

Notice of Requirement

Waimakariri District Council

Adderley Terrace and Island Road, Kaiapoi

Silverstream Boulevard, Kaiapoi

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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 326 Island Road and 30 Adderley Terrace, Kaiapoi. The site consists of land parcels of Lot 7007 DP 466640 and Lot 2 DP 534125 and partially includes Lot 3 DP 5974. West of the site is the Silverstream subdivision and to the south-east is an older area of west Kaiapoi adjacent to the Christchurch Northern Motorway. The proposed road alignment crosses vacant rural-residential land which is subject to the West Kaiapoi Outline Development Plan.

A Location Plan is attached as Appendix A and the designation table in the format required by the National Planning Standards is attached as Appendix B.

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 is to be constructed as part of the West Kaiapoi development at Silverstream and Stage one earthworks has been consented under land use consent RC185375. This consent requires all design and construction to be 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 have, in part, been authorised in the issued subdivision and land use consent. The construction of the road is expected to occur at the same time as the wider residential development and as such these temporary effects are anticipated.

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 the Council's road network patrols and any defects repaired when 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. 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 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.¹ 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,

¹ 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.

on-going maintenance, repair, development and upgrading.² 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.³ 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.'

As the Notice applies to a site that has already been authorised by way of resource consent, no 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.'

In this case stage one of the earthworks to construct the road has already been authorised by a resource consent⁴. 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

No consultation has been undertaken.

² Policy 3.3

³ Objectives 11.1.1, 11.2.1, Policy 11.2.1.1

⁴ RC185375

Conclusion

Waimakariri District Council gives notice of its requirement to designate land related to Silverstream Boulevard. The preceding assessment of effects concludes that the effects associated with the establishment of the road have already been assessed under resource consents and effects associated with the continued operation and maintenance of the road are minimal. Overall it is considered the designation is consistent with the relevant statutory provisions and the principles and purpose the RMA.

Appendix A – Location Plan



WEST KAIAPOI
NEW LINK ROAD

Appendix B – Designation Table

Silverstream Boulevard	
Designation unique identifier	
Designation Purpose	Roading
Site identifier	Lot 7007 DP 466640, Lot 2 DP 534125 and Lot 3 DP 5974 (Part of Lot).
Lapse date	10 years.
Designation hierarchy under section 177 of the Resource Management Act	Primary
Conditions	No
Additional information	n/a