

# Memo

**Date** 19 December 2024

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 51 (51A) Clonbern Road – ID #315 (subdivision)**

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: Subdivision (BUN60360134) which alters the address and legal description of tree #315, as set out below:

<b>Rule or Section of Unitary Plan</b>	Schedule 10 Notable Trees Schedule – Tree #315						
	315	<i>Metrosideros excelsa</i>	Pōhutukawa	1	Clonbern Road 51	Remuera	Lot 1 DP 28236
<b>Subject Site</b>	51 (51A) Clonbern Road, Remuera						
<b>Current Legal Description</b>	As above						
<b>Nature of change</b>	A clause 20A modification is required in accordance with D13.4 to ‘automatically’ update Schedule 10 of the AUP for the following reason: As advised by the GIS team (Dean Thompson, 28.11.2024) following the regular updating of the cadastral mapping data received from LINZ, a subdivision of the property has occurred. This necessitates updating/correcting the notable tree listing in Schedule 10 as set out below.						
<b>Effect of change</b>	The effects of the modifications are neutral as they are authorised by the provisions of D13.4 AUP and arise from subdivision.						

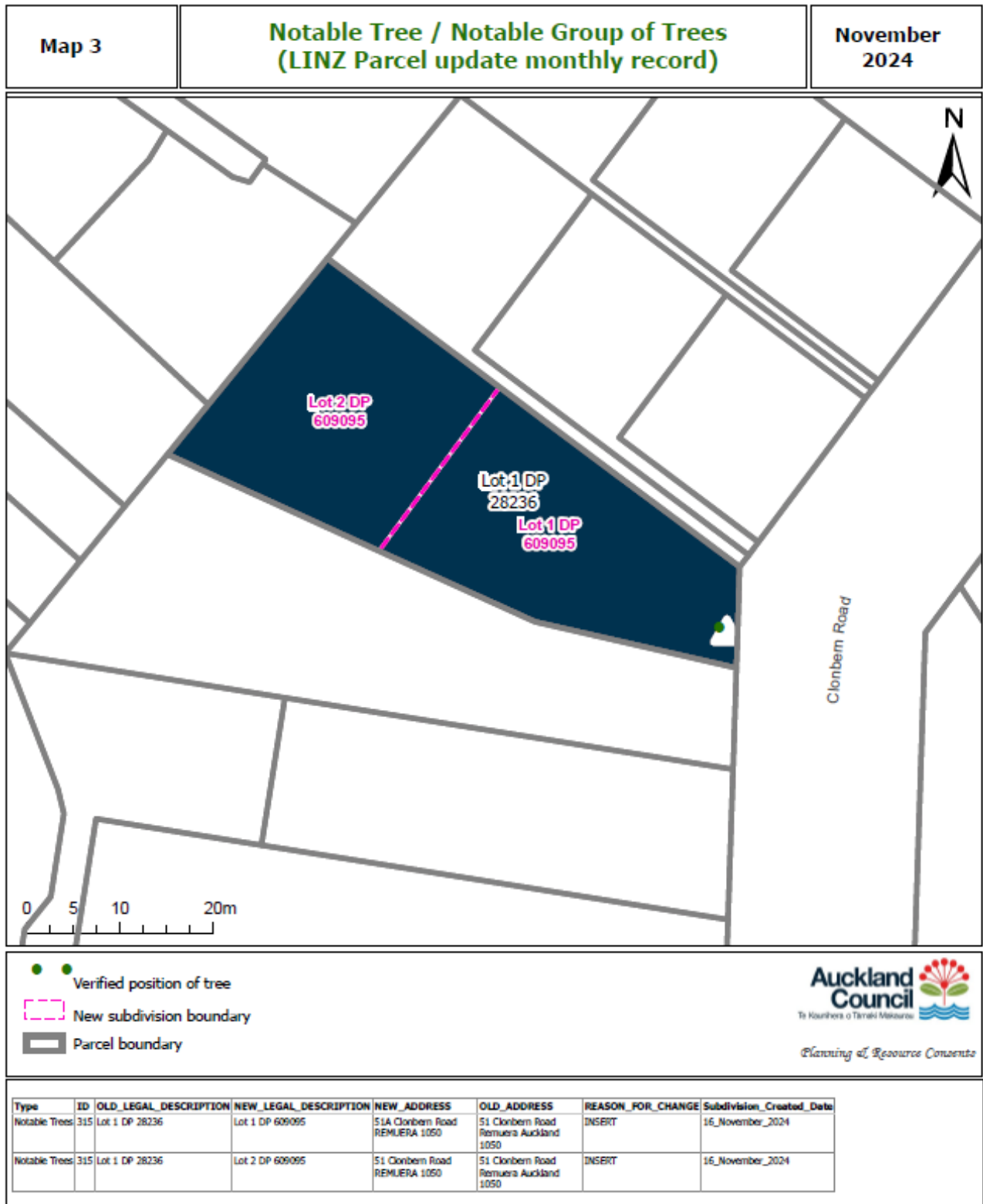
	The landowner/s will be advised of the AUP modification once approved (and as soon as the new owner/address is in the Council system).														
<b>Changes required to be made (text/in-text diagrams)</b>	<p>Amend Schedule 10 Notable Tree Schedule of the AUP so that it reads as follows:</p> <table 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;">315</td> <td style="text-align: center;"><i>Metrosideros excelsa</i></td> <td style="text-align: center;">Pōhutukawa</td> <td style="text-align: center;">1</td> <td style="text-align: center;">Clonbern Road <del>54</del> 51A</td> <td style="text-align: center;">Remuera</td> <td style="text-align: center;"><del>Lot 1 DP 28236</del> Lot 1 DP 609095</td> </tr> </tbody> </table>	ID	Botanical Name	Common Name	Number of Trees	Location/Street Address	Locality	Legal Description	315	<i>Metrosideros excelsa</i>	Pōhutukawa	1	Clonbern Road <del>54</del> 51A	Remuera	<del>Lot 1 DP 28236</del> Lot 1 DP 609095
ID	Botanical Name	Common Name	Number of Trees	Location/Street Address	Locality	Legal Description									
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<b>Changes required to be made (to maps)</b>	The <u>Property Summary</u> in the AUP maps viewer will need to be corrected as set out above.														
<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> Information from GIS team as advised by email from Dean Thompson, Team Leader Geospatial, on 28 November 2024.</li> <li>- <b>Attachment 2:</b> AUP map showing listing #315</li> <li>- <b>Attachment 3:</b> Consent plan showing notable Pōhutukawa tree at front of subdivided property</li> <li>- <b>Attachment 4:</b> Schedule 10 listing showing revised texts.</li> </ul>														

<b>Prepared by:</b> Ewen Patience, Policy Planner	<b>Signature:</b> 
<b>Text prepared by:</b> Sarah El Karamany, Planning Technician	<b>Signature:</b> 
<b>Data or map/s prepared by:</b> Dean Thompson, Team Leader Geospatial	<b>Signature:</b> 
<b>Reviewed by:</b> Clare Wall Shaw, Team Leader	<b>Signature:</b> 
<b>Decision:</b> I agree to authorise the Clause 20A modification using my delegated authority  Celia Davison	<b>Signature:</b>

Central South Planning Manager  
Date: 13 January 2025



**Attachment 1:** Information from GIS team as advised by email from Dean Thompson on 28 November 2024



## Attachment 2: AUP map showing listing #315

### Property Summary

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

#### Address

51 Clonbern Road Remuera Auckland 1050

#### Legal Description

Lot 1 DP 28236

#### Appeals

#### Modification

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

#### Zone

Residential - Mixed Housing Suburban Zone

#### Precinct

#### Overlays

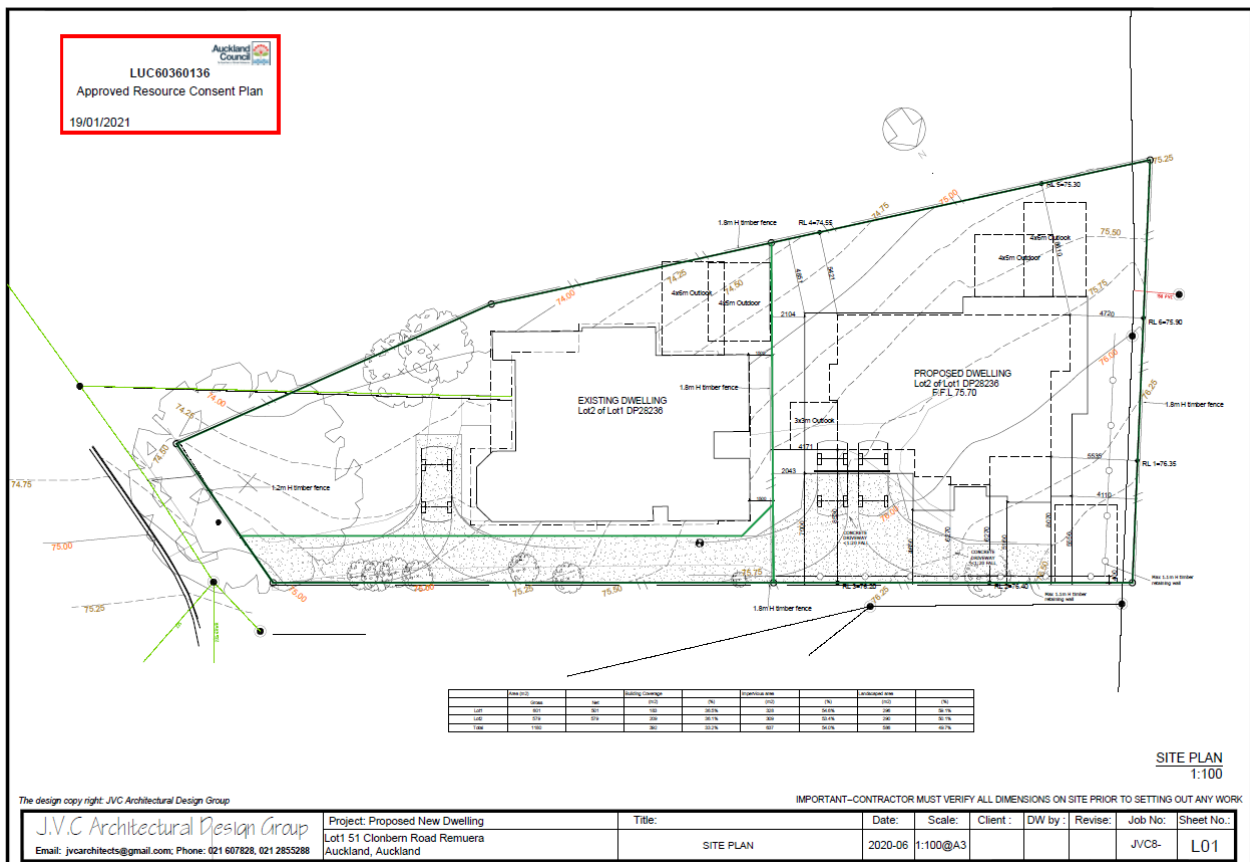
Natural Heritage: Notable Trees Overlay - 315, Pohutukawa, Verified position of tree

#### Controls

Controls: Macroinvertebrate Community Index - Urban



## Attachment 3: Consent plan showing notable Pōhutukawa tree at front of subdivided property.



**Attachment 4:** Schedule 10 listing showing revised text

189	<i>Vitex lucens, Ficus macrophylla Platanus acerifolia Vitex lucens</i>	Puriri Grove, Moreton Bay Fig, Plane Tree, Puriri	4	Clive Road, (reserve - Puriri Grove; Mt Eden Domain, Memorial to Norman Kirk)	Mount Eden	Pt Allotment 1A SECT 6 SBRS OF Auckland
315	<i>Metrosideros excelsa</i>	Pōhutukawa	1	Clonbern Road 51A	Remuera	Lot 1 DP 609095