

**QLDC Council
3 May 2018****Report for Agenda Item: 11****Department: Planning & Development****Making Plan Change 52, Mount Cardrona Station, Operative****Purpose**

The purpose of this paper is to make Plan Change 52, Mount Cardrona Station, (PC52), operative.

Recommendation

That Council:

1. **Note** the contents of this report.
2. **Authorise** officers to amend the Operative District Plan to incorporate the changes made through PC52, as set out in the Commissioners decision adopted by the Council at its meeting on 8 February 2018.
3. **Approve** public notification of the date on which PC52 shall become operative.

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17/04/2018

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Background

- 1 At its meeting on 8 February 2018, the Council resolved to adopt the recommended 'decisions on submissions' from its appointed commissioners. Public notice of the decision on PC52 was given on 15 February 2018.

Comment

- 2 No appeals have been received within the 30 working day appeal period. The Council can now make the plan change operative.

Options

- 3 The Council does not have any other options on this matter.

Significance and Engagement

- 4 This matter is of high significance, as determined by reference to the Council's Significance and Engagement Policy because the District Plan including the area affected by PC52 impacts on a large number of residents and ratepayers, some of whom may be specifically affected by the proposed provisions.
- 5 Compliance with the decision making requirements in sections 76-78 of the Local Government Act 2002 has been achieved through the public participation process of the Resource Management Act (RMA), including notifying the plan change request, calling for submissions, holding a hearing, and the right of appeal that was exercised to the Environment Court.

Risk

- 6 This matter relates to the strategic risk SR1 'Current and future development needs of the community (including environmental protection), as documented in the Council's risk register. The risk is classed as high. This matter relates to this risk because the District Plan, along with the 10 Year Plan and Asset Management Plans, is central to the current and future development needs of the community.
- 7 The recommended option considered above mitigates the risk by providing the necessary regulatory framework to provide for these needs.

Financial Implications

- 8 None.

Council Policies, Strategies and Bylaws

- 9 The Operative District Plan is the most relevant Council policy, strategy or bylaws. Making PC52 operative as per the Commissioners recommendation and Council decision gives effect to the Operative District Plan.

Local Government Act 2002 Purpose Provisions

- 10 The recommended option:

- Will help meet the current and future needs of communities for good quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses;
- Can be implemented through current funding under the 10-Year Plan and Annual Plan;
- Is consistent with the Council's plans and policies; and

- Would not alter significantly the intended level of service provision for any significant activity undertaken by or on behalf of the Council, or transfer the ownership or control of a strategic asset to or from the Council.

Consultation: Community Views and Preferences

11 The Council has already consulted on PC52 via submissions and further submissions were received, the hearing and appeal processes.

Legal Considerations and Statutory Responsibilities

12 Making the plan changes operative is in accordance with Clause 17 of the First Schedule of the RMA.