

# Memo

**Date** 23 January 2025

To: Celia Davison, Central South Planning Manager  
 From: Ewen Patience – Policy Planner

**Subject: Plan Modification: Clause 20A modifications to Auckland Unitary Plan (AUP) Correction to Schedule 10, D13 Notable Trees Overlay and maps AUP 600R Pakuranga Road, Highland Park (William Green Domain) – ID #1533**

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

I seek your approval of a plan modification pursuant to clause 20A, First Schedule, Resource Management Act 1991 (correct minor errors).

You have delegated authority, as a tier four manager, to decide to correct a minor error to an operative plan under clause 20A. Schedule 2A of the Auckland Council Chief Executive’s Delegations Register authorises all powers, functions, and duties under RMA’s first schedule (except clause 17 which cannot be delegated) to tier four positions.



In this case the modifications are for an incorrect legal description in Schedule 10 and an incorrect tree triangle location on the AUP maps. West Fynn (Senior Heritage Arborist) advised the Unitary Plan team of the incorrect triangle location of the Rata tree on 22 March 2024.




It is noted that the address for the notable tree listing is correct and the legal description in the AUP maps Property Summary is also correct (**Attachment 1**).

The corrections to Schedule 10 and correcting the greenmarker triangle on the AUP maps are considered minor and of neutral effect because the land is public park; significant trees in open space zones have similar protection to that provided by the Notable Trees Overlay through the provisions of chapter E16 Trees in open space zones; the address of the listing is correct (and the RMA only requires an address *or* a legal description); the legal description is correct in the AUP maps; the RMA does not require that notable trees are mapped (it’s optional).

<b>Rule or Section of Unitary Plan</b>	Schedule 10 Notable Trees Schedule – Tree # 1533						
	1533	<i>Metrosideros excelsa, Metrosideros robusta</i>	Pohutukawa and Rata	2	Pakuranga Road 600R	Highland Park	Lot 1 DP 65426
<b>Subject Site</b>	As above						
<b>Current Legal Description</b>	As above						
<b>Nature of change</b>	A clause 20A modification is required to correct the legal description for this listing in Schedule 10 and to correctly locate the tree triangle relating to the notable Rata tree at the front of the park.						
<b>Effect of change</b>	The effect of the Schedule 10 modification is neutral as the address for the listing is correct (as is the legal description in the AUP maps) and RMA section 76(4A)(b) provides that either an address <i>or</i> legal description is provided for a notable tree						

	<p>listing.</p> <p>The effect of the AUP maps correction is neutral as the land is public park; trees in open space zones have very similar protection via AUP chapter E16 to that provided by the Notable Trees Overlay; and mapping is not an RMA requirement for listed notable trees.</p>														
<b>Changes required to be made (text/in-text diagrams)</b>	<p>Amend Schedule 10 Notable Trees Schedule of the AUP so that it reads as below:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">ID</th> <th style="text-align: center;">Botanical Name</th> <th style="text-align: center;">Common Name</th> <th style="text-align: center;">Number of Trees</th> <th style="text-align: center;">Location/Street Address</th> <th style="text-align: center;">Locality</th> <th style="text-align: center;">Legal Description</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1533</td> <td style="text-align: center;"><i>Metrosideros excelsa, Metrosideros robusta</i></td> <td style="text-align: center;">Pōhutukawa and Rata</td> <td style="text-align: center;">2</td> <td style="text-align: center;">Pakuranga Road 600R</td> <td style="text-align: center;">Highland Park</td> <td style="text-align: center;"><del>Lot 1 DP 65426</del> ALLT 67 SECT 1 SMLN Howick, LOT 2 DP 74753, PT ALLT 13 SECT 1 SMLN Howick, LOT 122 DP 83902, LOT 65 DP 83902, PT LOT 5 DP 40797, PT LOT 6 DP 40797, LOT 1 DP 48131</td> </tr> </tbody> </table>	ID	Botanical Name	Common Name	Number of Trees	Location/Street Address	Locality	Legal Description	1533	<i>Metrosideros excelsa, Metrosideros robusta</i>	Pōhutukawa and Rata	2	Pakuranga Road 600R	Highland Park	<del>Lot 1 DP 65426</del> ALLT 67 SECT 1 SMLN Howick, LOT 2 DP 74753, PT ALLT 13 SECT 1 SMLN Howick, LOT 122 DP 83902, LOT 65 DP 83902, PT LOT 5 DP 40797, PT LOT 6 DP 40797, LOT 1 DP 48131
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<b>Changes required to be made (to maps)</b>	<p>Amend the AUP (GIS) maps to indicate the correct location of the notable Rata tree at the front of the park (refer <b>Attachment 2</b>).</p>														
<b>Attachments</b>	<p>Any further relevant information/evidence to help the decision maker (if necessary):</p> <ul style="list-style-type: none"> <li>- <b>Attachment 1:</b> AUP Property Summary information</li> <li>- <b>Attachment 2:</b> Before and after correction of tree triangle location for Rata tree</li> <li>- <b>Attachment 3:</b> Google streetview of notable Rata tree</li> <li>- <b>Attachment 4:</b> Schedule 10 listing showing revised text.</li> </ul>														

<p><b>Prepared by:</b> Ewen Patience, Policy Planner</p>	<p><b>Signature:</b></p> 
<p><b>Text prepared by:</b> Sarah El Karamany, Planning Technician</p>	<p><b>Signature:</b></p> 
<p><b>Data or map/s prepared by:</b> Rachel Joseph, Geospatial Specialist</p>	<p><b>Signature:</b></p>

	
<p><b>Reviewed by:</b> Clare Wall Shaw, Team Leader</p>	<p><b>Signature:</b></p> 
<p><b>Decision:</b> I agree to authorise the Clause 20A modifications using my delegated authority.</p> <p>Celia Davison Central South Planning Manager Date: 31 January 2025</p>	<p><b>Signature:</b></p> 

**Attachment 1: AUP Property Summary information indicating correct legal description but incorrect triangle location of notable Rata tree (#1533)**

**Property Summary**

This summary lists searched address, legal description, Zone and other limitation: that apply to the site.

**Address**  
600 Pakuranga Road HIGHLAND PARK 2014

**Legal Description**  
ALLT 67 SECT 1 SMLN Howick, LOT 2 DP 74753, PT ALLT 13 SECT 1 SMLN Howick, LOT 122 DP 83902, LOT 65 DP 83902, PT LOT 5 DP 40797, PT LOT 6 DP 40797, LOT 1 DP 48131

**Appeals**

**Modification**  
Plan Changes, Plan Change 78 - Intensification, Multiple Layers, [View PDF](#), Proposed, 18/08/2022

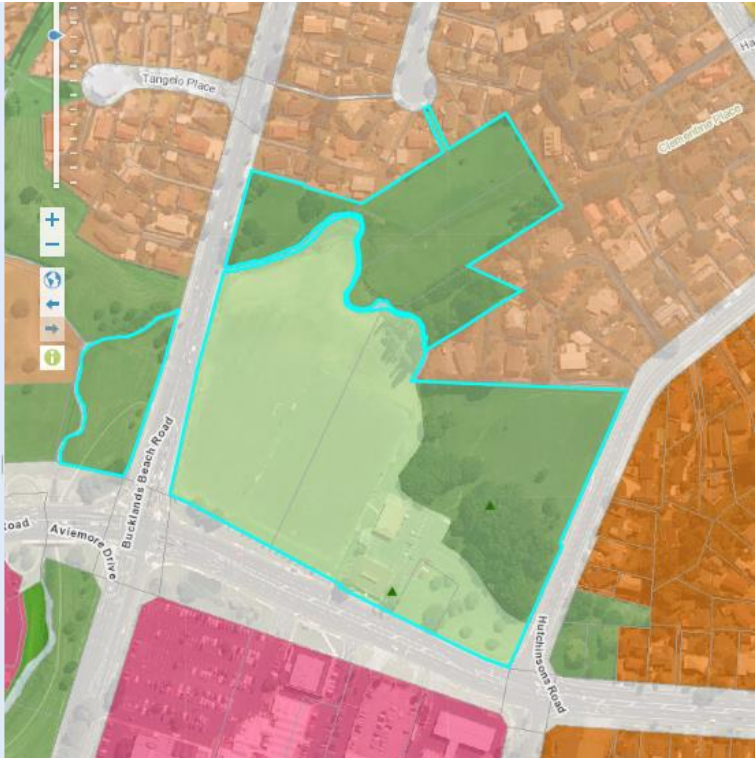
**Zone**  
Open Space - Sport and Active Recreation Zone  
Open Space - Informal Recreation Zone

**Precinct**

**Overlays**  
Natural Heritage: Notable Trees Overlay - 1533, Pohutukawa and Rata, Verified position of tree  
Natural Heritage: Regionally Significant Volcanic Viewshafts And Height Sensitive Areas Overlay [rcp/dp] - W26, Mount Wellington, Viewshafts

**Controls**  
Controls: Macroinvertebrate Community Index - Urban  
Controls: Stormwater Management Area Control - Flow 2

**Designations**



**Attachment 2: Before and after correction of tree triangle location for Rata tree**



<p>0 5 10 20 Meters</p> <p><small>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.</small></p> <p><small>Date: 23/01/2023</small></p>	<p><b>Notable Tree - 1533 - Update location 600 Pakuranga Road</b></p>	<p><b>Auckland Council</b> Te Kaunihera o Tāmaki Makaurau <i>Place and People</i></p> 
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**Attachment 3:** Google streetview of notable Rata tree



**Attachment :** Schedule 10 listing with corrected text.

1493	<i>Phoenix canariensis</i>	Phoenix Palm	1	Pakuranga Road 96R	Pakuranga	Pt Lot 5 DP 52174
1533	<i>Metrosideros excelsa, Metrosideros robusta</i>	Pohutukawa and Rata	2	Pakuranga Road 600R	Highland Park	ALLT 67 SECT 1 SMLN Howick, LOT 2 DP 74753, PT ALLT 13 SECT 1 SMLN Howick, LOT 122 DP 83902, LOT 65 DP 83902, PT LOT 5 DP 40797, PT LOT 6 DP 40797, LOT 1 DP 48131
1532	<i>Vitex lucens</i>	Puriri	1	Paparoa Road 2R (reserve)	Howick	Allotment 67 SECT 1 SM FMS NEAR Howick