

7 February 2007

The Chairman and Councillors
Environment Committee

WITHDRAWAL OF CHANGE 47 OF PLAN CHANGE 05/02

1. Reason for report

- 1.1. This report seeks the Committee's approval to withdraw the provisions in Plan Change 05/02 that proposes changes to the Road Formation Requirements in Appendix 14 of the Nelson Resource Management Plan (NRMP).

2. Background

- 2.1. Plan Change 05/02 includes Change No. 47 to update the Road Formation Requirements in Table 14.5.1 of Appendix 14 to the NRMP to bring them in line with the Nelson City Council's Engineering Standards.
- 2.2. Plan Change 05/02 was notified for public submission on 29 October 2005. A hearing of submissions on Plan Change 05/02 is proposed for April 2007. The proposed changes made to the Road Formation Requirements in the NRMP will themselves soon be out of date due to a further revision of the Council's Engineering Standards to be carried out this year. Therefore, Change No. 47 should be withdrawn until a more enduring solution to ensure consistency between the NRMP and Engineering Standards is found. Staff propose investigating other councils' practices in dealing with this matter before putting forward a new proposed plan change. In the meantime, the existing Road Formation Requirements in Appendix 14 of the NRMP will have effect.

3. Consultation

- 3.1. Three submissions were received on Change No. 47 of Plan Change 05/02. Two submissions opposed the proposed change, another by the Council made a minor technical change. The opposing submissions raised concerns about the Road Formation Requirements, with one in particular seeking the withdrawal of Change No. 47 and a review of Appendix 14 of the NRMP and the Engineering Standards.

4. Views and preferences of interested or affected persons

- 4.1. Parties that made submissions on Change No. 47 appear to support its withdrawal.

5. Significance of Decision

- 5.1. This decision is not significant according to the Council's policy on significance.

6. Staff recommendation

6.1. Staff recommend the withdrawal of Change No. 47 of Plan Change 05/02 because:

- Change No.47 will soon be out of date and will not have achieved its intended purpose of aligning the NRMP and Engineering Standards
- Staff are reviewing how to address the consistency of the NRMP and Engineering Standards through other means
- Withdrawal now would avoid submitters having to appear unnecessarily at a hearing.

7. Delegations Register reference

7.1. The Environment Committee has the following delegated authority under delegation 91:

- Power to determine procedural matters relating to the preparation, review, or changes to a plan or policy statement under the RMA 1991.

8. Recommendation

THAT the Committee agree to the withdrawal of proposed Change No. 47 of Plan Change 05/02.

V R Altmants
Chief Executive
MW: RJ