


TO Celia Davison

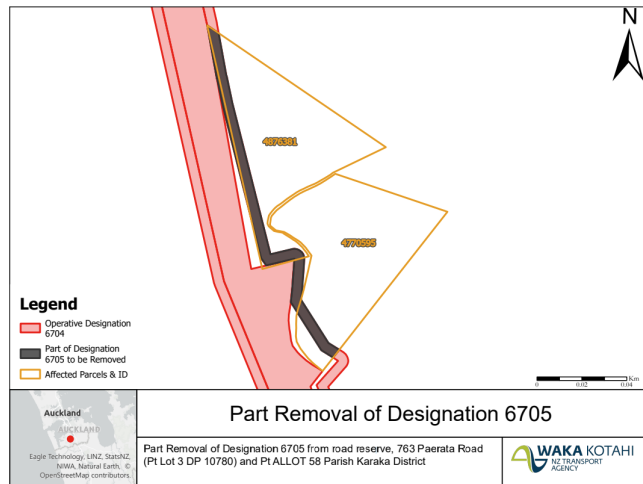
FROM Andrew An

DATE 1 November 2024

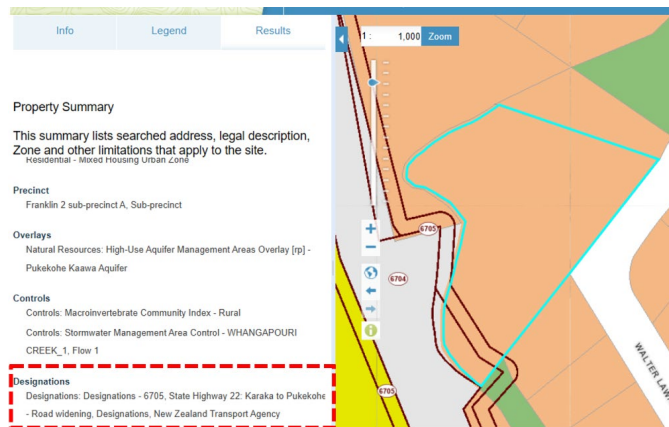
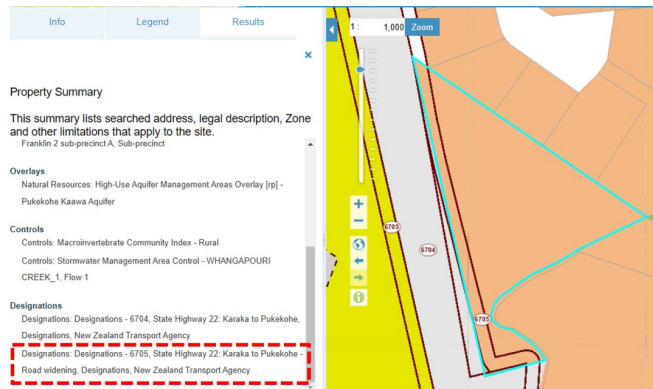
SUBJECT Update requested to the Auckland Unitary Plan
(Operative in Part 2016) (AUP)

I request an update to the AUP as outlined below:

Reason for update	RMA Section 182 Removal of designation
Chapter(s)	Chapter K
Designation only	
Designation # 6705	State Highway 22 Road Widening - Karaka to Pukekohe New Zealand Transport Agency
Locations:	State Highway 22 (Karaka Road and Paerata Road) from east of Woodlyn Drive, Karaka to Adams Drive, Pukekohe
Lapse Date	Given effect to (i.e. no lapse date)
Purpose	Land for road widening - 5m where indicated on Map 100, to a minimum width of 30m of road reserve.
Changes to text (shown in underline and strikethrough)	No changes required
Changes to diagrams	No changes required
Changes to spatial data	<ul style="list-style-type: none">• Removing part of a designation 6705 from two affected properties:<ul style="list-style-type: none">- 763 Paerata Road, Pukekohe, Auckland (Pt Lot 3 DP 10780)- Paerata Road, Pukekohe Auckland, (Pt ALLOT 58 Parish Karaka District) 





- Removing designation descriptions in the Property Summary of two affected properties:



Attachments

- Attachment A: New Zealand Transport Agency Designation 6705 s182 Partial Removal request
- Attachment B: Auckland Council Designation 6705 s182 Partial Removal Recommendation
- Attachment C: Updated GIS Viewer

Maps prepared by: Danica Torres Geospatial Specialist	Text Entered by: Planning Technician
Signature: 	Signature: N/A
prepared by: Andrew An Planner	Reviewed by: Craig Cairncross Team Leader
Signature: 	Signature: 
Authorised by: Celia Davison Manager Planning – Central/South	
Signature: 	

Attachment A

New Zealand Transport Agency

Designation 6705 s182 Partial Removal request

24/07/2024

Auckland Council
Private Bag 92300
Victoria street West
Auckland 1142
Via email: unitaryplan@aucklandcouncil.govt.nz

Dear Sir/Madam,

**Removal in part, of the NZ Transport Agency Waka Kotahi State Highway Designation ref 6705,
State Highway 22 widening**

Please find enclosed a notice of removal of part of a designation. Pursuant to Section 182 of the Resource Management Act 1991, NZ Transport Agency Waka Kotahi (NZTA) has determined this designation is no longer required and requests the Auckland Unitary Plan be amended to reflect this.

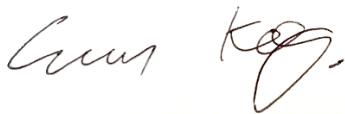
NZTA does not consider that this partial removal creates any effect on the remaining part of the designation that is more than minor.

NZTA has notified the land owners of the property affected by this removal. Updated GIS shapefiles reflecting the designation removal are also attached.

The NZTA reference number for any processing fees and charges is 60058091. The WBS number must be included on any invoice, and the invoice sent directly to apinvoices@nzta.govt.nz.

Please contact me if you have any questions or require further information.

Yours sincerely



Evan Keating
Principal Planner, Poutiaki Taiao / Environmental Planning
DDI: 09 953 5544
Email: consents@nzta.govt.nz (and copy to evan.keating@nzta.govt.nz)

Enc. NZ Transport Agency Waka Kotahi Form 23 – Notice of Removal of Designation under Section 182 of Resource Management Act 1991

REMOVAL OF DESIGNATION OR PART OF DESIGNATION

24 July 2024

NZ Transport Agency Waka Kotahi

Designation 6705 - Land for road widening 5m where indicated on map 100, to a minimum width of 30m of road reserve



Form 23

Notice of Removal of Part of Designation Under Section 182 of the Resource Management Act 1991

To: Auckland Council
Private Bag 92300
Victoria Street West
Auckland 1142
Via email: unitaryplan@aucklandcouncil.govt.nz

From: NZ Transport Agency Waka Kotahi
Private Bag 106602
Auckland 1143

And to: Owners of 763 Paerata Road, Pt Lot 3 DP 10780, and Pt ALLOT 58 Parish Karaka District

Pursuant to Section 182 of the Resource Management Act 1991 (RMA) NZ Transport Agency Waka Kotahi (NZTA) gives notice that it no longer requires part of designation 6705 included in the Auckland Unitary Plan (AUP).

This designation is for road widening purposes and extends 5m either side of designation 6704. In this case, the designation is located both immediately parallel to designation 6704 and also extends further into the affected properties in this location.

The designation is listed in Chapter K of the AUP and shown on the AUP e-plan maps. The purpose of the designation is: Land for road widening 5m where indicated on map 100, to a minimum width of 30m of road reserve.

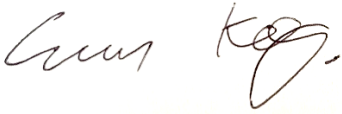
The legal name for NZTA as a requiring authority is New Zealand Transport Agency. The name of the requiring authority for designation 6705 as listed in the District Plan is New Zealand Transport Agency.

A portion of the designation is no longer required on the land listed in Table 1 in Attachment A. The area of the designation to be removed is shown on the plan in Attachment B.

The part of the designation to be removed is no longer required for the on-going operation, maintenance or mitigation of effects of the work authorised by the designation. The balance of designation 6705 will be retained.

NZTA requests the Council amend the district plan accordingly as required by section 182 of the Resource Management Act 1991.

Signed by:



Evan Keating
Principal Planner, Poutiaki Taiao / Environmental Planning
Transport Services

Pursuant to authority delegated by NZ Transport Agency Waka Kotahi

24 July 2024

Address for Service:

NZTA

Private Bag 106602

Auckland 1143

Attention: Evan Keating

Ph: (09) 953 5544

E-mail: consents@nzta.govt.nz

Attachment A – Properties subject to removal of part of designation

Attachment B – Plan of designation to be or part removed.

Attachment A

Properties subject to removal of part of designation 6705

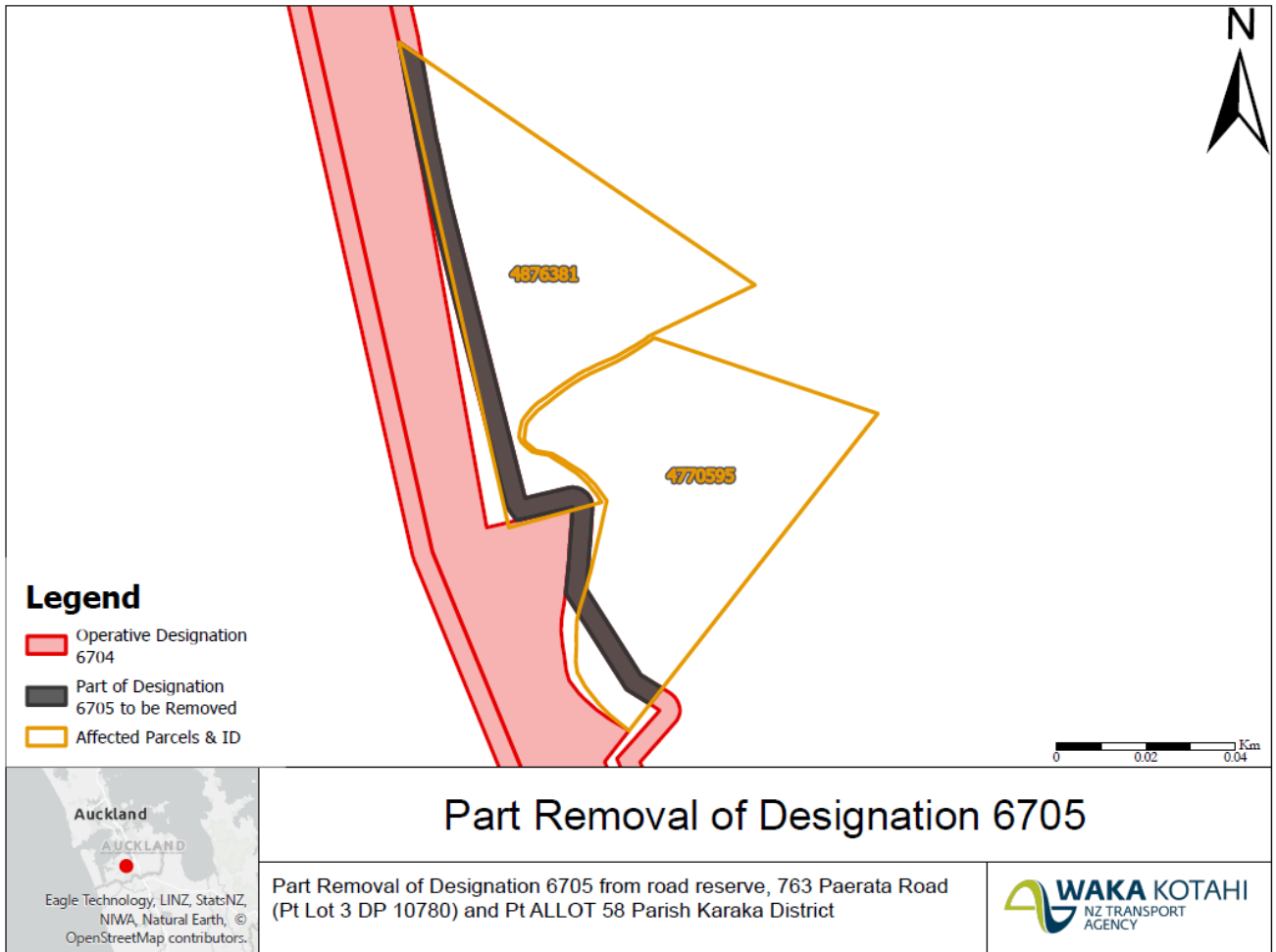
1. Land owners/occupiers

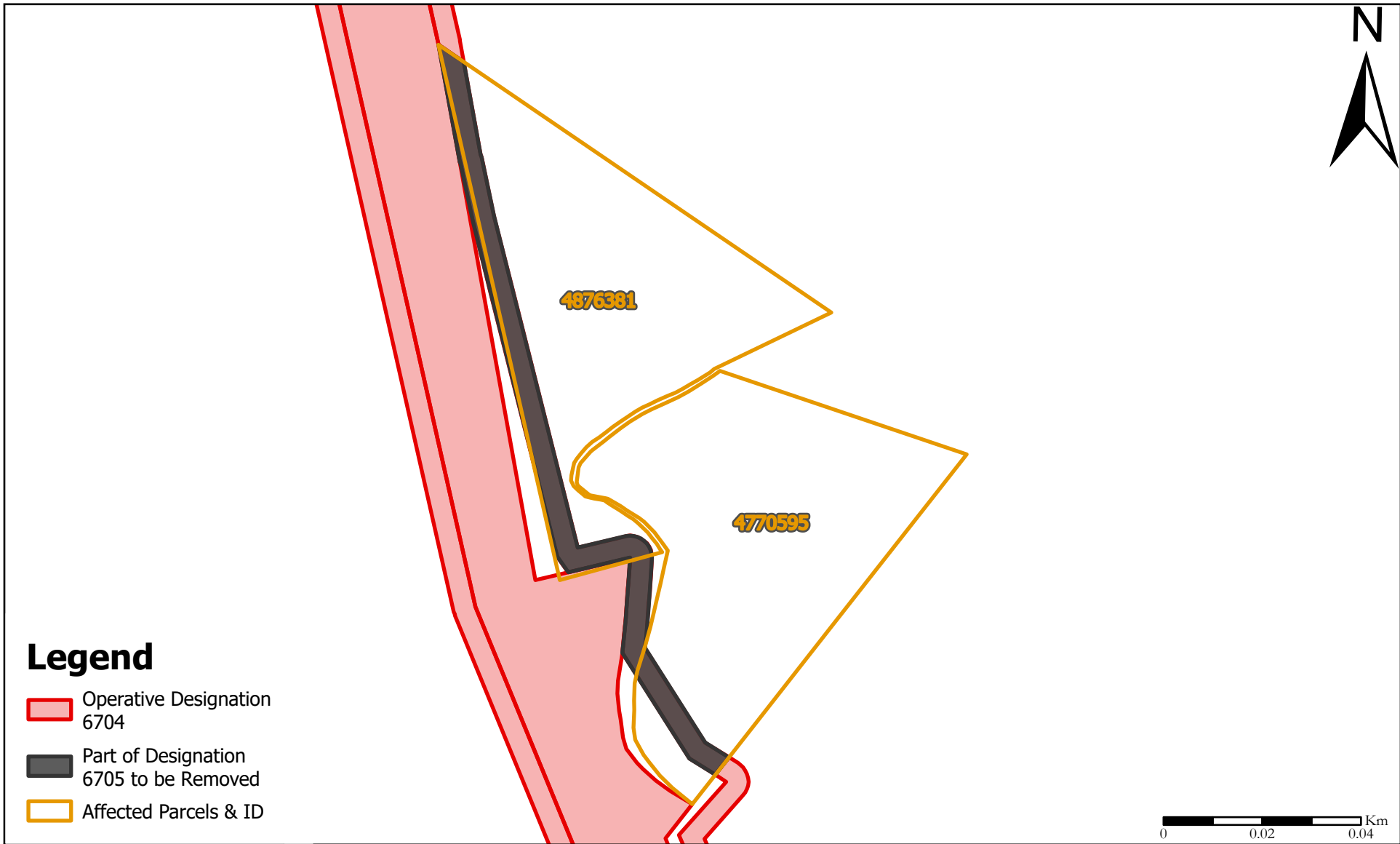
The designation is to be removed from the following land:

Legal Description	Certificate of Title	Address
Pt Lot 3 DP 10780	NA85A/591	763 Paerata Road, Pukekohe, Auckland
PT ALLOT 58 Parish Karakā District	NA762/274	None
Road	N/A	SH22

No other person is likely to be affected by the removal of the designation.

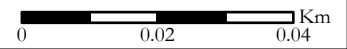
Attachment B
Plan of designation to be part removed – 6705





Legend

- Operative Designation 6704
- Part of Designation 6705 to be Removed
- Affected Parcels & ID



Part Removal of Designation 6705

Part Removal of Designation 6705 from road reserve, 763 Paerata Road (Pt Lot 3 DP 10780) and Pt ALLOT 58 Parish Karaka District



Attachment B

Auckland Council

Designation 6705 s182 Partial Removal Recommendation

PARTIAL REMOVAL OF A DESIGNATION UNDER SECTION 182 OF THE RESOURCE MANAGEMENT ACT 1991



To: Celia Davison – Manager, Planning Central and South

From: Andrew An, Policy Planner

Date: 11 October 2024

Subject:

Partial removal of Designation 6705 State Highway 22 Road Widening - Karaka to Pukekohe in the Auckland Unitary Plan (Operative in Part).

Summary

Auckland Council has received a notice from New Zealand Transport Agency Waka Kotahi (**NZTA**) under section 182 of the Resource Management Act 1991 (**RMA**), dated 24 July 2024, to remove in part Designation 6705 State Highway 22 Road Widening - Karaka to Pukekohe in the Auckland Unitary Plan (Operative in Part) (**AUP**).

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

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

It is recommended that the partial removal be accepted.

Recommendation

1. That the section 182 request from NZTA for the partial removal of Designation 6705 State Highway 22 Road Widening - Karaka to Pukekohe in the Auckland Unitary Plan be **accepted** for the following reasons:
 - The extent of the designation that applies to 763 Paerata Road, Pukekohe, Auckland (Pt Lot 3 DP 10780) and Paerata Road, Pukekohe Auckland, (Pt ALLOT 58 Parish Karaka District), is no longer required in respect of the NZTA's work programme for State Highway 22; and
 - The effects of the partial removal will not be more than minor.
2. That Designation 6705 State Highway 22 Road Widening - Karaka to Pukekohe be partially removed from 763 Paerata Road, Pukekohe, Auckland (Pt Lot 3 DP 10780) and Paerata Road, Pukekohe Auckland, (Pt ALLOT 58 Parish Karaka District), as soon as reasonably practicable, in the Designation overlay in the Auckland Unitary Plan.

1.0 DESCRIPTION

1.1 References

Designation number:	Designation 6705 State Highway 22 Road Widening - Karaka to Pukekohe
Lodgement date:	24 July 2024
Requiring authority:	New Zealand Transport Waka Kotahi
Reporting officer:	Andrew An
Site address:	Paerata Road, Pukekohe Auckland, (Pt ALLOT 58 Parish Karaka District) 763 Paerata Road, Pukekohe, Auckland (Pt Lot 3 DP 10780)
UP Zoning:	Residential – Mixed Housing Urban Zone

2.0 BACKGROUND

2.1 Details of designation

Designation 6705 applies to the extent of the State Highway 22 corridor (Karaka Road and Paerata Road) located between east of Woodlyn Drive, Karaka, and Adams Drive, Pukekohe. The purpose of the designation is recorded as “Land for road widening - 5m where indicated on Map 100, to a minimum width of 30m of road reserve”.

In respect of the Karaka and Paerata areas, the designation extends approximately 5m on either side of designation 6704 of the State Highway 22 corridor from Karaka to Pukekohe.

2.2 Land affected by the removal

NZTA have advised that the part of this designation applying to 763 Paerata Road, Pukekohe, Auckland (Pt Lot 3 DP 10780), Paerata Road, Pukekohe Auckland, (Pt ALLOT 58 Parish Karaka District) and the road SH22, is no longer required. The advice is accepted.

NZTA have provided a site plan showing the extent of the designation which is to be partially removed (refer to Figure 3 or Attachment B in Waka Kotahi NZTA s182 Notice of Removal). The extent of the designation in the AUP and proposed partial removal are shown below.

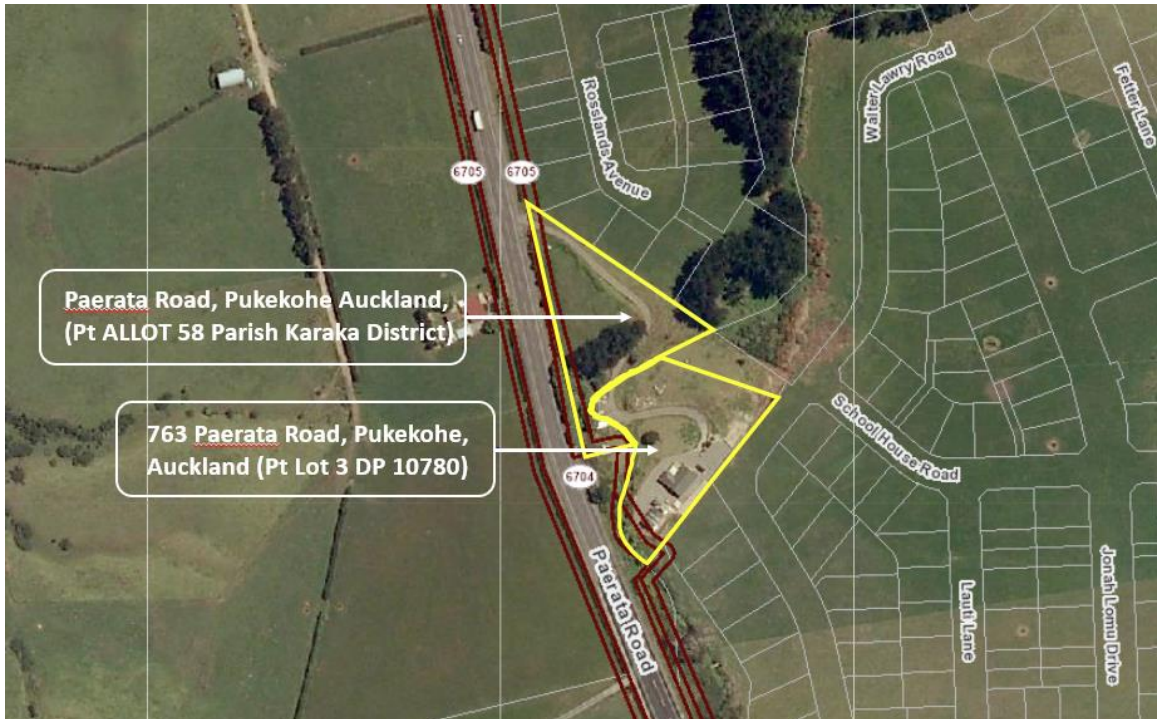


Figure 1: Aerial map showing the affected sites, Designations 6704 and 6705, and surrounds (Source: Auckland Council GeoMaps)

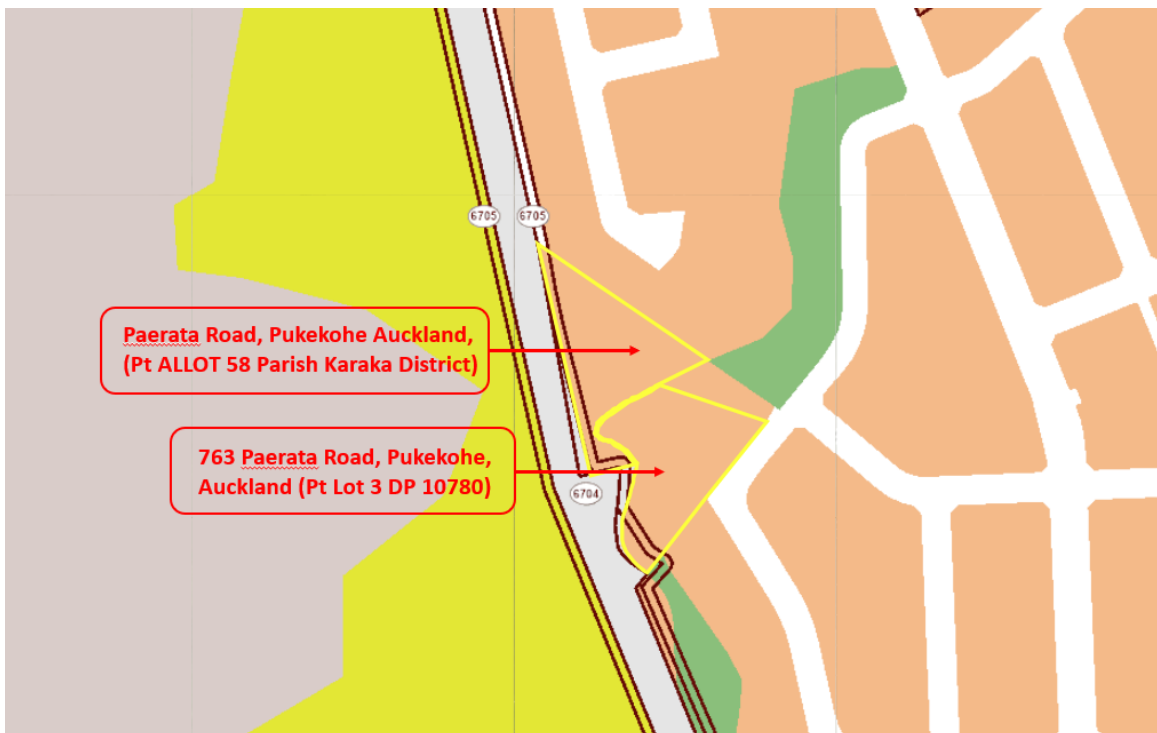


Figure 2: Zoning map showing the affected sites, Designations 6704 and 6705, and surrounds (Source: Auckland Council GeoMaps)

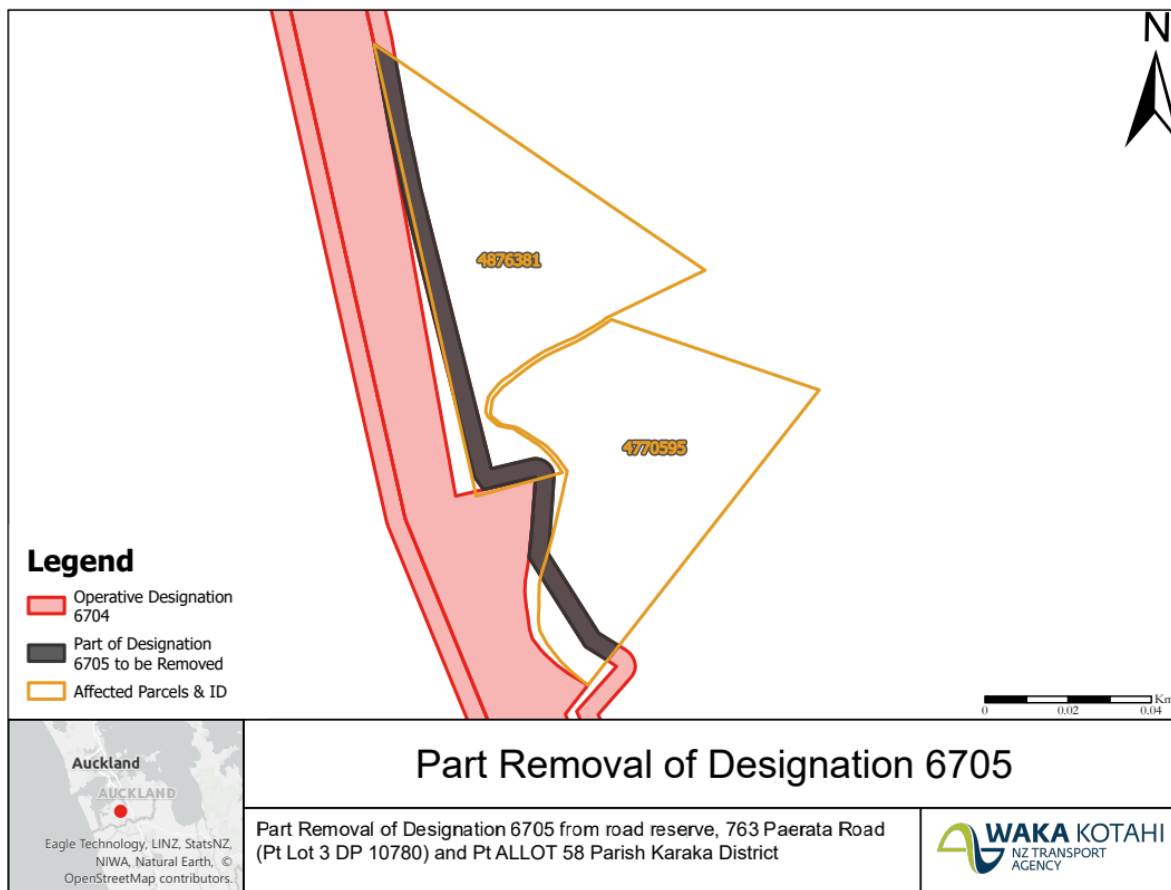


Figure 3: Map showing the extent of partial removal of Designation 6705 (Source: NZTA)

2.3 Consultation

NZTA advise that the landowners of the properties affected by this removal have been notified and no other person is likely to be affected by the removal for the designation.

2.4 Delegated authority to consider alterations to designations

The Team Leader – Planning Central and South (Planning and Resource Consents Tier 5) has delegated authority, in accordance with Schedule 2A of the Auckland Council Delegations: Chief Executive’s Delegations Register, Version 1.6, updated August 2024), to exercise the Council’s functions, powers, duties and discretions under the Resource Management Act 1991 in relation to Section 182 to approve a removal of a designation.

The Team Leader, Craig Cairncross from Planning Central and South (Planning and Resource Consents Tier 5) is on leave and his delegation is redirected to the Manager (Celia Davison) – Planning Central and South (Tier 4).

Section 182 requests to remove a designation or part of a designation can, therefore, be considered by the Manager – Planning Central and South and accepted or declined.

2.5 Relevant Statutory Provisions

Section 182 of the RMA allows a requiring authority to remove a designation or part of a designation if it no longer considers it to be necessary. This section also applies to a notice

by a territorial authority, to withdraw its own designation or part of a designation within its own district.

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

It is considered that the NZTA has provided sufficient justification for the partial removal of Designation 6705 State Highway 22 Road Widening - Karaka to Pukekohe for the following reasons:

- The extent of the designation that applies to 763 Paerata Road, Pukekohe, Auckland (Pt Lot 3 DP 10780), and Paerata Road, Pukekohe Auckland, (Pt ALLOT 58 Parish Karaka District), is no longer required in respect of Waka Kotahi's work programme for State Highway 22; and
- The effects of the partial removal will not be more than minor.

3.0 RECOMMENDATION

Pursuant to Section 182 of the Resource Management Act 1991 the partial removal of Designation 6705 State Highway 22 Road Widening - Karaka to Pukekohe be **ACCEPTED** and the Auckland Unitary Plan Operative in part designation overlay be amended accordingly.

Prepared by:



Andrew An, Policy Planner, Planning Central and South

Date: 11 October 2024

Accepted by:

Celia Davison, Manager, Planning Central and South

Date: 15 October 2024

4.0 DETERMINATION

That the above partial removal of Designation 6705 State Highway 22 Road Widening - Karaka to Pukekohe has been considered under Delegated Authority by the Auckland Council and is hereby **CONFIRMED** in accordance with Section 182 of the Resource Management Act 1991 and that the Auckland Unitary Plan (Operative in Part) be amended accordingly without further formality.



Signed:

Celia Davison, Manager, Planning Central and South

Date: 15 October 2024

SCHEDULE OF ATTACHMENTS:

Attachment A: Waka Kotahi NZTA s182 Notice of Removal

Attachment C
Auckland Council
Designation 6705 GIS Viewer

Before



 Designation

After



 Designation



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.

Designation 6705 Partial Uplift

