

***Plan Change 129 - Notable and
Public Trees***

Notice of Decision

Notification of decision on plan change

Whangarei District Council gives notice that it has made its **decision** on the provisions and matters raised in submissions on the following Plan Change:

Plan Change PC129 – NPT Public and Notable Trees

Proposes to replace the operative Whangarei District Plan “Heritage Tree” provisions in chapters 14, 59 and Appendix 2 with one district wide chapter titled “Notable and Public Trees (NPT)” that relates to the protection of individual trees or groups of trees.

PC129 includes specific proposed changes to the operative Whangarei District Plan text and maps. In summary, these include:

- The deletion of chapters 14, 59 and Appendix 2 of the District Plan.
- New Resource Area Chapter with objectives, policies and rules for the management of Notable and Public Trees.
- Changes to the Resource Area Map series.
- Consequential changes to the WDP text.

Pursuant to Section 86B of the Resource Management Act 1991, Whangarei District Council has resolved that all the rules in PC129 shall have legal effect only once the proposed plan change becomes operative in accordance with Clause 20 of Schedule 1 to the RMA Act.

The decision on the plan change is available for viewing on the Council’s website at:

www.wdc.govt.nz/planchanges and at Whangarei District Council Service Centres at Forum North, Rust Avenue, Whangarei; Ruakaka Service Centre, Takutai Place, Ruakaka and Whangarei Central Library, Rust Avenue, Whangarei.

Please contact Council’s District Plan Department if you have any questions about the proposal.

Those parties entitled to lodge appeals to the Environment Court must lodge their appeals within 30 working days of receipt of the decision.

This notice is given pursuant to Clause 10 of the First Schedule of the Resource Management Act 1991.

R Forlong
CHIEF EXECUTIVE



Appeal Information Sheet

Making an Appeal on Decisions on a Plan Change

Under Clause 14 of the First Schedule of the Resource Management Act 1991 (RMA), any person who made a submission or further submission on a plan change may lodge an appeal with the Environment Court in regard to any matter, or matters, on which they made a submission.

Such an appeal must be lodged within 30 working days of service of the decision(s) on the submitter (ie delivery of letter containing decisions to the submitter's address as given in the submission).

A copy of the appeal must also be served on the Whangarei District Council within the 30 working day period.

In addition, the appeal must be served on every person who made a submission on that particular provision within 5 working days of lodging the appeal. The list of names on whom the appeal was served has to be submitted to the Court within 10 working days.

A list of people who made submissions on the plan change is attached for your information.

Any appeal to the Environment Court should state:

- a)** The decision that is appealed (include the summary of the decision);
- b)** The reasons for the appeal and relief sought;
- c)** Include documentation regarding the original or further submission, the decision, and one other document explaining the reason for the appeal;
- d)** The address for service of the person who made the appeal; and
- e)** Any other matters required by regulations (see form 7 of the RMA Regulations).

The appeal must be filed with the Environment Court in Auckland, PO Box 7147, Wellesley Street, Auckland 1141, together with the filing fee as required.

Planning and Development Committee Meeting Minutes

Date:	Thursday, 21 March, 2019
Time:	9:00 a.m.
Location:	Council Chamber Forum North, Rust Avenue Whangarei
In Attendance	Cr Greg Innes (Chairperson) Her Worship the Mayor Sheryl Mai Cr Stu Bell Cr Gavin Benney Cr Crichton Christie Cr Vince Cocurullo Cr Tricia Cutforth Cr Shelley Deeming Cr Sue Glen Cr Phil Halse Cr Cherry Hermon Cr Sharon Morgan
Not in Attendance	Cr Greg Martin Cr Anna Murphy
Also Present	Stephen Smith - CEO Northland Chamber of Commerce Jeremy Tauri – President Northland Chamber of Commerce
Scribe	Jennie Thomas (Democracy Advisor)

Acknowledgement

The meeting observed a minute of silence to acknowledge those who lost their lives in the Christchurch tragedy.

1. Declarations of Interest

Item 5.1 - Plan Change 129 Notable and Public Trees

Item 5.2 - PC87 Coastal Area, PC114 Landscapes and PC85 A, C and D Rural, Operative

2. Apologies

Crs Greg Martin and Anna Murphy

Moved By Cr Greg Innes (Chairperson)

Seconded By Cr Sue Glen

That the apologies be sustained.

Carried

5. Decision Reports

5.1 Plan Change 129 Notable and Public Trees

Moved By Cr Crichton Christie

Seconded By Cr Gavin Benney

That the Planning and Development Committee:

1. Adopt the report and recommendation of the Hearing Commissioners for PC129 Notable and Public Trees in terms of Clause 10 of Part 1 of Schedule 1 of the Resource Management Act 1991.
2. Approve the notification of Council's decision be given in terms of Clause 10 and 11 of Part 1 of Schedule 1 of the Resource Management Act 1991.

Carried

Cr Glen declared a conflict of interest as one of the Commissioners appointed to the hearing of Plan Change 129 Notable and Public Trees and took no part in discussions or voting on item 5.1.

Crs Deeming and Halse requested their votes against be recorded.