

Notice of Requirement

Waimakariri District Council

Road Connection – Doubledays Road, Kaiapoi

December 2020



Prepared By:

Liz White

For any information regarding this document please contact:

Liz White

Email: liz@incite.co.nz

Mobile: 027 2285 006

Incite

PO Box 25-289

Christchurch 8141

New Zealand

Incite Client File Number: C22055.00

Document Date: 18/12/2020

Version	Reviewed by	
Draft	Adele Dawson	7/12/20
Final	Don Young (WDC)	17/12/20
Updated		23/03/20

Table of Contents

Introduction	4
Description of the site to which this Notice applies	4
Nature of the proposed works.....	5
Assessment of effects on the environment	5
Statutory considerations.....	5
Conclusion	7

Appendix A – Location Plan

Appendix B – Designation Table

NOTICE OF REQUIREMENT FOR DESIGNATION – PURSUANT TO SECTION 168 OF THE RESOURCE MANAGEMENT ACT 1991

Introduction

Pursuant to Section 168 of the Resource Management Act 1991 (RMA), Waimakariri District Council hereby gives notice of its requirement (Notice) for a new designation in the proposed Waimakariri District Plan for roading purposes, as described below. Waimakariri District Council, as a local authority, is an approved requiring authority under Section 166 of the RMA. The designation is required in order to improve connectivity between walking and cycling tracks and the legal road.

Description of the site to which this Notice applies

The proposed site to which this Notice applies is 6 Doubledays Road, Kaiapoi (Lot 1 DP 67313). The designation affects approximately 455m² at the northern portion of this land parcel and allows for the formalisation of a connection between the northern end of Doubledays Road, through to a paper road located to the north. The designation will provide a legal connection through to Doubledays Road, from an existing public walking/cycling track located alongside Kaikainui Stream, from south-west Kaiapoi. While there is a formed connection between the road and the track, it currently crosses private land, and the designation will ensure public access between the two is formalised.

The site is located outside, but near to the southwestern boundary of Kaiapoi's urban area. The affected property and immediately surrounding sites are zoned Rural. The site itself does not contain any buildings, but forms part of a larger rural landholding.

The general area of the designation is shown in Figure 1 below, with the affected property identified using a red star. The specific area proposed to be designated is contained in Appendix A and shown using yellow shading. The designation table in the format required by the National Planning Standards is attached as Appendix B.



Figure 1: General site location

Source: Canterbury Maps

Nature of the proposed works

This Notice relates to a designation for roading purposes. It is proposed to provide formalised public access between the public roadway and a public walking/cycling track.

Assessment of effects on the environment

The designation is not expected to result in any actual or potential effects. It is intended to provide a formal linkage between Doubledays Road and a public walking/cycling track. No construction works are proposed as there is already a physical connection between the road and the track; the designation simply ensures that there is a legal connection for the public.

There are also positive effects associated with the designation, as it will provide access from Kaiapoi Township through to Doubledays Road and therefore improve connectivity.

Statutory considerations

Section 171(1) of the RMA sets out that when considering a Notice, a Territorial Authority must, subject to Part 2, consider the effects on the environment of allowing the requirement, having particular regard to matters (a) – (d). For completeness, matters (a) – (d) of Section 171(1) are considered as follows:

Section 171(1)(a): “any relevant provisions of - (i) a national policy statement: (ii) a New Zealand coastal policy statement: (iii) a regional policy statement or proposed regional policy statement: (iv) a plan or proposed plan.”

National Policy Statements

There are five National Policy Statements and none are considered to be relevant to this Notice. The site is not located in the Coastal Environment and therefore the New Zealand Coastal Policy Statement is also not relevant.

Canterbury Regional Policy Statement

Chapter 6 of the CRPS applies to Greater Christchurch, which includes Kaiapoi. Objective 6.2.1 seeks to enable development through a framework that optimise use of existing infrastructure. Objective 6.2.4 seeks that the planning for transport infrastructure is prioritised so that it maximises integration with planned or existing development and facilitates the movements of people and goods and provision of services, while achieving a number of matters. Of relevance, these matters include promoting the use of active transport modes. Policy 6.3.4 directs that the efficiency and effectiveness of the transport network is ensured, to maintain and improve movement of people and goods, by (amongst other matters) supporting increased uptake of active transport and providing opportunities for modal choice. The proposed designation is consistent with this direction as it seeks to provide a linkage between Doubledays Road and an existing public walking/cycling track.

Regional Plans

The Canterbury Land and Water Regional Plan and the Waimakariri River Regional Plan both apply in the Waimakariri District. There is nothing in this Notice that is considered to be inconsistent with the CLWRP.

District Plan

The Operative Waimakariri District Plan include a Utilities and Traffic Management Chapter (Chapter 11). Objective 11.1.1 seeks that utilities maintain or enhance the community’s social, economic and cultural wellbeing, and its health and safety. Policy 11.1.1.1 directs that utilities should: contribute to a safe environment; promote efficient use of resources and efficient development of the utility; and maintain and enhance social wellbeing. Objective 11.2.1 seeks that the adverse effects on the environment caused by provision, use, maintenance and upgrading in of utilities are avoided, remedied or mitigated. Policy 11.2.1.1 directs that effects are managed by (amongst other things) having regard to the particular amenity and character to the area in which it is placed. This Notice is consistent with these outcomes as the purpose of the designation is to improve access to part of the active transport network in Kaiapoi. The walkway connection is expected to contribute to social wellbeing by providing a recreational access and is consistent with the character and amenity of the surrounding area.

Section 171(1)(b): “whether adequate consideration has been given to alternative sites, routes, or methods of undertaking the work if - (i) the requiring authority does not have an interest in the land sufficient for undertaking the work; or (ii) it is likely that the work will have a significant adverse effect on the environment.”

As set out above, the work is not expected to have significant adverse effects on the environment and therefore s171(1)(b)(ii) is not applicable. However, in terms of (i), the Notice applies to a site that is not in the Council's ownership. Given that the purpose of the designation is to provide a linkage from an existing road to walking/cycling track, alternative sites or routes are not available.

Section 171(1)(c): "whether the work and designation are reasonably necessary for achieving the objectives of the requiring authority for which the designation is sought."

The designation, as a planning tool, is considered necessary to allow Waimakariri District Council as the Requiring Authority to ensure legal access is secured which contributes towards the active transport network. The alternative to designating this site is to purchase the land. However this would not secure authorisation for, or clearly signal its use as part of the transport network.

Section 171(1)(d): "any other matter the territorial authority considers reasonably necessary in order to make a recommendation on the requirement."

There are no other matters considered reasonably necessary to make a decision on this Notice.

Consultation

The Council, as a requiring authority has advised the land owner of the intention to designate the land. No response was provided at the time this notice was prepared.

Conclusion

Waimakariri District Council gives notice of its requirement to designate land at 78 Doubledays Road, Kaiapoi, for roading purposes. The preceding assessment of effects concludes that the effects associated with the road connection are minor and temporary in nature. The proposed designation is consistent with the Operative District Plan and CRPS.

Overall it is considered the designation is consistent with the relevant statutory provisions and the principles and purpose the RMA.

Appendix A – Location Plan



Appendix B – Designation Table

Doubledays Road Connection	
Designation unique identifier	
Designation Purpose	Roading
Site identifier	Lot 1 DP 67313 (6 Doubledays Road)
Lapse date	10 years
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	No
Additional information	n/a