

Memo

Date 23 January 2025

To: Celia Davison, Central South Planning Manager

From: Ewen Patience – Policy Planner

Subject: Plan Modification: Clause 20A modification to Auckland Unitary Plan – Correction to Schedule 10, D13 Notable Trees Overlay, AUP <u>360 Albany Highway – ID #1020 (tree removal consent)</u>

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

I seek your approval of this plan modification pursuant to clause 20A, First Schedule, Resource Management Act 1991 and Chapter D13 Notable Trees Overlay of the AUP(OP).

You have delegated authority, as a tier four manager, to make a decision 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.

D13.4 Activity table of the AUP enables the automatic update of Schedule 10 Notable Trees Schedule under the following circumstances:

- a) Subdivision altering legal description of one or more trees
- b) Resource consent authorising the removal of one or more trees and the tree has been physically removed
- c) Resource consent for, or authorisation of, removal of tree as a result of emergency works (storm damage/disease/other).

In this case the modification relates to: <u>Tree consent removal</u> (TRE60357246). The Silky Oak tree was found to be in a poor state of health and its removal consented. It is appropriate to also correct the legal description in Schedule 10 at this time.

Rule or Section of Unitary Plan	Schedule 10 Notable Trees Schedule – Tree #1020 1020 Magnolia grandiflora, Quercus robur, Liriodendron tulipifera, Casimiroa edulis, Carya illinoinensis, Grevillea robusta, Idesia polycarpa Magnolia, English Oak, Tulip tree, White Sapote, Pecan, Silky Oak, Wonder tree 7 Albany Highway 360 Albany Lot 2 DP 102425							
Subject Site	As above							
Current Legal Description	As above							
Nature of change	A clause 20A modification is required in accordance with D13.4 to 'automatically' update Schedule 10 of the AUP for the following reason: A consent has been granted for the removal of the Silky Oak tree (TRE60357246). The legal description for the listing also requires to be corrected. This necessitates updating/correcting the notable tree listing in Schedule 10 as set out below.							
Effect of change	The effects of the modifications are neutral as they are authorised by the							



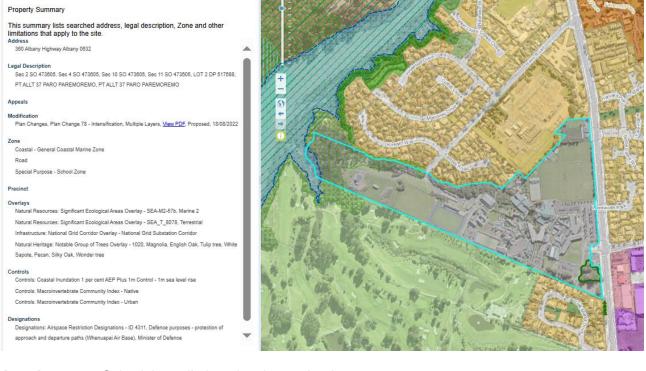
	provisions of D12.4 AUD and arise from a tree removal concept							
	provisions of D13.4 AUP and arise from a tree removal consent.							
	The landowner/s will be advised of the AUP modification once approved (and as							
	soon as the new owner/address is in the Council system).							
Changes required to be made (text/in-text	Amend Schedule 10 Notable Tree Schedule of the AUP so that it reads as follows:							
diagrams)	ID Botanical Common Number Location/Street Locality Legal Name Name of Address Description Trees							
	1020Magnolia grandiflora, QuercusMagnolia, English Oak, Tulip tree, White LiriodendronAlbany Highway 360AlbanyLot 2 DP 10242 Sec 2 SO 473605, Sec 4 So 473605, Sec 4 SO 473605, Sec 10 SO 473605, Sec 11 Sec 11 SO 473605, LOT 2 DP 517688, PT 							
Changes required to be made (to maps)	The <u>Property Summary</u> in the AUP GIS maps needs to be corrected as set out above, by the deletion of 'Silky Oak'.							
Attachment s	 Any further relevant information/evidence to help the decision maker (if necessary): Attachment 1: AUP map showing listing #1020 and correct legal description. Attachment 2: Schedule 10 listing showing revised text. 							

Prepared by : Ewen Patience, Policy Planner	Signature:	
	Elli	
Text prepared by:	Signature:	
Sarah El Karamany, Planning Technician		
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Data or map/s prepared by: NA	Signature:	
Reviewed by:	Signature:	
Clare Wall Shaw, Team Leader	<u></u>	



	Ghallohan
Decision: I agree to authorise the Clause 20A modification using my delegated authority	Signature:
Celia Davison Central South Planning Manager Date: 29 January 2025	C. Janson

Attachment 1: AUP map showing listing #1020 and correct legal description



Attachment 2: Schedule 10 listing showing revised text

	Quercus robur	English Oak (2)	-	· ···· - ··· - ···		lakapuna
1018	Quercus robur	English Oak	6	Albany Highway (road reserve opposite 357)	Albany	
1020	Magnolia grandiflora, Quercus robur, Liriodendron tulipifera, Casimiroa edulis, Carya illinoinensis, Grevillea robusta, Idesia polycarpa	Magnolia, English Oak, Tulip tree, White Sapote, Pecan, Wonder tree	6	Albany Highway 360	Albany	Sec 2 SO 473605, Sec 4 SO 473605, Sec 10 SO 473605, Sec 11 SO 473605, LOT 2 DP 517688, PT ALLT 37 PARO PAREMOREMO, PT ALLT 37 PARO PAREMOREMO
1016	Podocarpus totara 'aurea'	Golden Totara	1	Albany Highway 473 (reserve)	Albany	Section 16 SO 441539
	Agathis australis, Dacrydium		_			o // 0.00 //7500