RURAL CITY LIVING

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DECISION OF THE GORE DISTRICT COUNCIL

RESOURCE MANAGEMENT ACT 1991

SECTIONS 95A – 95F

Applicant:	Gore District Council
Reference:	LU 2020/012
Application:	Application under Section 88 of the Resource Management Act 1991 (RMA) to construct a new bridge across the Mataura River to attach the new water pipelines linking East Gore with Jacobstown Wells and Hilbre Ave reservoir
Location:	Mataura River and River Street and River Terrace Road Reserves
Legal Description:	Mataura River river margins and riverbed; River Street and River Terrace Road Reserve; Section 80 Blk XVI Town of Gore (RT SL14/120); Pt Block XXVI Town of Gore (Recreational Reserve NZGZ 1983 p 2175)
Zoning:	Rural
Activity Status:	Discretionary

The applicant has requested that the application be publicly notified. Pursuant to section 95A(2)(a) of the Resource Management Act 1991, the consent authority must notify an application for a resource consent if so requested by the applicant (section 95A(3)(a)).

It is therefore recommended that the application be publicly notified pursuant to section 95A(2)(a) of the Resource Management Act 1991.

PLANNING SERVICES

1 Public Notification

Section 2AA of the Resource Management Act sets out that *public notification* means the following:

(a) giving public notice of the application or matter in the prescribed form; and

(b) serving notice of the application or matter on every prescribed person.

1.1 Public Notice

Public notice of the application is to be given in the prescribed form by way of advertisement in The Ensign.

1.2 Service

Notice of the application is to be served on every prescribed person, as set out in clause 10(2) of the Resource Management (Forms, Fees and Procedure) Regulations 2003 as follows:

(2) The consent authority must serve that notice on—

(a) every person who, in the opinion of the consent authority, is an affected person within the meaning of section 95E in relation to the activity that is the subject of the application or review:

The parties considered affected in the context of section 95E of the Act are as follows:

Refer attached plan (for adjoining landowners) appended as Appendix A

(b) every person, other than the applicant, who the consent authority knows is an owner or occupier of land to which the application or review relates:

As attached as Appendix A and Land Information New Zealand

(c) the regional council or territorial authority for the region or district to which the application or review relates:

Environment Southland
Gore District Council (Roading and Reserve Departments)

(d) any other iwi authorities, local authorities, persons, or bodies that the consent authority considers should have notice of the application or review:

The iwi authorities to be served notice are as follows:

Te Ao Marama Inc
Hokonui Runanga

Other local authorities and bodies that the consent authority considers should have notice of the application are as follows:

Environment Southland
New Zealand Transport Agency
Regional Conservator: Department of Conservation
Heritage New Zealand Pouhere Taonga
Public Health South

Maritime New Zealand
Southland Fish & Game NZ
Civil Aviation Authority

Any other person whom the consent authority considers should have notice of the application is as follows:

Refer Affected Party Plan and List attached as Appendix A

(e) the Minister of Conservation, if the application or review relates to an activity in a coastal marine area or on land that adjoins a coastal marine area:

N/A

(f) the Minister of Fisheries, the Minister of Conservation, and the relevant Fish and Game Council, if an application relates to fish farming (as defined in the Fisheries Act 1996) other than in the coastal marine area:

N/A

(g) the Heritage New Zealand Pouhere Taonga, if the application or review—
(i) relates to land that is subject to a heritage order or a requirement for a heritage order or that is otherwise identified in the plan or proposed plan as having heritage value; or
(ii) affects any historic place, historic area, wahi tapu, or wahi tapu area registered under the Heritage New Zealand Pouhere Taonga Act 2014 (HNZPT)

N/A

(h) a protected customary rights group that, in the opinion of the consent authority, may be adversely affected by the grant of a resource consent or the review of consent conditions.

Te Ao Marama Inc
Hokonui Runanga

(ha) a customary marine title group that, in the opinion of the consent authority, may be adversely affected by the grant of a resource consent for an accommodated activity:

N/A

(i) Transpower New Zealand, if the application or review may affect the national grid.

N/A

Report prepared by



Nigel Bryce
CONSULTANT PLANNER

PLANNER'S RECOMMENDATION

For the reasons set out in the above assessment this application for resource consent shall be processed on a notified basis, comprising public notice and the service of the application on the above identified prescribed persons.

Report Dated: 3rd August 2020

Appendix A - Affected Party Location Plan and Associated Addresses.