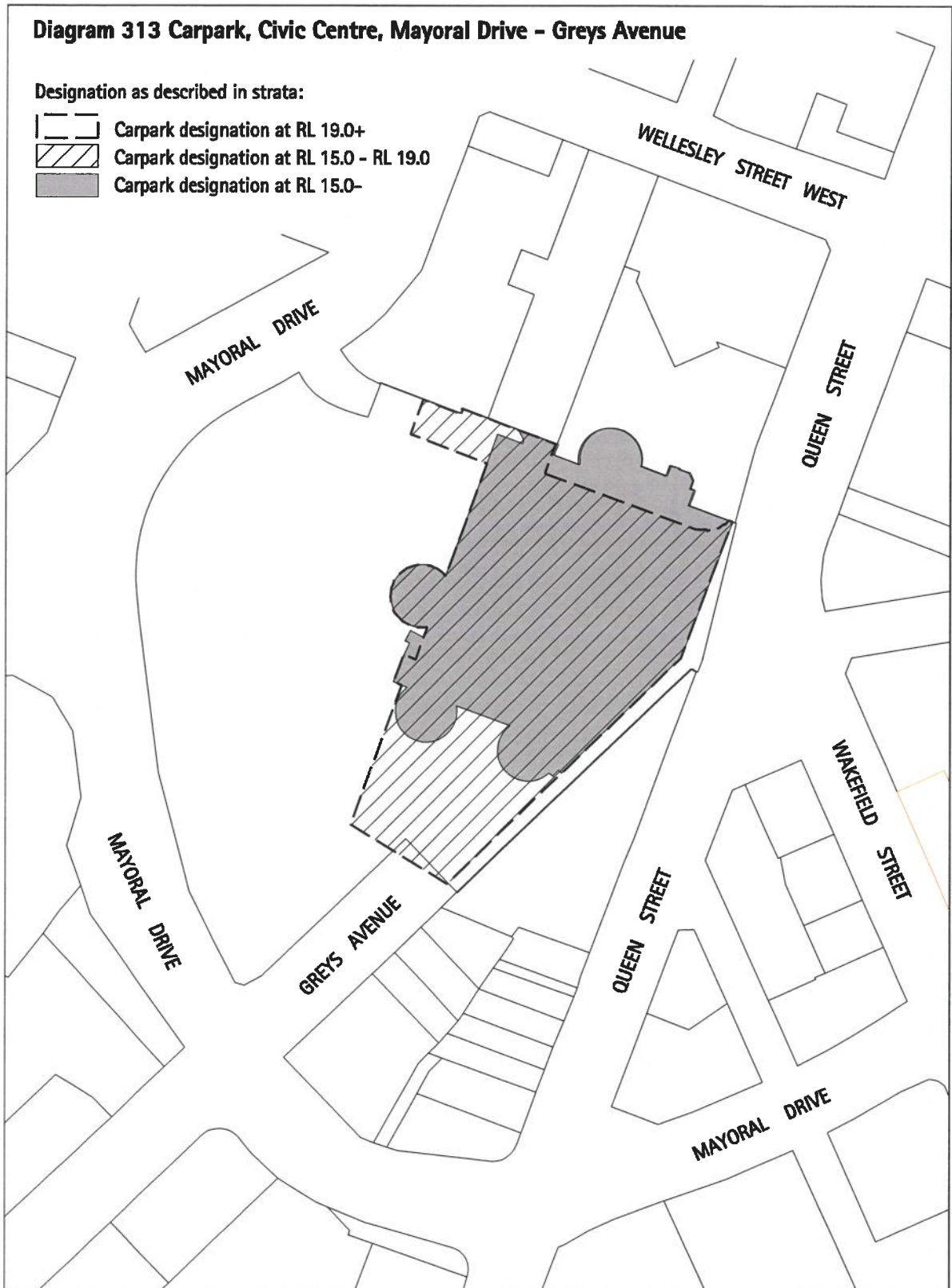
or,

A notice to alter the designation, pursuant to Section 181 of the Act, which notice shall be publicly notified unless the alteration is minor and the affected persons agree in accordance with the provisions of Section 181(3) of the Act.



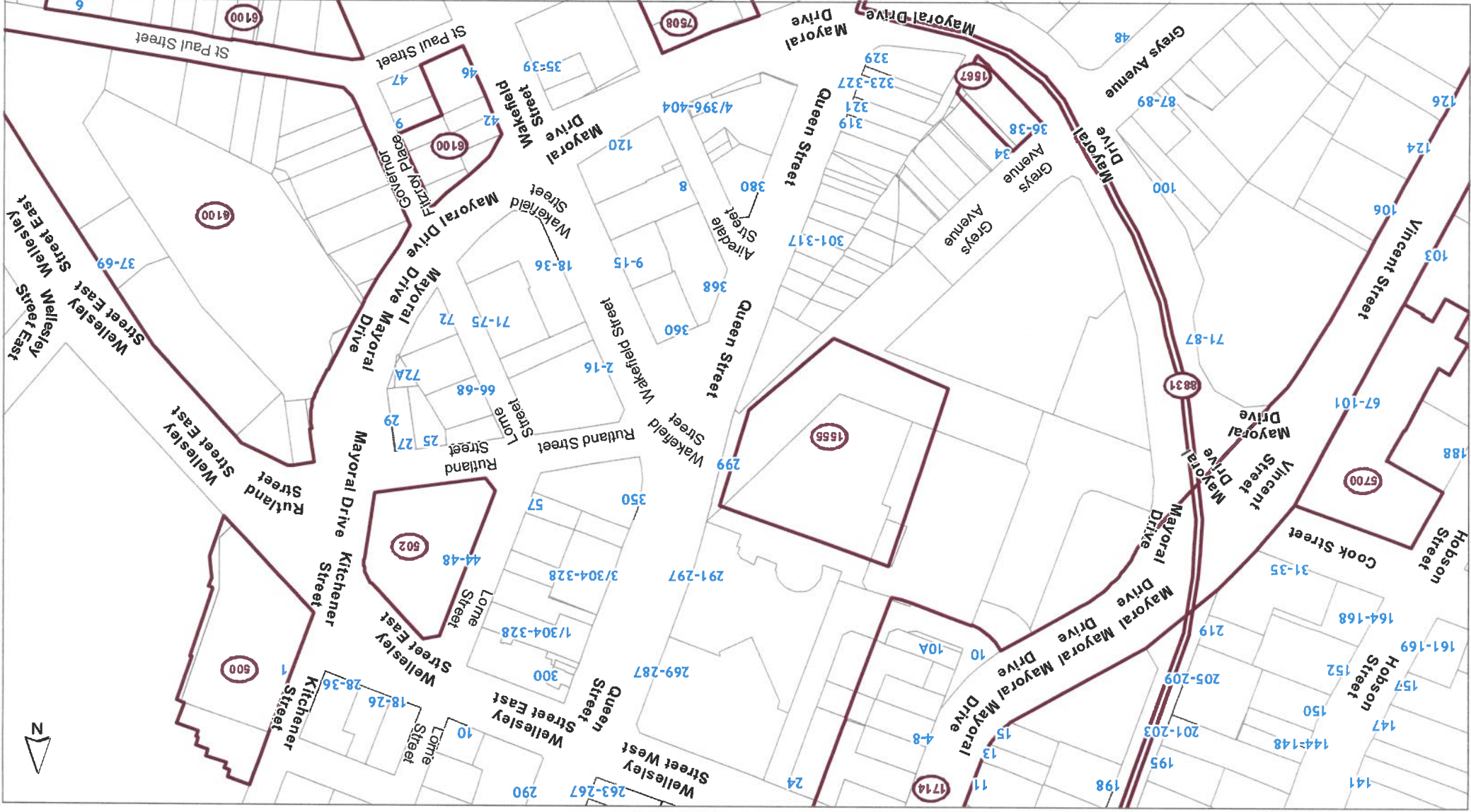


REF NO	ADDRESS	DESCRIPTION	CAT	AUTHORITY
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**APPENDIX F - CIVIC CAR PARK DESIGNATION UNDER THE AUCKLAND UNITARY PLAN – OPERATIVE  
IN PART**





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## Designations Civic Car Park Designation

0 10 20 30  
 Meters

Scale @ A4  
 = 1:2,500

Date Printed:  
 24/11/2017





## 1555 Car park - Queen Street

Designation Number	1555
Requiring Authority	Auckland Transport
Location	299 Queen Street, Auckland Central
Rollover Designation	Yes
Legacy Reference	Designation 313, Auckland Council District Plan (Central Area Section) 2005
Lapse Date	Given effect to (i.e. no lapse date)

### Purpose

Car park, Civic Centre, Mayoral Drive and Greys Avenue: This designation provides for the operation, maintenance and development of the Civic Centre Carpark and ancillary activities. The principal activities of the Civic Centre Carpark comprise the provision of car parking for uses in and around the Civic Centre including the Civic Administration Building, West Bledisloe Building, Aotea Centre, Auckland Town Hall, Civic Theatre and Sky City Metro complex. The greater part of the roof of the designated car park facility supports Aotea Square and extends, in part, under the Aotea Centre and the Sky City Metro complex.

"Operation" involves the use of the largely underground structure for car parking and for ancillary facilities such as access to and from legal roads, vents and plant. For the avoidance of any doubt, the ticket office in the car park is an ancillary facility.

"Maintenance" involves replacement, repair, upgrading of the existing structure and the ancillary facilities within the designation boundary as required from time to time for the safe and efficient operation of the Civic Centre Carpark.

"Development" relates to provision of additional structures or facilities (within the designation boundary) for additional car parking.

### Conditions

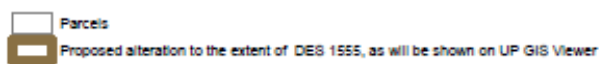
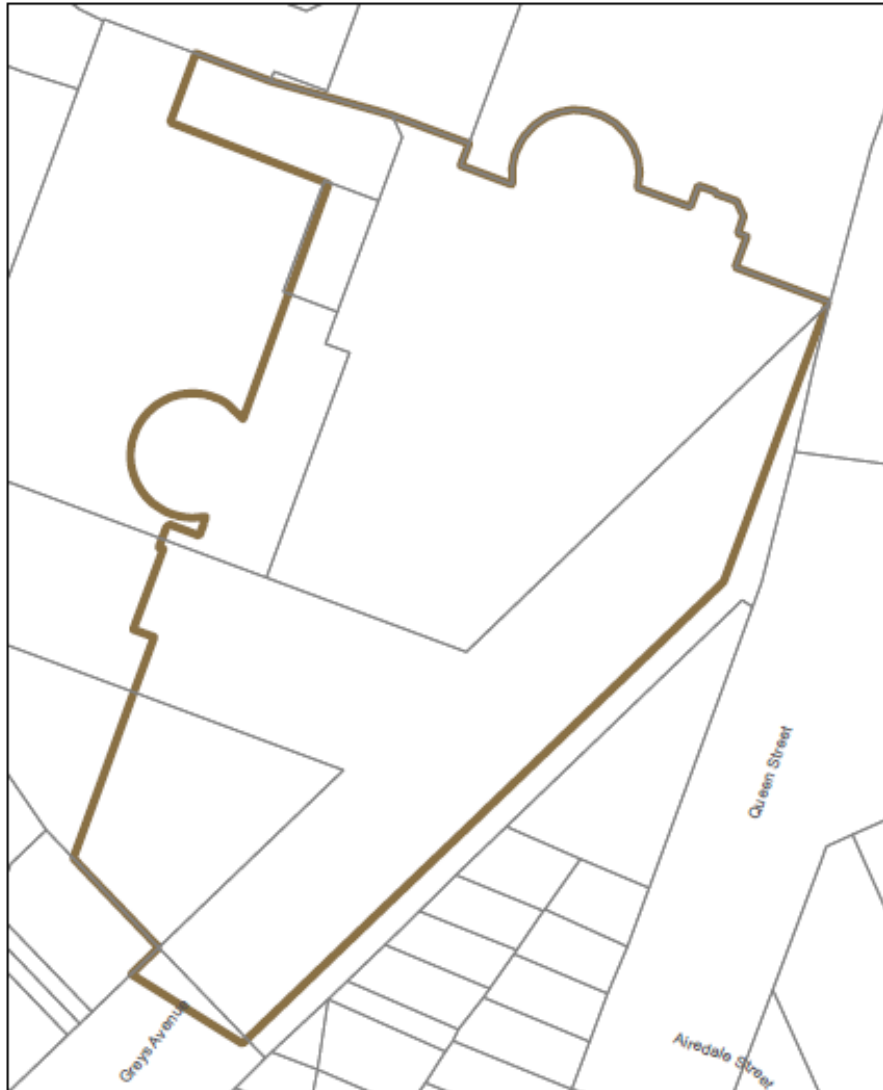
1. The provisions of the Unitary Plan (with respect to the protection of heritage buildings) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Auckland Town Hall, or within its Site Surrounds occurs.
2. The provisions of the Unitary Plan (with respect to the Concept Plan for Aotea Square) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Public Open Space zone occurs.
3. The provisions of the Unitary Plan (with respect to the Arts, Civic and Entertainment Precinct) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Precinct occurs.

4. All activities, works and buildings not fully described and in the Notice of Requirement shall be the subject of either:
- a. A new notice of requirement, which shall be publicly notified, pursuant Section 168 of the Resource Management Act 1991; or
  - b. A notice to alter the designation, pursuant to Section 181 of the Act, which notice shall be publicly notified unless the alteration is minor and the affected persons agree in accordance with the provisions of Section 181(3) of the Act.

## **Attachments**

No attachments.





From: Diana Bell (AT) <Diana.Bell@at.govt.nz>  
Sent: Thursday, 13 June 2019 11:50 AM  
To: Terry Conner  
Cc: Fiona Sprott; Tipa Compain (AT); Nesh Pillay (AT)  
Subject: RE: Alteration 1555 Civic Carpark Section 92 First request for information-  
Mana whenua consultation

Hi Terry

The AT design team has confirmed that the map you have provided is correct so please proceed with this.

Thanks for your assistance.

Regards,

Diana

## Attachment C

### Email regarding consultation with Mana Whenua

From: Terry Conner <Terry.Conner@aucklandcouncil.govt.nz>  
Sent: Thursday, 13 June 2019 10:47 a.m.  
To: Diana Bell (AT) <Diana.Bell@at.govt.nz>  
Cc: Fiona Sprott <Fiona.Sprott@aucklandcouncil.govt.nz>; Tipa Compain (AT) <Tipa.Compain@at.govt.nz>; Nesh Pillay (AT) <Nesh.Pillay@at.govt.nz>  
Subject: RE: Alteration 1555 Civic Carpark Section 92 First request for information- Mana whenua consultation

Thank you for this advice, we consider the consultation is adequate in that case. We were only seeking evidence that it was. Attached is the Outline we intend to put into the Unitary plan map layer. Please advise this is the outline you are expecting. We will then process the NOR under section 181 (3) and you can expect the amendments to appear in the Unitary Plan July update.

Regards,

Terry Conner  
Principal Planner  
Planning - Central/South  
Plans & Places

:///akic.govt.nz/...CK%20Alt/Email%20AT%20to%20AC%20RE%20Alteration%201555%20-%20Mana%20whenua%20consultation.txt[18/

Auckland Council CPO  
Auckland Council

(Note I do not work Wednesday or Friday)  
DDI: +64 9 890 8311  
EXT: (46)8311  
MOB: +64 21 592 720

From: Diana Bell (AT) [mailto:Diana.Bell@at.govt.nz]  
Sent: Tuesday, 11 June 2019 4:04 PM  
To: Terry Conner <Terry.Conner@aucklandcouncil.govt.nz>  
Cc: Fiona Sprott <Fiona.Sprott@aucklandcouncil.govt.nz>; Tipa Compain (AT) <Tipa.Compain@at.govt.nz>; Nesh Pillay (AT) <Nesh.Pillay@at.govt.nz>  
Subject: RE: Alteration 1555 Civic Carpark Section 92 First request for information- Mana whenua consultation

Hi Terry

I have spoken to Tipa Compain (AT's Maori Policy and Engagement Manager) about this matter. Tipa is completely comfortable that all iwi have been adequately consulted and that there is no need for any further communications with iwi on this matter; on this basis AT will not be undertaking further consultation as suggested. If required Tipa is happy to discuss this with your maori engagement team.

How are you getting on with the shape file that you were going to send me to confirm?

Regards,

Diana

- - - - -

Attachment 2 -  
Updated text and diagram

## 1555 Car park - Queen Street

Designation Number	1555
Requiring Authority	Auckland Transport
Location	299 Queen Street, Auckland Central
Rollover Designation	Yes
Legacy Reference	Designation 313, Auckland Council District Plan (Central Area Section) 2005
Lapse Date	Given effect to (i.e. no lapse date)

### Purpose

Car park, Civic Centre, Mayoral Drive and Greys Avenue: This designation provides for the operation, maintenance and development of the Civic Centre Carpark and ancillary activities. The principal activities of the Civic Centre Carpark comprise the provision of car parking for uses in and around the Civic Centre including the Civic Administration Building, West Bledisloe Building, Aotea Centre, Auckland Town Hall, Civic Theatre and Sky City Metro complex. The greater part of the roof of the designated car park facility supports Aotea Square and extends, in part, under the Aotea Centre and the Sky City Metro complex.

"Operation" involves the use of the largely underground structure for car parking and for ancillary facilities such as access to and from legal roads, vents and plant. For the avoidance of any doubt, the ticket office in the car park is an ancillary facility.

"Maintenance" involves replacement, repair, upgrading of the existing structure and the ancillary facilities within the designation boundary as required from time to time for the safe and efficient operation of the Civic Centre Carpark.

"Development" relates to provision of additional structures or facilities (within the designation boundary) for additional car parking.

### Conditions

1. The provisions of the Unitary Plan (with respect to the protection of heritage buildings) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Auckland Town Hall, or within its Site Surrounds occurs.
2. The provisions of the Unitary Plan (with respect to the Concept Plan for Aotea Square) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Public Open Space zone occurs.
3. The provisions of the Unitary Plan (with respect to the Arts, Civic and Entertainment Precinct) shall be adhered to (and any necessary resource consents obtained) where any works affecting the Precinct occurs.



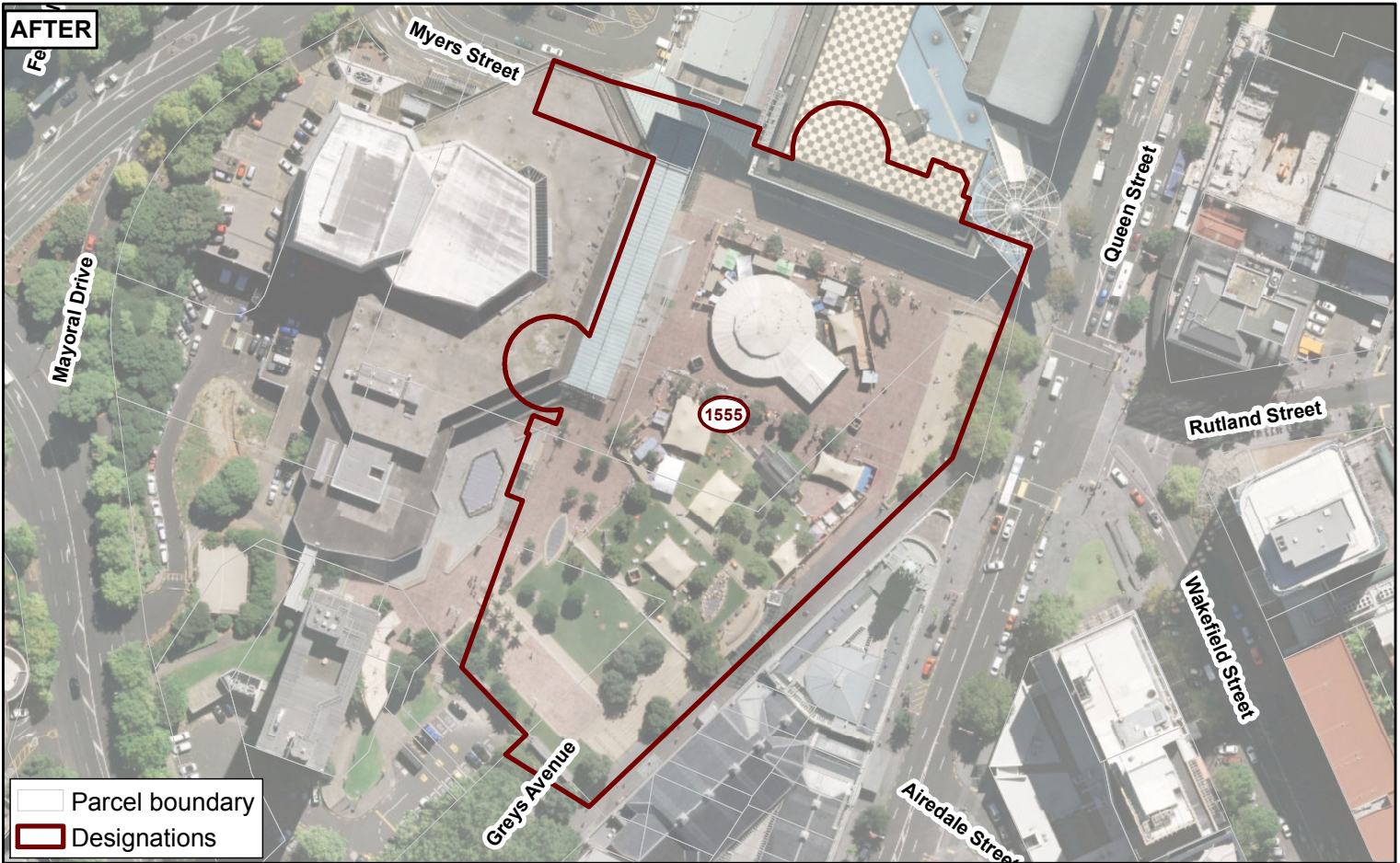


Attachment 3 -  
GIS Viewer change

**BEFORE**



**AFTER**



0 12.5 25 50 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: 9/07/2019

## Alteration to Designation Aotea/Civic Carpark Queen Street



Plans and Places