Decision on notification of an application to change a condition of a resource consent under section 127 under the Resource Management Act 1991



Application number: R/VCC/2014/2043/1

Consent holder: Auckland Transport

Site address: Road reserve of Beach Road, Tangihua Road, Quay Street,

Britomart Place and Mahuhu Crescent, Auckland Central

Proposal:

To change condition 1 of resource consents R/LUC/2014/2043 and R/REG/2014/2045 in order to reflect the updated design of the Beach Road Cycleway.

Additional resource consent required:

Proposed Auckland Unitary Plan (PAUP)

 The proposal involves the upgrading and replacement of network utilities within the vicinity of Category A and B scheduled places. Pursuant to Rule 3.J.2.1, this is a discretionary activity.

Having read the application, supporting documents and the council planner's report and recommendations on the application, I am satisfied I have sufficient information to consider the matters required by the Resource Management Act 1991 (the RMA) and to make a decision on notification.

Under section 95A of the RMA this application shall proceed without public notification because:

- The adverse effects on the environment as a result of the change will be no more than
 minor because the applicant has adequately demonstrated that the proposed changes
 will generate less than minor adverse effects on the environment.
- There is no district or regional rule or national environment standard that requires public notification and the applicant has not requested it.
- There are no other reasons, including special circumstances, to warrant notification.

Under section 95B of the RMA this application shall proceed without limited notification because:

- There are no persons adversely affected by the change because the applicant has adequately demonstrated that the proposed changes will generate less than minor adverse effects on the environment.
- There are no protected customary rights groups or marine title groups in the region affected by the change.

Accordingly, this application shall proceed on a **NON-NOTIFIED** basis.

Janine Bell

Duty Commissioner

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02 April 2015

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Proposed Auckland Unitary Plan (PAUP)

 The proposal involves the upgrading and replacement of network utilities within the vicinity of Category A and B scheduled places. Pursuant to Rule 3.J.2.1, this is a discretionary activity.

Having read the application, supporting documents and the council planner's report and recommendations on the application, I am satisfied I have sufficient information to consider the matters required by the Resource Management Act 1991 (the RMA) and to make a decision on the application.

Decision

Under sections 104, 104B and 127 and Part 2 of the RMA this application to change a condition of resource consents R/LUC/2014/2043 and R/REG/2014/2045 is **GRANTED**. The reasons for this decision are:

- The proposed changes will allow the Beach Road Cycleway to meet safety requirements and address outstanding safety matters.
- The applicant has adequately demonstrated that the proposed changes will generate
 less than minor adverse effects on the environment. These effects are outweighed
 by the significant positive effects provided by the proposal, including improved
 accessibility and transport mode choice within the Auckland Central Business
 District.
- The proposal is consistent the operative plans, including the Auckland Council Regional Policy Statement and the Auckland Council District Plan (Central Area).
 The amended design will assist the cycleway support the transport and strategic outcomes sought by these plans, while avoiding significant effects on heritage values.

- The proposal is also consistent with the PAUP. In particular, it supports meets the requirements of the PAUP's objectives and policies, with particular regard to the transport and heritage outcomes sought by the plan.
- The proposal is also consistent with Part 2 of the Act given the support that it will provide to the social and economic wellbeing of the community.

Changes

Under section 127 of the RMA condition 1 of resource consents R/LUC/2014/2043 and R/REG/2014/2045 is changed as set out below. **Bold underlined text** denotes new text. **Strikethrough italic text** denotes deleted text.

Drawing reference number	Title	Architect/Author	Dated
3818705-C-001	Site Locality Plan	Beca	09.05.14
3818705-C-201	Site Locality Plan	Beca	<u>03.03.15</u>
3818705-C-003	Sheet Layout Plan	Beca	09.05.14
3818705-C-203	Sheet Layout Plan	<u>Beca</u>	<u>03.03.15</u>
3818705-C-210	Site Clearance Plan Sheet 1 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-211	Site Clearance Plan Sheet 2 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-212	Site Clearance Plan Sheet 3 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-213	Site Clearance Plan Sheet 4 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-010	Detail Plans Sheet 1 of 7	Beca	09.05.14
3818705-C-011	Detail Plans Sheet 2 of 7	Beca	09.05.14
3818705-C-012	Detail Plans Sheet 3 of 7	Beca	09.05.14
3818705-C-013	Detail Plans Sheet 4 of 7	Beca	09.05.14
3818705-C-220	Detail Plans Sheet 1 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-221	Detail Plans Sheet 2 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-222	Detail Plans Sheet 3 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-223	Detail Plans Sheet 4 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-014	Detail Plans Sheet 5 of 7	Beca	09.05.14
3818705-C-015	Detail Plans Sheet 6 of 8	Beca	09.05.14
3818705-C-016	Detail Plans Sheet 7 of 7	Beca	09.05.14
3818705-C-017	Detail Plans Sheet 8 of 8	Beca	May 14
3818705-C-231	Britomart Place North Intersection- Traffic Signals Sheet 1 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-C-232	Britomart Place North Intersection – Traffic Signals Sheet 2 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-C-234	Britomart Place/ Anzac Ave Intersection Traffic Signals Sheet 1 of 5	<u>Beca</u>	03.03.15
3818705-C-235	Britomart Place/ Anzac Ave Intersection – Traffic Signals Sheet 2	<u>Beca</u>	03.03.15

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3818705-C-236	of 5 Britomart Place/Anzac Ave Intersection Traffic Signals Sheet 3 of 5	<u>Beca</u>	<u>03.03.15</u>
3818705-C-237A	Britomart Place/Anzac Ave Intersection Traffic Signals Sheet 4 of 5	<u>Beca</u>	03.03.15
3818705-C-237B	Anzac Ave Intersection –Traffic Signals Sheet 5 of 5	<u>Beca</u>	<u>03.03.15</u>
3818705-C-239	Tangihua St Intersection Traffic Signals Sheet 1 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-C-240	Tangihua St Intersection Traffic Signals Sheet 2 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-C-021	Tangihua Intersection Traffic Signals Sheet 1 of 2	Beca	09.05.14
3818705-C-022	Tangihua Intersection Traffic Signals Sheet 2 of 2	Beca	09.05.14
3818705-C-024	Mahuhu Cresent Intersection Traffic Signals Sheet 1 of 2	Beca	09.05.14
3818705-C-025	Mahuhu Cresent Intersection Traffic Signals Sheet 2 of 2	Beca	09.05.14
3818705-C-028	Te Taou East Traffic Signals Sheet 1 of 2	Beca	09.05.14
3818705-C-029	Te Taou East Traffic Signals Sheet 2 of 2	Beca	09.05.14
3818705-C-033	Quay Street Intersection Traffic Signals Sheet 1 of 2	Beca	No date
3818705-C-034	Quay Street Intersection Traffic Signals Sheet 2 of 2	Beca	No date
3818705-C-250	Typical Cross Sections, Sheet 1 of 2 Beach Road	<u>Beca</u>	<u>03.03.15</u>
3818705-C-251	Typical Cross Sections, Sheet 2 of 2 Beach Road	<u>Beca</u>	<u>03.03.15</u>
3818705-C-035	Typical Cross Sections Sheet 1 of 4 Beach Road	Beca	09.05.14
3818705-C-036	Typical Cross Sections Sheet 2 of 4 Beach Road	Beca	09.05.14
3818705-C-037	Typical Cross Sections Sheet 3 of 4 Beach Road/Churchill Street	Beca	10.06.14
3818705-C-038	Typical Cross Sections Sheet 4 or 4 Tapora St/Mahuhu Cres	Beca	09.05.14
3818705-C-250	Typical Cross Sections Beach Road Sheet 1 of 2	<u>Beca</u>	<u>Dec 14</u>

3818705-C-251	Typical Cross Sections Beach Road Sheet 2 of 2	<u>Beca</u>	<u>Dec 14</u>
3818705-C260	Signage and Marking General Notes	<u>Beca</u>	<u>03.03.15</u>
3818705-C261	Signage and Marking Plans – Sheet 1 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C262	Signage and Marking Plans – Sheet 2 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C263	Signage and Marking Plans – Sheet 3 of 4	<u>Beca</u>	<u>03 03.15</u>
3818705-C264	Signage and Marking Plans – Sheet 4 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-040	Signage and Marking General Notes	Beca	09.05.14
3818705-C-041	Signage and Marking Plans Sheet 1 of 7	Beca	09.05.14
3818705-C-042	Signage and Marking Plans Sheet 2 of 7	Beca	09.05.14
3818705-C-043	Signage and Marking Plans Sheet 3 of 7	Beca	09.05.14
3818705-C-044	Signage and Marking Plans Sheet 4 of 7	Beca	09.05.14
3818705-C-045	Signage and Marking Plans Sheet 5 of 7	Beca	09.05.14
3818705-C-046	Signage and Marking Plans Sheet 6 of 7	Beca	09.05.14
3818705-C-047	Signage and Marking Plans Sheet 7 of 7	Beca	09.05.14
3818705-C-270	Pavement Plans Sheet 1 of 4	<u>Beca</u>	03.03.15
3818705-C-271	Pavement Plans Sheet 2 of 4	<u>Beca</u>	03.03.15
3818705-C-272	Pavement Plans Sheet 3 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-273	Pavement Plans Sheet 4 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-274	Pavement Details	<u>Beca</u>	<u>03.03.15</u>
3818705-C-051	Pavement Plans Sheet 1 of 7	Beca	09.05.14
3818705-C-052	Pavement Plans Sheet 2 of 7	Beca	09.05.14
3818705-C-03	Pavement Plans Sheet 3 of 7	Beca	09.05.14
3818705-C-054	Pavement Plans Sheet 4 of 7	Beca	09.05.14
3818705-C-055	Pavement Plans Sheet 5 of 7	Beca	09.05.14
3818705-C-056	Pavement Plans Sheet 6 of 7	Beca	09.05.14
3818705-C-057	Pavement Plans Sheet 7 of 7	Beca	09.05.14
3818705-C-280	Drainage Plans Sheet 1 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-281	Drainage Plans Sheet 2 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-282	Drainage Plans Sheet 3 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-283	Drainage Plans Sheet 4 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-C-060	Drainage Plans Sheet 1 of 8	Beca	06.06.14
3818705 C-061	Drainage Plans Sheet 2 of 8	Beca	06.06.14
3818705-C-062	Drainage Plans Sheet 3 of 8	Beca	06.06.14
3818705-C-063	Drainage Plans Sheet 4 of 8	Beca	06.06.14
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3818705-C-064	Drainage Plans Sheet 5 of 8	Beca	06.06.14
3818705-C-065	Drainage Plans Sheet 6 of 8	Beca	06.06.14
3818705-C-066	Drainage Plans Sheet 7 of 8	Beca	06.06.14
3818705-C-0001	Catchment Plans Sheet 1 of 3	Beca	06.06.14
3818705-C-0002	Catchment Plans Sheet 2 of 3	Beca	06.06.14
3818705-C-0003	Catchment Plans Sheet 3 of 3	Beca	06.06.14
3818705-C-070	Drawing Key Notes and Luminaire Schedule	Beca	09.05.14
3818705-C-300	Civil works details - Sheet 1 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-C-301	Civil works details – Sheet 2 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-C-310	Drawing Key Notes and Luminaire Schedule	<u>Beca</u>	<u>27.02.15</u>
3818705-C-311	Lighting Plan Sheet 1 of 4	<u>Beca</u>	<u>27.02.15</u>
3818705-C-312	Lighting Plan Sheet 2 of 4	<u>Beca</u>	<u>27.02.15</u>
3818705-C-313	Lighting Plan Sheet 3 of 4	<u>Beca</u>	<u>27.02.15</u>
3818705-C-314	Lighting Plan Sheet 4 of 4	<u>Beca</u>	<u>27.02.15</u>
3818705-C-071	Lighting Plans Sheet 1 of 7	Beca	09.05.14
3818705 C-072	Lighting Plans Sheet 2 of 7	Beca	09.05.14
3818705-C-073	Lighting Plans Sheet 3 of 7	Beca	09.05.14
3818705-C-074	Lighting Plans Sheet 4 of 7	Beca	09.05.14
3818705-C-075	Lighting Plans Sheet 5 of 7	Beca	09.05.14
3818705-C-076	Lighting Plans Sheet 6 of 7	Beca	09.05.14
3818705-C-077	Lighting Plans Sheet 7 of 7	Beca	09.05.14
3818705-L-001	Landscape – Key and general notes	<u>Beca</u>	<u>03.03.15</u>
3818705-L-001	<u>Landscape – General Arrangement</u> <u>Plan- Sheet 1 of 4</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-221	<u>Landscape – General Arrangement</u> <u>Plan- Sheet 2 of 4</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-222	<u>Landscape – General Arrangement</u> <u>Plan- Sheet 3 of 4</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-223	<u>Landscape – General Arrangement</u> <u>Plan- Sheet 4 of 4</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-224	Landscape- Plaza 1 General Arrangement plan – Sheet 1 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-L-225	Landscape- Plaza 1 General Arrangement plan – Sheet 2 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-L-226	<u>Landscape- Plaza 1 General</u> <u>Arrangement plan – Sheet 3 of 4</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-227	Landscape- Plaza 1 General Arrangement plan – Sheet 4 of 4	<u>Beca</u>	<u>03.03.15</u>
3818705-L-230	<u>Landscape – Typical cross sections –</u>	<u>Beca</u>	<u>03.03.15</u>

	Sheet 1 of 2		
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<u>3818705-L-231</u>	<u>Landscape – Typical cross sections –</u> <u>Sheet 2 of 2</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-241	Landscape planting plans – Sheet 1 of	<u>Beca</u>	03.03.15
	<u>6</u>		
3818705-L-242	Landscape planting plans - Sheet 2 of	<u>Beca</u>	<u>03.03.15</u>
	<u>6</u>		
3818705-L-243	Landscape planting plans – Sheet 3 of 6	<u>Beca</u>	<u>03.03.15</u>
3818705-L-244	Landscape planting plans – Sheet 4 of	<u>Beca</u>	<u>03.03.15</u>
	<u>6</u>		
3818705-L-245	<u>Landscape planting plans – Sheet 5 of</u> <u>6</u>	<u>Beca</u>	<u>03.03.15</u>
3818705 L-246	Landscape planting plans – Sheet 6 of	<u>Beca</u>	<u>03.03.15</u>
	<u>6</u>		
3818705-L-247	Landscape planting schedule	<u>Beca</u>	<u>03.03.15</u>
3818705-L-248	Landscape planting plans details	<u>Beca</u>	<u>03.03.15</u>
3818705-L-250	<u>Furniture items</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-251	Railway seat details sheet 1 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-L-252	Railway seat details sheet 2 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-L-253	Sculpture details sheet 1 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-L-254	Sculpture details sheet 2 of 2	<u>Beca</u>	<u>03.03.15</u>
3818705-L-261	Surface junctions	<u>Beca</u>	<u>03.03.15</u>
3818705-L-262	Surface finishes	<u>Beca</u>	<u>03.03.15</u>
3818705-L-265	<u>Landscape details – planter</u> <u>construction</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-270	Landscape details –planter modules – Sheet 1 of 5	<u>Beca</u>	<u>03.03.15</u>
3818705-L-271	Landscape details –planter modules –	<u>Beca</u>	03.03.15
<u>3010703-E-271</u>	Sheet 2 of 5	<u>Bcca</u>	00.00.10
3818705-L-272	<u>Landscape details –planter modules –</u> <u>Sheet 3 of 5</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-273	<u>Landscape details –planter modules –</u> <u>Sheet 4 of 5</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-274	<u>Landscape details –planter modules –</u> <u>Sheet 5 of 5</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L-275	<u>Landscape – Planter 1 Details</u>	<u>Beca</u>	03.03.15
3818705-L-276	Landscape - Planter 1 Details	<u>Beca</u>	03.03.15
3818705-L-277	Landscape - Planter 1 Details	Beca	03.03.15
3818705-L-278	Landscape - Planter 1 Details	<u>Beca</u>	03.03.15
3818705-L-279	Landscape - Planter 1 Details	Beca	03.03.15

3818705-L-280	Landscape - Planter 1 Details	<u>Beca</u>	03.03.15
3818705-L-290	<u>Landscape – Planter Seating Details –</u> <u>Sheet 1 of 2</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L291	<u>Landscape – Planter Seating Details –</u> <u>Sheet 2 of 2</u>	<u>Beca</u>	<u>03.03.15</u>
3818705-L300	Existing Trees Sheet 1 of 3	<u>Beca</u>	<u>23.02.15</u>
3818705-L301	Existing Trees Sheet 2 of 3	<u>Beca</u>	<u>23.02.15</u>
3818705-L-302	Existing Trees Sheet 3 of 3	<u>Beca</u>	<u>23.02.15</u>
3818705-C-080	Civil Work Details Cycleway Separator	Beca	09.05.14
3818705-C-081	Civil Work Details Sheet 2 of 2	Beca	09.05.14
3818705-CK-02	General Layout Sheet 2 of 7	Beca	May 14
3818705-CK-03	General Layout Sheet 3 of 7	Beca	May 14
3818705-CK-04	General Layout Sheet 4 of 7	Beca	May 14
3818705-CK-05	General Layout Sheet 5 of 7	Beca	May 14
3818705-CK-07	General Layout Sheet 7 of 7	Beca	May 14

All other conditions of resource consents R/LUC/2014/2043 and R/REG/2014/2045 remain unchanged and in effect.

Advice notes

1. The consent holder is reminded that the decision on this section 127 application does not affect the lapse period for the resource consent.

Janine Bell Duty Commissioner

02 April 2015