

# Notice of Requirement

## Waimakariri District Council

River Road to Lehmans Road, Rangiora

Unnamed Road, Rangiora

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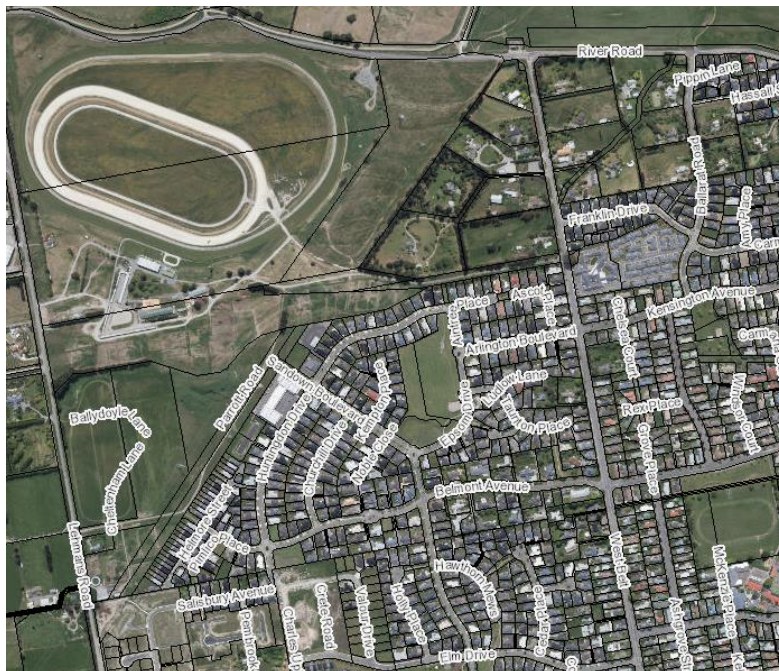
## NOTICE OF REQUIREMENT FOR DESIGNATION– PURSUANT TO SECTION 168 OF THE RESOURCE MANAGEMENT ACT 1991

### 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 a new road, 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 enable a safe and efficient roading network.

### Description of the site to which this notice applies

The proposed site to which this notice applies is between 410 River Road and 255 Lehmans Road, Rangiora. The site consists of land parcels Lot 310 DP 529516 and Lot 308 DP 529516 and partially includes Lot 1 DP 15758, Part RS 10009 and RES 958. To the south-east of the site is a new residential development and rural lifestyle properties. To the north-west is the Rangiora Racecourse and land zoned Residential 4A. Transpower electricity lines are located parallel to the proposed road alignment. The area of the designation is shown in Figure 1 below and in Appendix A and includes both purple and red shaded areas. The designation table in the format required by the National Planning Standards is attached as Appendix B.



**Figure 1: Site location, identified on map**

Source: Canterbury Maps

The location of the proposed road was included in the Council's West Rangiora Structure Plan, in 2009. This purpose of the plan was to assist Waimakariri District Council in carrying out its functions and allow for planning future growth. As part of this future growth, the south-western portion of the proposed road was included as part of the proposed development in this area.

Waimakariri District Council does not own all of the land within the proposed road corridor subject to this Notice however the majority of land has been vested following the approval of subdivision consents for the Arlington and West Park developments and from the Rangiora Racecourse.

### **Nature of the proposed works**

This Notice relates to a designation for roading purposes, allowing for the establishment of a new road that will contribute to the ongoing development of a safe and efficient roading network. The road will be constructed in accordance with the Council Engineering Code of Practice.

This designation will provide for the ongoing use and maintenance of the road. Maintenance activities will include general repairs and replacement of the road surface and any future road widening and traffic safety measures.

### **Assessment of effects on the environment**

The construction of the road will include effects such as dust, noise and may interrupt property owner and occupier access. However, these effects are temporary and minor in nature and will not be dissimilar to the construction works occurring in the area during the development of the new residential area.

The effects associated with the use of the road will largely be noise and vibration. These effects are anticipated by the community and will be no different to other roads in the District, as such the effects are considered acceptable. There are significant positive effects associated with the use of the road as it will provide improved connectivity and increase the safety and efficiency of the roading network in the area to accommodate the new development. The road will be regularly inspected as part of Council's road network patrols and any defects will be repaired as necessary.

### **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 it is considered none of them are particularly relevant to this Notice. None of the sites are located in the Coastal Environment and therefore the New Zealand Coastal Policy Statement is also not relevant.

#### Canterbury Regional Policy Statement

Chapter 5 of the Regional Policy Statement relates to Land Use and Infrastructure. The provisions of Chapter 5 place particular emphasis on the recognition of regionally significant infrastructure to community wellbeing and the need for its establishment, retention and enhancement as appropriate.<sup>1</sup> This Notice is considered to be consistent with the CRPS objectives and policies, specifically Objective 5.2.3 and Policy 5.3.8. Together this Objective and Policy, seek to achieve the provision of safe, efficient and effective of transport infrastructure where adverse effects are avoided, remedied or mitigated. The proposed designation will provide for the establishment of the road and its continued use and maintenance to provide a safe and efficient roading network for the Waimakariri District Community.

#### Regional Plans

The Canterbury Land and Water Regional Plan and the Waimakariri River Regional Plan both apply in the Waimakariri District. Neither regional plan has rules specifically relating to infrastructure assets but the CLWRP seeks that regionally significant infrastructure is enabled, resilient and positively contributes to the economic, cultural and social wellbeing through its efficient and effective operation, on-going maintenance, repair, development and upgrading.<sup>2</sup> It is considered this Notice is consistent with the CLWRP.

#### District Plan

The Waimakariri District Plan seeks to achieve efficient and effective transport networks including cycleways and utilities that maintain or enhance the community's social, economic and cultural wellbeing, and its health and safety.<sup>3</sup> This Notice is consistent with these outcomes as the purpose of the designation is to provide for the establishment and ongoing use of this new road with adverse effects being acceptable.

***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.'***

It is considered that the works will not have a significant adverse effect on the environment as construction methods will be employed to manage temporary effects and the long-term impacts associated with the use of the road will be minimal and are anticipated in the area. Waimakariri District Council does not own all of the land within the proposed road alignment; however, the majority of land has been vested as road reserve through the Arlington and West Park developments. Land has

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<sup>1</sup> Regionally significant infrastructure includes strategic land transport networks and arterial roads, sewage collection, treatment and disposal networks, community land drainage infrastructure and community potable water systems.

<sup>2</sup> Policy 3.3

<sup>3</sup> Objectives 11.1.1, 11.2.1, Policy 11.2.1.1

also been secured from Rangiora Racecourse. For these reasons and as the road has been proposed in the West Rangiora Structure Plan, no other alternative sites or methods have been considered.

***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.'***

It is considered that the designation, as a planning tool, is necessary to allow Waimakariri District Council as Requiring Authority to ensure a safe and efficient transport network is provided. The alternative to designating these sites is to rely on the District Plan rules and/or the resource consent process. These options do not provide a certain or long-term solution to effectively and efficiently address the ongoing use of the road.

***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**

Waimakariri District Council are currently working with Environment Canterbury as the landowner to purchase the remaining land required along the northern section of the alignment.

## **Conclusion**

Waimakariri District Council gives notice of its requirement to designate land related to the unnamed road between River Road and Lehman's Road, Rangiora. The preceding assessment of effects concludes that the effects associated with the establishment of the road will be temporary and not dissimilar to works that have been occurring in the area and effects associated with the continued operation and maintenance of the road will be minimal. Overall it is considered the designation is consistent with the relevant statutory provisions and the principles and purpose of the RMA.

## Appendix A – Location Plan









## Appendix B – Designation Table

<b>[insert name] Road</b>	
Designation unique identifier	
Designation Purpose	Roading
Site identifier	n/a
Lapse date	10 years.
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	No
Additional information	n/a