

MEMO

TO: Robert Love – Acting Executive Director Development and Growth

FROM: Jocelyn Lewes – Policy Planner

DATE: 20 June 2024

SUBJECT: **CLAUSE 16(2)/CLAUSE 20A AMENDMENTS TO THE PARTIALLY OPERATIVE DISTRICT PLAN (Appeals Version) – SET 9**

1. PURPOSE

To seek approval for amendments to the Partially Operative District Plan (Appeals Version) (PODP) using Clause 16(2)/Clause 20A of the Resource Management Act 1991 (RMA) to correct minor errors in the Plan.

2. BACKGROUND

Council has the ability, under cl16(2) and cl20A of Schedule 1 of the RMA, without using the Schedule 1 process “*to alter any information, where such an alteration is of minor effect, or may correct any minor errors*”. This ability has been delegated to the Group Manager Development and Growth through RS-202 of Council’s Delegation Manual.

The nature of the errors identified generally include:

- data entry errors such that decisions are not accurately reflected in Plan provisions;
- broken links;
- formatting inconsistent with the Drafting Protocol; and
- spelling and grammatical issues.

It is considered that the proposed amendments do not change the nature or intent of the provisions of the PODP.

3. PROPOSAL

Set 9 of amendments to the Appeals Version of the PODP includes:

- Amendment of provisions to reflect the decision of Council (Appendix 1); and
- Minor corrections to provisions (Appendix 2).

Prepared by:



Jocelyn Lewes
POLICY PLANNER

Approved by:



Robert Love
**ACTING EXECUTIVE DIRECTOR
DEVELOPMENT AND GROWTH**

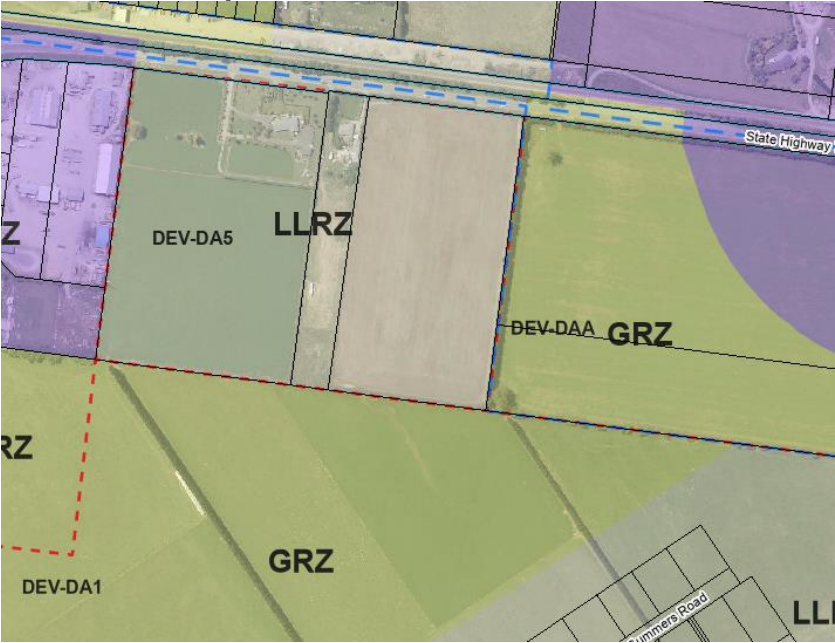
Appendix 1: Provisions amended to reflect decisions of Council

Provision	Specific Issue	Amendment (in bold or underline)
TRAN-REQ7.4.a	Include additional matter of discretion recommended by Hearing Panel	Include <u>TRAN-MAT7.1 Characteristics of the Site or Use</u> as a matter of discretion related to TRAN-REQ7.4.a
DEV-DA4	Incorrect zoning shown on ODP following decision of Hearing Panel	Amend DEV-DA4 such that the area shown as Low Density Residential Zone (LRZ) is correctly shown as General Residential Zone (GRZ) Amend narrative (in Land Use section) to change references from Low Density Residential Zone to General Residential Zone
DEV-KI1	Incorrect zoning shown on ODP following decision of Hearing Panel	Amend DEV-KI1 such that the area shown as General Residential Zone (GRZ) is correctly shown as Settlement Zone (SETZ)

Appendix 2: Minor corrections to provisions

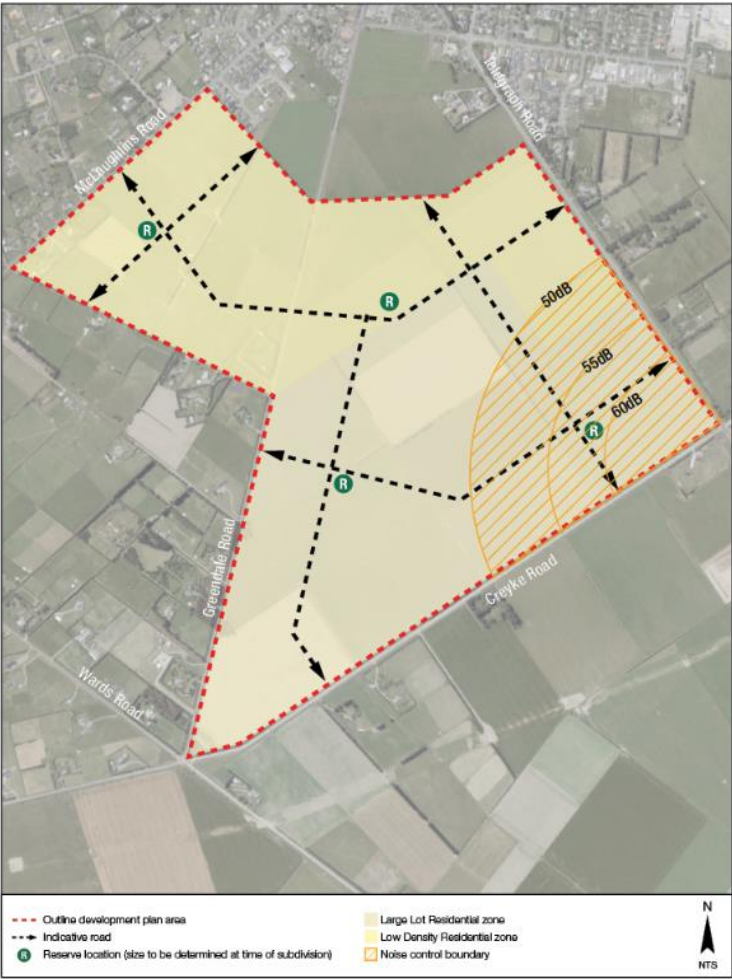
Provision	Specific Issue	Amendment (in bold or underline)
National Policy Statements and Coastal Policy Statement	Heading text overlaps Correct date of National Policy Statement on Highly Productive Land	Fix formatting of heading. Amend 2023 to <u>2022</u> and link to external document
Water Conservation Orders	Irrelevant table header	Delete table header and add the additional text below to the overview above: <u>The following table provides an overview of whether any relevant reviews of the District Plan have been undertaken in relation to the relevant water conservation orders.</u>
Maps	Correct reference of DEV-DA8 as shown on the maps. Reference is correct in body of the plan.	Amend DEV-DAA to DEV-DA8 (Note that this change has been effected by the GIS team as of 21/06/2024)
HPW9 – Treatment of Roads, Rivers and Railways	Incorrect text included.	All public roads, including state highways, railways, and rivers are zoned, although they are not coloured on the planning maps to avoid confusion. Roads, railways, and rivers are zoned the same as the zoning of adjoining sites. Where a different zone applies on either side of the road, railway, or river then the zoning will apply to the centreline of the road, railway, or river.

DEV-DA8 – maps



DEV-DA4 – change to ODP to GRZ rather than LRZ

Darfield 4 Development Area



DEV-KI1 – change to ODP to SETZ rather than GRZ

Kirwee 1 Development Area

