I hereby give notice that an ordinary meeting of the Pukekiwiriki Paa Joint Management Committee will be held on:

**Date:** Wednesday, 27 March 2019  
**Time:** 11.00am  
**Meeting Room:** Papakura Local Board Chambers  
**Venue:** Level 1 Papakura Service Centre  
35 Coles Crescent  
Papakura

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**Pukekiwiriki Paa Joint Management Committee**  
**OPEN AGENDA**

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**MEMBERSHIP**

**Chairperson**
Karen Wilson  
Te Akitai Waiohua  
**Deputy Chairperson**
Brent Catchpole  
Papakura Local Board  
**Members**
Bill McEntee  
Papakura Local Board  
Felicity Auva’a  
Papakura Local Board  
Gavin Anderson  
Ngati Whanaunga  
Hon. George Hawkins, QSO  
Papakura Local Board  
Gabriel Kirkwood  
Ngai Tai ki Tamaki Trust  
Edith Tuhimata  
Ngati Te Ata Waiohua  
Katrina Winn  
Papakura Local Board  
Michael Turner  
Papakura Local Board  
Ted Ngataki  
Ngati Tamaoho  
Willy Brown  
Ngati Te Ata Waiohua  
David Wilson  
Te Akitai Waiohua  
Martin Te moni  
Ngati Whanaunga

(Quorum 3 members Papakura Local Board Members and 3 Iwi Representatives)

Paula Brooke  
Democracy Advisor

20 March 2019  
Contact Telephone: (09) 295 1331  
Email: Paula.Brooke@aucklandcouncil.govt.nz  
Website: www.aucklandcouncil.govt.nz

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**Note:** The reports contained within this agenda are for consideration and should not be construed as Council policy unless and until adopted. Should Members require further information relating to any reports, please contact the relevant manager, Chairperson or Deputy Chairperson.
Members

Papakura Local Board: Brent Catchpole (Chairperson)
Felicity Auva’a (Deputy Chairperson)
Bill McEntee
Hon. George Hawkins
Michael Turner
Katrina Winn

Iwi Representatives:
Te Akitai Waiohua
Karen Wilson
Ngāi Tai ki Tāmaki
Gabriel Kirkwood
Ngāti Tamaoho
Ted Ngataki
Ngāti Te Ata
Edith Tuhimata
Ngāti Whanaunga
Gavin Anderson

Alternate members:
Ngāti Tamaoho
Willy Brown
Ngāti Te Ata
David Wilson
Te Akitai Waiohua
Martin Te Moni
Ngāti Whanaunga

Where an iwi representative cannot attend a meeting, the alternate member for that iwi representative may attend the meeting on behalf of that iwi representative.

Background:

The Pukekiwiriki Paa Reserve Joint Management Plan (“the Plan”) was prepared by the former Papakura District Council and Te Roopu Kaitiaki o Papakura and contains long-term objectives and detailed implementation actions for the effective management of Pukekiwiriki Paa.

The Plan was adopted by Papakura District Council on 11 May 2010 following a public process which began in June 2008. The Plan was approved pursuant to the provisions of section 41(1) of the Reserves Act 1977 and to a delegation from the Minister of Conservation.

One of the Plan’s objectives is to ensure that mana whenua and council work together in partnership to manage the reserve. To give effect to this objective and implement the Plan, Papakura Local Board has established the Pukekiwiriki Paa Joint Management Committee, comprising representatives of the local board and mana whenua. The local board has delegated its Reserves Act powers and responsibilities for the Pukekiwiriki Paa reserve management to the joint management committee.
Purpose:
To implement the visions, principles, goals and objectives outlined in the Plan whilst recognising the integrity and policies of each party, and working together in the spirit of partnership. To exercise delegated powers under the Reserves Act 1977.

Goal:
To co-manage the Pukekiwiriki Paa Reserve according to the vision, principles and objectives of the Plan, in accordance with the Reserves Act 1977.

Chairperson and deputy chairperson:
The committee will appoint the chairperson and the deputy chairperson at the first meeting. The term of the chairperson and deputy chairperson will be up to one year, or until a new chairperson and the deputy chairperson is appointed (whichever is longer).

Decision making:
The committee will aspire to make all decisions by consensus.

Quorum:
Three iwi representatives (or alternates) and three local board representatives.

Meeting Frequency:
Meetings of the committee will be held twice a year unless otherwise resolved by the committee. The committee will agree upon a meeting schedule at its first meeting.

Funding:
Auckland Council will be responsible for funding the implementation of the Reserve Management Plan and resourcing the committee to give effect to its decisions. Papakura Local Board will make annual provision for ongoing implementation, maintenance and management of the reserve within the capital and operating budgets allocated to local parks services.

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**Note:** The reports contained within this agenda are for consideration and should not be construed as Council policy unless and until adopted. Should Members require further information relating to any reports, please contact the relevant manager, Chairperson or Deputy Chairperson.
Responsibilities:

The Pukekiwiriki Paa Joint Management Committee has responsibility for the administration and management of the Pukekiwiriki Paa Historic Reserve, as outlined in the Pukekiwiriki Paa Reserve Management Plan/Ta Mahere Whakahaere o Pukekiwiriki.

The Pukekiwiriki Paa Joint Management Committee is responsible for the implementation and monitoring of the Pukekiwiriki Paa Reserve Management Plan at a governance level. The Committee has the decision making authority regarding allocation of the Papakura Local Board budget for implementation of the Reserve Management Plan.

Powers may include, but are not limited to:

- Determining the priorities for implementing the Pukekiwiriki Paa Reserve Management Plan
- Managing the implementation actions of the Plan
- Monitoring the progress of implementation of the Plan
- Monitoring the effects of implementation on the land
- Ensuring that maintenance resources and actions are targeted to meeting the objectives and implementation actions of the management plan
- Ensuring that funding and resourcing for the reserve takes account of the specific and unique needs of the reserve as set out in the management plan
- Viewing and treating the Paa, not just as a reserve, but as a significant taonga that requires particular care and joint expertise to manage
- Setting a prescribed process for works to be carried out on the reserve, in accordance with Reserves Act requirements
- Ensuring that maintenance is carried out in accordance with the Reserve Management Plan and that the Joint Management Committee agrees the levels of service for maintenance on the reserve, subject to any wider council standards
- Ensuring that maintenance regimes for the Paa are developed from the Reserve Management Plan, subject to any wider council standards
- Ensuring that actions identified in the Reserve Management Plan are carried out in the manner set out in the Plan, as resources permit
- Review of the Joint Management Agreement adopted on 28 September 2010

Note: relevant legislation includes but is not limited to:
Local Government Act 2002
Local Government (Auckland Council) Act 2009
Reserves Act 1977
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1 Apologies

At the close of the agenda no apologies had been received.

2 Declaration of Interest

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

3 Confirmation of Minutes

That the Pukekiwiriki Paa Joint Management Committee:

a) confirm the ordinary minutes of its meeting held on Friday, 12 October 2018, as a true and correct record.

4 Petitions

At the close of the agenda no requests to present petitions had been received.

5 Public Input

Standing Order 7.7 provides for Public Input. Applications to speak must be made to the Governance Advisor, in writing, no later than one (1) clear working day prior to the meeting and must include the subject matter. The meeting Chairperson has the discretion to decline any application that does not meet the requirements of Standing Orders. A maximum of thirty (30) minutes is allocated to the period for public input with five (5) minutes speaking time for each speaker.

At the close of the agenda no requests for public input had been received.

6 Local Board Input

Standing Order 6.2 provides for Local Board Input. The Chairperson (or nominee of that Chairperson) is entitled to speak for up to five (5) minutes during this time. The Chairperson of the Local Board (or nominee of that Chairperson) shall wherever practical, give one (1) day’s notice of their wish to speak. The meeting Chairperson has the discretion to decline any application that does not meet the requirements of Standing Orders.

This right is in addition to the right under Standing Order 6.1 to speak to matters on the agenda.

At the close of the agenda no requests for local board input had been received.

7 Extraordinary Business

Section 46A(7) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“An item that is not on the agenda for a meeting may be dealt with at that meeting if-

(a) The local authority by resolution so decides; and

(b) The presiding member explains at the meeting, at a time when it is open to the
public,-

(i) The reason why the item is not on the agenda; and

(ii) The reason why the discussion of the item cannot be delayed until a subsequent meeting."

Section 46A(7A) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“Where an item is not on the agenda for a meeting,-

(a) That item may be discussed at that meeting if-

(i) That item is a minor matter relating to the general business of the local authority; and

(ii) the presiding member explains at the beginning of the meeting, at a time when it is open to the public, that the item will be discussed at the meeting; but

(b) no resolution, decision or recommendation may be made in respect of that item except to refer that item to a subsequent meeting of the local authority for further discussion.”
Pukekiwiriki Paa Historic Reserve - General update

Te take mō te pūrongo / Purpose of the report
1. To provide the Pukekiwiriki Pā Joint Management Committee with a general update on the management of the Pā.

Whakarāpopototanga matua / Executive summary
2. Careful maintenance has been the prime focus for Pukekiwiriki Pā operational management over the last five months.
3. Tree works will occur in early March to address health and safety concerns but no other notable activities have occurred.
4. Ecological work is due to commence again and will be the operational management focus for the coming months.

Ngā tūtohunga / Recommendations
That the Pukekiwiriki Paa Joint Management Committee:
a) receive the report.

Horopaki / Context
5. Over the course of 2018, significant progress was made in inducting all operational staff onto the site, assessing and agreeing to ecological and tree management works and undertaking the first substantive weed control works. Since the October meeting the Pā has continued to be maintained with care but overall there has been less operational activity.

Events
6. Auckland Council has had no enquiries for events and therefore no events have been permitted over the last six months. There are no forward bookings either.

Ecological management
7. Wildlands undertook the first stage of weed control in 2018. They have been unable to get back there but have been asked to do so over the following four months.
8. There is now is a lot of Japanese honeysuckle taking over the edge areas where gorse was removed and that the ditch is yielding juvenile privet and ginger which needs further control. We are also working on a proposal for management of all weeds on the whole site over a longer period of time in line with the previous ecological assessment and the agreed above ground cut and paint methodology and without the use of foliar sprays.

Other visitor activity
9. A user of the Pā has approached Council, via facebook, to see if they can help with managing the weeds on Pukekiwiriki Pā. Community members have approached Council from time to time with the same request. The committee’s interest in enabling and supporting a volunteer group to be developed would be welcome. The site is geographically challenging and the cultural significance is high so any activity would need to be under strict
supervision but, noting the spray free policy, ongoing volunteer help with some weed management would be a welcome addition.

Health and Safety
10. There have been no incidents/reported near misses at the Pa in terms of Health and Safety. Maintenance continues to be carried out in terms of mowing, litter removal and weed control, with particular care being taken around the pit areas.

11. In 2018 it was agreed that an induction document would be commissioned from mana whenua, which could be universally used for any of the groups noted above. This hasn’t managed to progress but is still in the work programme and is intended to include:
   - History/values
   - How to respect the site
   - Wahi tapu - what not to do
   - What can be done to add value.

Ngā whakaaweawe ā-rohe me ngā tirohanga a te poari ā-rohe / Local impacts and local board views
12. The Papakura Local Board is aware of the disrepair and safety issues related to the entrance and track into Pukekiwiriki Paa, and continue to advocate for this matter to be resolved.

13. The Pukekiwiriki Pā Joint Management Committee has been established to address these issues in a co-governance partnership between the local board and mana whenua.

Tauākī whakaaweawe Māori / Māori impact statement
14. The Pukekiwiriki Pā Joint Management Committee is a co-governance committee of Auckland Council including iwi and the Papakura Local Board. The role of this committee is to determine governance and operational decisions in the management of this site of significance.

Ngā ritinga ā-pūtea / Financial implications
15. Annual operational funding is available for maintenance, ecological works and design.

16. Capital funds have also been allocated for signage and entrance works. This is been progressed as a separate project and is the subject of a separate report.

Ngā raru tūpono / Risks
17. The onsite risks have not changed. In relation to day to day operations the primary risk is management of the cliff edge. This continues to be managed by way of retention of a layer of vegetation. A longer term solution is the creation of a more carefully managed natural barrier, placed further away from the cliff edge, has been discussed on site and needs further discussion.

Ngā koringa ā-muri / Next steps
18. As outlined in this report ecological restoration continues to be the focus of the operational management of the Pā.
Ngā tāpirihanga / Attachments
There are no attachments for this report.

Ngā kaihaina / Signatories

<table>
<thead>
<tr>
<th>Author</th>
<th>Jane Aickin - Kaiwhakahaere Te Waka Tai-ranga-whenua</th>
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<tbody>
<tr>
<td>Authoriser</td>
<td>Mace Ward - General Manager Parks, Sports and Recreation</td>
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Te take mō te pūrongo

Purpose of the report
1. Provide an update on the accessway upgrade, seek approval for the consent application and detailed design as well as the process for progressing the entranceway development.

Whakarāpopototanga matua

Executive summary
2. The walkway upgrade project has progressed to the point where detailed design and an assessment of environmental affects has been developed and is presented for the committee approval.
3. Designs for an upgraded entranceway have not progressed due to a lack of input in relation to preferred designers. Options are presented to the Pukekiwiriki Pā Joint Management Committee for progressing this work.

Ngā tūtohunga

Recommendations
That the Pukekiwiriki Pā Joint Management Committee:

a) approve the assessment of environmental effects for the Pukekiwiriki Pā walkway upgrade.
b) approve Te Arawhata, being the walkway ballistrade concept, as attached.
c) provide direction on the process for reaching an agreed design for an upgraded entranceway to Pukekiwiriki Pā.

Horopaki

Context
4. At the 12 October 2018 meeting of the Pukekiwiriki Pā Management Committee (committee) a preliminary design for the track upgrade was approved “subject to Te Akitai Waiohua, Ngāāti Whanaunga, Ngāi Tai ki Tamaki Trust, Ngāti Te Ata Waiohua and Ngāti Tamaoho, reviewing and endorsing the track design from Red Hill Road to the Pā site, by the end of October 2018”.
5. In addition there were a number of other resolutions passed as detailed below:

d) request the use of hardwood decking timbers, providing they are sustainably sourced and meet the building code requirement for design life, noting that this is preferred over CCA treated pine
e) note the previous resolution (PUK/2018/3) still applies in regard to mana whenua on this committee being invited to undertake cultural monitoring
f) request that the assessment of effects (AEE) for the works, be submitted to mana whenua members and that mana whenua members of the committee be delegated authority to sign off the final AEE (via email – no meeting is required)
g) request the development of draft concept design options for an access gateway tohu or pou at the entrance to Pukekiwiriki Pā, based on the following requirements:
Item 9

i. mana whenua be invited to provide the names of any suppliers that would be endorsed as suitable to provide cultural design options for the entrance

ii. officers seek offers of service from endorsed designers

iii. officers work with mana whenua representatives on this committee to assess the gateway, including artist impressions

iv. request that gateway, tohu or pou design options be reported back to the committee for consideration.

6. Following the committee resolution management sent an email on 17 October 2018 to those mana whenua who are represented on the committee. This email captured the resolutions of the committee and included an additional request as follows:

- “The draft track design… is intentionally kept quite simple. In line with the significance of this site to mana whenua staff were wondering if consideration could be given to a cultural design element being incorporated into the handrail. This would need to be light (so the engineering of the structure and its impact on footings is not affected) and the cost of the project would need to remain within budget.”

7. The request to mana whenua to consider a cultural design element in the walkway design included reference to an exemplar from the Te Puru footbridge on the Maraetai-Beachlands Walkway. This project was led by Isthmus and was provided as an indication of the kind of thing that could be considered. Feedback was specifically sought on whether something like this should be part of the detailed design.

8. No feedback was received following the committee resolution and the 17 October email. A further email was sent on 23 November 2018 noting that no feedback had been received.

9. On 29 November 2018 Ngāti Te Ata provided some ideas for design from an already existing suite which Ngati Te Ata had developed for Maungawhau. This was sent with the intent of helping to gather ideas only. It included two seating options, one with palisade style backing, and a landscaping concept which used natural rock and pou. They also noted: “Palisading the stair case could add an authentic component, a small waharoa at the entrance, and seating sometime in the future would be conducive for the kaumatua and kuia to have a break - after coming up the walkway we get winded a bit going up there!”.

10. As no other feedback was received the detailed design has been progressed. Tika Creative/Reuben Kirkwood was approached to develop a concept for a cultural element to be added to the walkway and staircase with Te Puru footbridge and the feedback from Ngāti Te Ata as a guide.

11. Frame Group, who provided the concept and preliminary design, have since developed the detailed design and incorporated the request for hardwood timbers. The piles will need to remain in pine treated timber in order to meet the building code which states that timber in contact with the ground needs to ensure a 50 year life span and only treated timber has been proven to provide this. Tonka and Purple Heart timber (hardwoods proposed for use above ground only have a 25 year lifespan.

12. Tika Creative have provided the attached concept design which has been worked through with the project team including Frame Group (see Attachment A). Upon sign off from committee on the palisading concept design, Frame Group, can progress the detailed design process incorporating the requested palisading.

13. The potential entranceway upgrade including the potential for a waharoa has become stage two of the project in order not to hold up the walkway.

14. A draft AEE has also been developed, see Attachment B. This is based on the cultural values assessments received from all mana whenua, an arborist report and archaeology report. A Heritage NZ Authority is about to be lodged. Note: the draft AEE contains highlighted text in yellow that is subject to feedback. Text in green is a reference point to enable update before a final is issued.
Waharoa/entrance

15. At the October 2018 committee meeting the desire to progress an upgraded entranceway, off Red Hill Road, with the addition of a simple tohu or pou or waharoa (as signalled in the management plan) was discussed. It was resolved that mana whenua be invited to provide the names of suppliers to provide cultural design options, that offers of service be sought and that these be assessed. As no designers were put forward the entranceway part of the project has been separated out and options for progressing this are outlined below for the committee’s consideration.

16. As previously reported the Pukekiwiriki Pā Reserve Management Plan 2010 makes several references to signage. These include the need to keep signage to a minimum, to restrict signs to those signs that are required or are illustrative of the site’s history and the plan states that:

“Signs will be placed to explain why refuse and food inside the site is unacceptable. The eating of food and the deposition of rubbish on tapu sites is not practiced and signage to this effect will discourage ‘picnics’ and littering.” page 57.

17. The plan also notes that historical information related to the Pā should be prepared in Māori and English and historic photographs should be used where possible.

18. Under the management action of “new development and buildings” the management plan states:

“Any proposed buildings on the site must be integral to the purposes of the plan such as access, pou whenua, education, illustration and interpretation of the history of the site” the explanation for this section notes that “The only buildings that are envisaged by the plan are structures for access, signs, access gateway (Tohu and pou).”

19. Previous work programmes and reports to this committee have discussed the need for signage.

20. At the October 2017 hui it was resolved that “future proposed signage for Pukekiwiriki Pā Historical Reserve reflects strongly the no alcohol and smoke free status for this reserve”

21. Most mana whenua have considered the need for signage as part of their cultural values assessment and there are no objections to signage in principle.

22. Given the range of messages that need to be conveyed to address the points above, and noting the reference to an access gateway, tohu or pou in the management plan, it is recommended that a range of options for an entranceway feature be considered. These options should be commensurate with the significance of the site but also cognisant of the remote nature and smaller scale of the public accessible Pā area. In other words, the entrance should not give off the impression of destination with significant capacity.

23. Draft concept designs would also need to reference the recently received cultural values assessments.

Tātaritanga me ngā tohutohu
Analysis and advice

Waharoa/entrance

24. There are two bodies of work that are needed in order to progress an upgraded entrance. The first is to determine the cultural message, scale and feel of the feature (scope) and the second is to select an appropriate design.

25. At the October Committee meeting it was proposed that these two components be dealt with simultaneously. To do this it was recommended that the designer/designers be asked to come up with some high level concepts for a range of options. On reflection this is difficult to achieve without some further direction from mana whenua in regards to the cultural intent or
message that is appropriate in this location and also feedback from the committee on the scale and feel of the proposed entrance upgrade. There are also budget limitations that need to be built into the process. Being too open ended and asking for a range of options will risk paying for ideas that are not aligned with the desired outcome and driving too much cost into the project.

26. A workshop paper will be presented for discussion to help shape the scope of this work.

27. In addition to shaping the scope of the works the following options for selecting a designer are presented for the committee to consider:
   a) Direct appointment – selection of a preferred designer at the outset
   b) Select a small number of designers, that are deemed appropriately skilled, to provide high level concept designs and then select one designer to work with
   c) Go to market seeking a designer. This would not involve paying for concepts as part of the tender process but designers would be required to outline the proposed methodology for design and provide experience/examples of work completed in the past. It is further recommended that a fixed price envelope for the design and build be included in this tender as the funding is limited and this will illuminate overly ambitious and unachievable tenders.

28. Direct appointment - if a trusted designer is able to be agreed by the committee then this option is recommended in this instance. With the limited budget and the number of considerations to be reflected in the design – in particular working with the designer to agree the appropriate cultural narrative – working with a single designer will reduce cost and simplify the process.

29. Option b) will build up front cost into the project but potentially help the committee with ideas and may help refine the scope of work before moving to work with a single designer. The risk with this is obtaining agreement on the small number of designers. If designers are not already a supplier to Auckland Council they will need to become one which includes meeting criteria such as health and safety pre-qualification. They can also partner with companies that are already suppliers to Auckland Council.

30. Option c) is recommended if a direct appointment is not agreed and if there is an agreed scope. If the scope is clear then the process is likely to result in a range of suppliers coming forth and without the design competition included upfront it will enable all of the budget to put towards the final design.

31. In all cases it is recommended that the project manager, a procurement representative and equal representation of mana whenua be part of the selection panel.

Ngā whakaaweawe me ngā tirohanga a te rōpū Kaunihera
Council group impacts and views

32. Pukekiwiriki Pā is a site of significance to mana whenua that is a relatively remote open space with little impact is not intrinsically linked.

Ngā whakaaweawe ā-rohe me ngā tirohanga a te poari ā-rohe
Local impacts and local board views

33. The Pukekiwiriki Pā Joint Management Committee has been established to address these issues in a co-governance partnership between the local board and mana whenua.

Tauākī whakaaweawe Māori
Māori impact statement

34. The Pukekiwiriki Pā Joint Management Committee is a co-governance committee of Auckland Council including mana whenua and the Papakura Local Board. The role of this committee is to determine governance and key operational decisions in the management of this site of significance.
Ngā ritenga ā-pūtea
Financial implications

35. The total project budget is $385,000 ($100,000 in FY19/20 and $240,000 in FY20/21).
36. The entranceway upgrade is a stage two project to be completed from funding remaining from the initial track upgrade.
37. To date there have been $70,000 costs incurred in specialist advisors including consenting.
38. The forecast for the stage 1 track upgrade (including consenting fees, construction cost and contingency) is $180,000.
39. The total budget remaining for stage 2 – which is the entranceway including design, construction and contingency is likely to be in the vicinity of $135,000.

Ngā raru tūpono me ngā whakamaurutanga
Risks and mitigations

40. The overarching risks identified in this report are associated with ensuring designs are aligned with mana whenua values. Options and processes are provided to ensure mana whenua feedback is provided at this point in time on the walkway design, the scope for the future entranceway upgrade and the process for progressing the entranceway design.

Ngā koringa ā-muri
Next steps

41. Following approval of the walkway design and the AEE the resource consent will be lodged followed by building consent and tendering the project. Updates will be provided to the committee before works commence on the track and cultural monitoring will be agreed at that time.
42. Following the direction provided on the entranceway upgrade this will be progressed as advised.

Ngā tāpirihanga
Attachments

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Ngā kaihaina
Signatories

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<th>Jane Aickin - Kaiwhakahaere Te Waka Tai-ranga-whenua</th>
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<tr>
<td>Authoriser</td>
<td>Mace Ward - General Manager Parks, Sports and Recreation</td>
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</tbody>
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Attachment A

Item 9

This concept reflects on the maori practice of using ladders and platforms to access and protect levels of pa and kāinga. The contrasting red-stained tuwhara acknowledges the tangata whenua while the darker stain represents the whenua.
Attachment A

Item 9

50 x 50mm Battens fixed to framework. Contrast stain as per pattern.

Battens fixed along length in following sequence of heights: 1200mm, 1500mm, 1300mm...repeat... each batten centred to between top of handrail and bottom of baseplate.

50mm spacing between posts.

Suggested colour palette:
Resene Woodsman Decking Oil Stain;
Japanese Maple
Sheer Black

TIKAcreative
PUKEKIWIRIKI PÅ
Track Development
©
Pukekiwiriki Paa track upgrade

Assessment of Effects on the Environment and Statutory Assessment

Prepared by Richmond Planning Limited
For Auckland Council
Dated March 2019
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Appendix 4 – Archaeological assessment
Appendix 5 – Arborist assessment
Appendix 6 – Drawings

Application for resource consent for Pukekiwiriki Paa track upgrade
Prepared by Richmond Planning Limited, March 2019
1. **EXECUTIVE SUMMARY**

1.1 This application for resource consent is made by Auckland Council (Council) and is for improved pedestrian access through Pukekiwiriki Paa¹ Reserve (Reserve). These works are to implement an action of the Pukekiwiriki Paa Reserve Management (Management Plan).

1.2 This assessment of environmental effects and statutory assessment has been prepared in accordance with the Fourth Schedule to the Resource Management Act 1991 (RMA) and corresponds with the scale and significance of the effects that the proposed activity may have on the environment.

1.3 The proposed activity has insignificant adverse effects on vegetation and the potential for adverse effects on the historic heritage values (archaeological) of the place. Cultural Values Assessment/Cultural Impact Assessment (CIA/CVA) have been provided and this has informed the proposal. Further consultation with mana whenua was undertaken before finalising the application. The proposal will have positive effects on the environment by providing safe and controlled pedestrian access whilst protecting the significant values of this place.

1.4 Matters of relevance under the RMA have been considered, and the conclusion is that the application may be granted on a non-notified basis, subject to conditions.

2. **APPLICANT AND PROPERTY DETAILS**

Table 1: Applicant and address for service

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Auckland Council</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address for service</td>
<td>Tania Richmond</td>
</tr>
<tr>
<td></td>
<td>Richmond Planning Limited</td>
</tr>
<tr>
<td></td>
<td>P O Box 25734 St Heliers</td>
</tr>
<tr>
<td></td>
<td>Auckland 1740</td>
</tr>
<tr>
<td>Name and address for fees</td>
<td>Joseph Milan</td>
</tr>
<tr>
<td></td>
<td>Auckland Council</td>
</tr>
<tr>
<td></td>
<td>Private Bag 92300</td>
</tr>
<tr>
<td></td>
<td>Auckland 1142</td>
</tr>
<tr>
<td>Owner of land</td>
<td>Historic Reserve held under the Reserves Act 1977 managed by Auckland Council and delegated to a co-governance committee.</td>
</tr>
</tbody>
</table>

¹ Consistent with the Management Plan and Committee documents, the Tainui preference for double vowels is used for long sounds instead of the macron. The exception to this is when referencing the Auckland Unitary Plan and Committee minutes where the same spelling from these documents is used.
Table 2: Property details

<table>
<thead>
<tr>
<th>Address</th>
<th>94R Red Hill Road Papakura Auckland 2110</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal description</td>
<td>PT ALLOT 104 SBSC SEC 1 Parish OF OPAHEKE</td>
</tr>
<tr>
<td>Site area</td>
<td>15,720 m² hectares</td>
</tr>
</tbody>
</table>

Diagram 1: Location plan

Source: Auckland Council Geomaps

Table 3: Auckland Unitary Plan Auckland Unitary Plan – Operative in Part (AUP) summary

<table>
<thead>
<tr>
<th>Zone</th>
<th>Open Space - Conservation Zone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Overlays</td>
<td>Natural Resources: Significant Ecological Areas Overlay - SEA_T_5277, Terrestrial</td>
</tr>
<tr>
<td></td>
<td>Natural Resources: High-Use Stream Management Areas Overlay [rp]</td>
</tr>
<tr>
<td></td>
<td>Natural Heritage: Outstanding Natural Features Overlay [rcp/dp] - ID 179, Red Hill volcanic centre</td>
</tr>
<tr>
<td></td>
<td>Historic Heritage and Special Character: Historic Heritage Overlay Extent of Place [rcp/dp] - 652, Pukekiwiriki Pa R12_4 Hill pa site with terrace/s and pits</td>
</tr>
<tr>
<td></td>
<td>Outside Rural Urban Boundary</td>
</tr>
<tr>
<td>Controls</td>
<td>Macroinvertebrate Community Index [rcp/dp] – Urban</td>
</tr>
<tr>
<td></td>
<td>Macroinvertebrate Community Index [rcp/dp] – Rural</td>
</tr>
</tbody>
</table>
3. MANAGEMENT OF THE RESERVE

3.1 The Management Plan was prepared by the former Papakura District Council and Te Roopu Kaitiaki o Papakura. One of the Management Plan’s objectives is to ensure that mana whenua and the Council work together in partnership to manage the reserve. To give effect to this objective and implement the Management Plan, Papakura Local Board established the Pukekiwiriki Paa Joint Management Committee, comprising representatives of the local board and mana whenua. The local board has delegated its Reserves Act powers and responsibilities for the reserve to this Committee.2

3.2 The vision for the Reserve, as set out in the Management Plan, is:

“He waahi whakahiwa koe te onei, te mauri, te ihi, te mana,
titiro ki te ao te whaiao, te ao o o hia, te ao tuoroa.
Kia maio te roho a taangata, kia pouanui ako kia reo mai te
waitua maahaki mao te Turangawaewae motuhake o
Papakura”

“A space that is awe inspiring.
A place that is rich with history, nature and vision.
The spiritual Turangawaewae of Papakura”3

3.3 Management Plan action 5.4.1.3 is for improved tracks and paths to be established within the site. This proposal seeks to implement this action.

4. DESCRIPTION OF THE RESERVE AND CONTEXT

The Reserve and area of works

4.1 The Reserve is classified as Historic Reserve under the Reserves Act 1977. This classification is the most appropriate for the reserve as it is a place of historic, archaeological, cultural educational and other special interest, and it has a specific focus on preservation and protection.4 The values that are important to the Historic Reserve classification are also recognised in the AUP overlays applying to all or parts of the land e.g. Scheduled Historic

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2 Extracts from the Committee background included in each agenda
3 Management Plan, 4.1.1
4 Management Plan, page 13

Application for resource consent for Pukekiwiriki Paa track upgrade
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4.2 The 1.57-hectare site, which is located on the ridge of Redhill Road, is a small part of the Pukekiwiriki Paa that covered a much larger area. Descriptions of the paa and the significance it holds to mana whenua are described in the CIA/CVA and the Management Plan. These detailed documents can be provided on request. Visible archaeology (e.g. defence ditch and pits) and potential below-ground material is described in the attached archaeological assessment by CFG Heritage. Figure 1 below is a site record form included in the CFG assessment and shows the existing track accessed from the carpark.

**Figure 1: Site record form**

![Site record form](image)

4.3 In the attached arboricultural assessment, Mr Adrian Lamont from Arb-Eco describes the vegetation within the Reserve as overall high quality, exhibiting good species diversity and natural regeneration. Mr Lamont notes the understory in the lower section of the pedestrian track is relatively sparse due to dense shade and features dispersed matipo, nikau and karaka seedlings. As the track rises up the escarpment it passes out of the Puriri grove and into an

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* Arb-Eco, page 8

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area of more low growing vegetation including titoki, hangehange and manuka. This upper section also contains weeds and exotic fruit trees.  

4.4 Geologically, the Reserve is significant as it forms part of the Red Hill volcanic centre, the oldest of the south Auckland volcanic field and one of 97 identified volcanic centres that stretched to Port Waikato. Most traces of the Red Hill volcanic centre have eroded and been overlain with more recent tertiary and quaternary sediments. What remains within the Reserve is regionally and nationally significant, particularly the layered tuff cliff faces as this is not found anywhere else in the Auckland region.

![Photograph by Tania Richmond, 18/7/2018](image)

4.5 An 87m long pedestrian access is currently provided from Red Hill Road to the summit of the Reserve. This is of varying widths and is a combination of aggregate surface, steps cut into the basalt adjoining the layered tuff cliff face, timber box steps and a worn grass path. Due to the steep grade and poor surface, access is difficult and in places, unsafe. The pedestrian access, an entrance sign and rubbish bin are the only structures within the Reserve.

**Surrounding context**

4.6 Residential properties on Gibbs Crescent and Margan Place adjoin the western boundary of the Reserve. These properties are orientated to the north and west, towards the expansive outlook to the city and the Waitakere Ranges. The track is concealed by dense vegetation.

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*Arb-Eco, page 8
*Extracts from Management Plan, page 35

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and is not visible from these residential properties. Auckland Council has an easement over number 11 Margen Place, which backs directly onto the upper part of the Reserve. This provides vehicle access for maintenance of the Reserve.

4.7 The Reserve is on the rural side of the RUB. Land to the north and east is semi-rural in character and is zoned Rural – Countryside living. To the south, on the opposite side of Red Hill Road, are larger blocks of steeply sloping land zoned Mixed Use Rural.

5. DESCRIPTION OF THE ACTIVITY

5.1 Auckland Council propose to upgrade and re-route part of the 87m long pedestrian track at Pukekikiriki Paa Reserve to the ‘short walk’ New Zealand Standard SNZ HB 8630:2004. The track will be upgraded using a combination of on-grade timber edged aggregate, boxed steps and a section of stairs with handrails (over the escarpment) where the track will be realigned. As part of these works, where necessary, grade dips will be installed to redirect the flow of water off the track.

5.2 Due to the steep grade and the need to provide handrails for safety, two sections of the track involve a structure with a combined height over 1.5m high, which is the threshold for the AUP definition of ‘building’. The buildings are the 8m long staircase (up to 2.7m high) commencing at chainage 50 and the 15m length of box steps that require a handrail (up to 1.7m high) commencing at chainage 61 as shown on the attached drawings prepared by Frame Group at Appendix 7.

5.3 Construction requires earthworks over an area of approximately 95m² and a volume of approximately 45m³ and involves:

- the import of basecourse and aggregate materials;
- peg and side board installation; and
- footings for the boxed steps and stairs.

5.4 The works are shown on the drawings by Frame Group, except for the handrail detail on the stairs, which has been designed by Maori artist Reuben Kirkwood. The method of construction should be read in conjunction with Appendix E: Vegetation Protection Measures in the Arb-Eco assessment, which forms part of the activity.

5.5 The scope of the activity includes mana whenua cultural monitoring, should they elect to do so. To ensure this is captured, a condition to this effect is offered. The details of the tikanga and cultural monitoring will be determined by mana whenua.
6. CONSULTATION

6.1 In 2017 and 2018, the Pukekiwiriki Paa Joint Management Committee considered options to improve and make safe the pedestrian access into the Reserve. As part of this process, they commissioned CIA/CVA from the five iwi that are recognised as mana whenua of the Reserve and are represented on the Committee.\(^6\)

6.2 At their meeting on 10 April 2018, the Committee resolved to progress with the option that is this application, subject to specific matters being addressed.\(^6\) It is confirmed these have been/will be addressed as:

- based on archaeological advice, the final design protects archaeological features;
- the materials are low impact and timber will be left to weather naturally;
- cultural monitoring is part of the scope of the activity; and
- selection of the contractor will be addressed as part of the tender process as this is outside the scope of the resource consent.

6.3 Resolution d) iv) refers to this Committee decision reflecting the collective views of the mana whenua on the Committee. Mana whenua were provided draft drawings on 17 October 2018 and this was followed up on 23 November 2018. \textit{A further email showing the detail on the stairs and the draft application package was sent to mana whenua on XX/XX/2019. [insert summary of response]}

6.4 Ms Myfanwy Evans from Council’s heritage team has provided preliminary feedback on the concept and reviewed a draft of the archaeological assessment attached as Appendix 4. Council park’s arborist Mr Jed Dixon has reviewed the arboriculture assessment attached as Appendix 5 and provided Tree Asset Owner Approval. The amendment Mr Dixon refers to in his approval has been included in the final version of the arboriculture assessment.

7. REASONS FOR THE APPLICATION

7.1 Appendix 2 is an assessment of the rules relating to this activity. Resource consent is required under the AUP for the following reasons:

1. D10.4.2 (A1) Buildings and structures are restricted discretionary activities in an ONF type A. This is the 8m long staircase (up to 2.7m high) and the 15m length of box steps (up to 1.7m high).

2. D17.4.1 (A9) Modifications to, or restoration of, buildings, structures, fabric or features of a SHHP (category B), is a restricted discretionary activity except where provided for as a permitted, controlled or restricted discretionary activity in another rule.

\(^6\) Te Ākaii Waikua, Ngāti Tai ki Tāmaki, Ngāti Tamaoho, Ngāti Te Ata, and Ngāti Whanaunga
\(^{Refer to Appendix 3, resolution c}\)

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3. D17.4.1 (A10) New buildings and structures within a SHHP (category B) are restricted discretionary activities.

4. E12.4.2 (A29) Land disturbance (m³) not otherwise listed in the SHHP overlay where subject to additional archaeological rules is a restricted discretionary activity. Earthworks within the SHHP, not otherwise permitted is calculated as approximately 25m³.

5. E12.4.2 (A32) Land disturbance (m³) not otherwise listed in the SHHP overlay where subject to additional archaeological rules is a restricted discretionary activity. Earthworks within the SHHP, not otherwise permitted of approximately 15m³ is proposed.

6. Under Plan Change 14, E12.4.2 (A17) clarifies that earthworks for the installation of tracks (any amount of m² and m³) is a restricted discretionary activity. This rule has immediate legal effect.

7. E12.4.3 (A40) Land disturbance not otherwise listed up to 50m³ is a restricted discretionary activity in ONF – A. Land disturbance within the ONF of approximately 45m³ is proposed.

8. E15.4.2 (A10) Vegetation alteration or removal, including cumulative removal on a site over a 10 year period, of greater than 250m² of indigenous, contiguous vegetation (existing on 30 September 2013) outside the RUB is a restricted discretionary activity.

9. E15.4.2 (A24) Permitted, controlled and restricted discretionary activities in Table E15.4.2 that do not comply with one or more of the standards in Section E15.6 are a discretionary activity. Arborist advice is that the combined canopy area of the trees and vegetation that will have works conducted within their root zones exceeds 25m².

10. E15.4.2 (A26) Vegetation alteration or removal of greater than 25m² of any contiguous indigenous vegetation is a restricted discretionary activity in the ONF - A. Arborist advice is that the combined canopy area of the trees and vegetation that will have works conducted within their root zones exceeds 25m².

11. E15.4.2 (A43) Any vegetation alteration or removal not otherwise provided for in the SEA overlay is a discretionary activity.

7.2 The application is overall a discretionary activity.
8. **NOTIFICATION ASSESSMENT**

**Public notification of consent application (section 95A)**

8.1 Section 95A the RMA sets out the steps to determine whether to publicly notify an application for resource consent. There are four steps to be addressed:

<table>
<thead>
<tr>
<th>Step</th>
<th>Requirement</th>
</tr>
</thead>
<tbody>
<tr>
<td>Step 1</td>
<td>It is not mandatory to notify this application as the applicant is not requesting notification.</td>
</tr>
<tr>
<td>Step 2</td>
<td>This application is not for an activity precluded from notification.</td>
</tr>
</tbody>
</table>
| Step 3 | This application must be publicly notified if:  
  i. the application is for a resource consent for 1 or more activities, and any of those activities is subject to a rule or national environmental standard that requires public notification; and  
  ii. the consent authority decides, in accordance with section 95D, that the activity will have or is likely to have adverse effects on the environment that are more than minor.  

There is no rule or national environmental standard that requires public notification of this application.  
Consideration of whether the adverse effects are likely to be more than minor is addressed below. |
| Step 4 | A determination of whether special circumstances exist in relation to the application that warrant the application being publicly notified is addressed below. |

**More than minor adverse effects on the environment (Section 95D)**

**Existing environment**

8.2 The existing environment, which is the context in which effects should be assessed, is described in section 2 of this AEE. Relevant to this application is that the environment is modified by an existing pedestrian track through the Reserve. This proposal maintains the existing alignment except where a minor deviation is required to provide a safe pedestrian access and avoid modification to the cliff face/rock formation.

**Effects to be disregarded**

8.3 When determining if the adverse effects of the activity on the environment are more than minor, effects on adjacent land and the permitted baseline must be disregarded.

8.4 ‘Adjacent land’ is considered to include those properties marked in red in Figure 2 that have frontage to Gibbs Crescent, Marjan Place and Red Hill Road.
8.5 Under the zoning of the land, construction of tracks is a permitted activity and is therefore the permitted baseline. The following assessment focuses on effects associated with SHHP, SEA, ONF and mana whenua values relating to these overlays.

**Modification, earthworks and building within a scheduled extent of historic heritage place with archaeological values**

8.6 This heritage place is scheduled for its (a) historical; (c) mana whenua; and (d) knowledge values.

8.7 The historical values reflect an important part of the history and associations of the land for mana whenua. The archaeological assessment is that the works are clear of any visible archaeological sites. The CIA/CVA advise that the track is located on part of the natural defence of the paa. Any ground modification therefore has the potential encounter subsurface material. The potential for this has been reduced by limiting the excavation and retaining the alignment for almost all the upgrade. CGF advise that the built elements have no adverse effects on the heritage values of the place. 10

8.8 As noted in the description of the proposal, mana whenua will be offered the opportunity to undertake cultural monitoring and this an offered condition. Naturally weathered timber is used for all built structures and the detail of the staircase incorporates work by a Māori artist.

8.9 It is therefore reasonable to conclude the effects on the SHHP are limited to the potential for unrecorded archaeological evidence of Māori origin to be damaged or destroyed during excavation. In doing so, this may impact on mana whenua values. The archaeological assessment is that the potential for discovery is low. 11 Given the method of works, which includes the ability to identify, record and retain unrecorded evidence in the unlikely event any is encountered, the potential adverse effects on historic heritage are no more than minor. 12

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10 CGF, page 13
11 CGF, page 11
12 CGF, page 11
Earthworks and building on an outstanding natural feature (geological feature)

8.10 The geological landform has been modified by human activity. This includes activity associated with the paa and the formation of the existing pedestrian path. The potential for adverse effects on geology include modification of the layered tuff cliff face and introduction of a material not associated with the geological formation.

8.11 In the context of the geological, scientific and educational amenity values for which the ONF are scheduled, this activity does not impact on the natural feature as:

- almost all the works occur on modified ground and within the existing footprint of the track;
- the realignment moves the track away from the cliff face, which is a significant part of the value of the ONF, and in doing so protects the feature whilst retaining public view of the feature;
- formalising the edges of the track encourages the public to stay on the track, leaving the balance of the area unmodified;
- the track and the built elements are not visible from beyond the site; and
- where earthworks occur below existing ground level, the width and depth of the footings is insignificant.

Ecological and tree values

8.12 In the context of the proposed works, ecological values are limited to woks affecting trees and vegetation at the side of the track.

8.13 No trees will be removed and the removal of a small number of seedlings has no adverse effect on ecology as these are naturally occurring and will regenerate. As detailed in the attached arborist assessment, site specific tree protection measures has been developed and will be in place for the duration of the project. These measures ensure any adverse effects on the long-term health and structural integrity of adjacent trees and vegetation to be retained will be minimal. 13

Mana whenua values

8.14 An assessment effects on mana whenua values should only be made by mana whenua or those they engage. Attached are CIA/CVA of five mana whenua with a direct and on-going association with the land. The upgrade of the track is supported by mana whenua.

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13 Arb-Eco, page 7
Step 4 - special circumstances (sections 95A and 95B)

8.15 There are no special circumstances that would warrant the public notification or limited notification of this application.

Limited notification and affected persons (sections 95B and 95E)

8.16 Section 95B sets out the process for determining limited notification. Section 95E sets out the considerations for defining if a person is an affected person.

8.17 With respect to sections 95E(2) and (3), protected customary rights groups and statutory acknowledgements are not affected.

8.18 Limited notification is not required under section 94B(6) as the application is not subject to a rule or national standard that requires limited notification and nor is the application a controlled activity.

8.19 With respect to section 95B(7), the reasons for consent are not boundary activities. A wider consideration of persons affected by the activity, in accordance with section 95E, is therefore required. Where a person has provided written approval, section 95(3)(a) deems that they are not then an affected person. The nature and scale of this activity and its separation from and the dense screening between adjoining properties means no persons who own/occupy land in the vicinity of the Reserve are adversely affected. The general public may be temporarily inconvenienced during the works, as the track will be closed. This is off-set by the other reserves in the vicinity that can be used by the public during this short duration (<3 months).

8.20 Clause C1.13(4) of the AUP requires that when deciding whether any person is affected in relation to an activity for the purposes of section 95E of the Resource Management Act 1991, the consent authority will give specific consideration to the entities with responsibility for any natural or physical resources which may be affected by the activity. In relation to this application, this may include:

- Heritage New Zealand Pouhere Taonga; and
- Mana whenua in whose rohe the proposal is located.

8.21 As the land is not on the Heritage New Zealand Pouhere Taonga list of heritage places and there is a separate statutory process for an Archaeological Authority, Heritage New Zealand Pouhere Taonga is not deemed to be an affected entity for the purpose of this resource consent. The Committee minute attached at Appendix 3, records the written support of mana whenua who are responsible for the management of the land under the Reserves Act 1977 and they have since been contacted on the designed design.

Notification conclusion

8.22 That, this application be processed without public or limited notification because:

- there are less than minor adverse effects of the activity on the environment;
- there are no special circumstances to warrant notification or limited notification.
there are no protected customary rights groups or marine title groups in the region adversely affected by this proposal; and

- no persons are adversely affected by the activity.

9. **SECTION 104 ASSESSMENT**

**Statutory matters**

9.1 Subject to Part 2 of the RMA, when considering an application for resource consent and any submissions received the council must, in accordance with section 104(1) of the RMA have regard to: any actual and potential effects on the environment of allowing the activity; any relevant provisions of a national policy statement, a New Zealand coastal policy statement; and a regional policy statement or proposed regional policy statement; a plan or proposed plan; and any other matter the council considers relevant and reasonably necessary to determine the application. As a discretionary activity overall, the Council may refuse consent or grant the application, subject to conditions.

**Actual and potential effects on the environment - section 104(1)(a) and (ab)**

9.2 An assessment of adverse effects has been set out at section 8 of this AEE where it was concluded that the activity would have the potential for no more than minor adverse effects on archaeology and significant effects on a small amount of vegetation with the Reserve.

9.3 The activity will have significant positive effects on the environment, including:

- improved and safe pedestrian access. As a public place, the track must be designed to comply with SNZ HB 8630:2004 “Short Walk”. This standard determines that on steeper grades, steps and stairs are required for safety;
- formalising the track to ensure the public keeps to pre-determined locations, allowing the balance of the vegetated area and tuff cliff face to remain in their natural state; and
- enabling opportunities for public education of the features of the place.

**Planning documents – section 104(1)(b)(vi)**

**Public Open Space – Conservation zone**

9.4 Providing controlled public access is consistent with land zoned Public Open Space – Conservation. The works fully comply with the rules and standards for the zone. It is therefore reasonable to conclude that the works are consistent with the objectives and policies for the zone.

**Building in an Outstanding Natural Feature (Chapter D10)**

9.5 Chapter D10 contains the objectives and policies for Outstanding Natural Features and Outstanding Natural Landscapes. The policy framework is primarily about protection of the values from use and development. The activity is consistent with the objectives and policies in Chapter D10 as:
the protection and maintenance of the ONF values, particularly the geological features, is achieved while recognising ancestral relationships of mana whenua by avoiding damage to recorded archaeological sites of Maori origin;

the visual and physical integrity of the ONF is protected by avoiding adverse effects on the layered tuff cliff faces that are not found anywhere else in the Auckland region;

the stairs are a necessary building element to provide suitable access without intrusive modification of the landform.

9.6 In consideration of the assessment criteria at D10 and noting that the activity is limited to stairs and a handrail, the following additional comments are made:

- ground disturbance, which is limited to pile footings, is minimal. There will be no discernible change to the landform once the structure is in place;
- alternative methods are not available that would achieve the same outcome;
- the stairs are an acceptable building form given that they will have no adverse effect on the landform and can be removed in the future leaving the geological features intact; and
- specialist advice is that the likelihood of disturbing archaeological sites within the area of building is low and the works are supported by mana whenua.

Scheduled historic heritage place (Chapter D17)

9.7 Objectives and policies for scheduled historic heritage places are at Chapter D17. In the context of what is proposed, the proposal is consistent with the objectives and policies for the reasons that:

- the protection and conservation of the scheduled historic heritage placed is supported and enabled;
- the SHHP is protected from inappropriate, use, including inappropriate modification, and demolition;
- it will not result in any adverse effects on the significance of the historic, mana whenua and knowledge (archaeological) values of the place;
- it will contribute to the maintenance and enhancement of the historic heritage values of the place, while supporting the on-going use of the place as a public reserve.

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14 As identified in Schedule 7
15 Objective D10(1) and (2)
16 Policy 10.3(3)(a)
17 Policy 10.3(3)(b)
18 Objective D17.2(1)
19 Objective D17.2(2)
20 Policy D17.3(a) & (f)
21 Policy 17.3(b), (a), and 17(9)(a), (c) & (e)
9.8 Page 11 of the CGF assessment addresses the assessment criteria at D17.8.2. The following additional comments are made in respect of D17.8.2:

- as detailed in section 8 of this AEE, the heritage values of the place (historic, mana whenua and knowledge (archaeological)) are not reduced by the proposal;
- the proposed works avoid or minimise the potential loss of archaeological value that contributes to the significance of the place;
- the works retain and improve public access without compromising the ability to interpret the visible features of the SHHP (e.g. pits, defensive ditch);
- the works do not diminish the threshold for scheduling this category B place; and
- the proposal contributes to and encourages the on-going functional (but controlled) use of the place as a reserve.

9.9 Special Information Requirements are outlined at D17.9 and requires that works affecting scheduled historic heritage places must be accompanied by a heritage impact assessment commensurate to the effects of the proposed works on the overall significance of a historic heritage place. The attached assessment by CGF outlines the historical values and significance. The value of the place to mana whenua and how a track may impact on these values is addressed in the CIV/ACA.

Earthworks with the ONF and SHHP (Chapter E12 including Plan Change 14)

9.10 Plan change 14 does not trigger any additional objectives, policies or rule triggers – it merely clarifies an activity status. In this regard, a weighting exercise is not required.

9.11 Objectives and policies in Chapter E12 are focused on ensuring, where land modification is necessary, that it protects the safety of people and avoids, remedies and mitigates adverse effects on the environment. Policy 12.3(1) is particularly relevant to this application as it is about avoiding where practicable, and otherwise, mitigating adverse effects of land disturbance on scheduled places e.g. natural heritage and historic heritage.

9.12 Objectives and policies for ONF and SHHP have been addressed above. Restricted discretionary activity assessment criteria for earthworks are set out at E12.8.2. The matters of discretion are largely effects based and have therefore already been addressed. Sufficient to note that:

- the earthworks will comply with the standards and an accidental discovery protocol will be in place;
- land disturbance cannot be avoided as it is necessary to upgrade the pedestrian track;

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22 Policy 17.8(a), (b)
• stockpiling of basecourse materials are limited to the flat area at the summit or near the entrance off Red Hill Road;

• the duration of the earthworks is expected to be less than three months;

• minimal adverse effects, including effects on the natural and historic heritage values of the place, will occur as the earthworks primarily involves placing material over existing ground and within the footprint of existing paths; and

• positive effects on the protection of archaeology are enabled by providing a distinct route for people to follow.  

Vegetation management and biodiversity (Chapter E15)

9.13 These matters are overall discretionary. The proposal is entirely consistent with the relevant objectives and policies for the reasons that:

• the indigenous biological diversity values, including the indigenous vegetation cover, are maintained and protected by the well-established methods of tree protection detailed in the arborist assessment;  

• indigenous biodiversity is enhanced and protected by generally maintaining the existing track in its location, or with a minor diversion;  

• the works support the operation of an existing track that provides for the recreational needs of the public.  

Trees removal in Public Open Space Zoned land (Chapter E16)

9.14 As it relates to this application, the policy framework for trees in Public Open Space zones is about protecting the cultural, amenity, landscape and ecological values of trees on public land while acknowledging that multiple uses occur in open space areas.  

For the reasons outlined earlier in this AEE, there is an insignificant effect on the trees along the route of the track. Restricted discretionary activity criteria is at E16.8.2. The matters of discretion are largely effects based and have therefore been addressed in the arborist assessment and section 8 of this AEE.

Other matters

9.15 The Management Plan was adopted by Papakura District Council on 11 May 2010 following a public process which began in June 2008 and approved pursuant to the provisions of section 41(1) of the Reserves Act 1977. This proposal gives effect to an action in the Management Plan. The Management Plan is a relevant ‘other matter’ under section 104(1)(c) of the RMA and should be given considerable weight when considering the merits of this application.

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23 CFG, page 13
24 E15, objective (1) 
25 E15, objective (2), policy (5) 
26 E15, policy (6) 
27 E16 objective (1), policy (2) 
28 Extract from the the Committee background
Part 2 of the RMA

9.16. The AUP is a recently operative planning document that has been properly prepared in accordance with Part 2 of the RMA. Based on the foregoing assessment, this activity is consistent with the outcomes sought in the relevant objectives and policies. In relation to this application, further consideration of Part 2 is not necessary. Notwithstanding, and in support of the proposal, this activity is consistent with Part 2 as it:

- provides for the efficient use and development of natural and physical resources (public space), while providing for the maintenance and enhancement of the quality of the natural environment;
- protects the outstanding natural feature and historic heritage from inappropriate use and development;
- protects the significant indigenous vegetation along the sides of the track;
- supports the co-governance Committee to exercise kaitiakitanga, and
- gives effect to the principles of the Treaty of Waitangi by enabling iwi and hapu, through the co-governance Committee, to manage ancestral land.

10. OFFERED CONDITIONS

10.1 The recommendation conditions set out in the arborist and archaeological assessments form part of the scope of the activity. Mana whenua cultural monitoring is also an offered condition. For convenience, these have been incorporated into wording consistent with section 108 of the RMA and Council’s format.

General Conditions

1. The activity shall be carried out in accordance with the plans and all information submitted with the application, detailed below, and all referenced by the Council as consent number [insert]:

   a. Application Form, and Assessment of Effects on the Environment and Statutory Assessment prepared by Richmond Planning Limited, titled “Pukekiwiriki Paa track upgrade” dated March 2019

   b. Archaeologist assessment by CFG Brent Druskovich, dated 20 February 2019

   c. Arborist assessment by Arbo-Eco, dated 19 February 2019

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29 Part 2, section 5
30 Part 2, section 6
31 Part 2, section 6
32 Part 2, section 6
33 Part 2, section 7(a)
34 Part 2, section 8

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d. Drawings by Frame Group, Sheets 00, 01, 02, 03, 04, 0506, 07, 08, 12, 13 all dated July 2018

e. Concept drawing by Reuben Kirkwood, 3 sheets titled Te Arawhata, all undated.

2. Under section 125 of the RMA, this consent lapses five years after the date it is granted unless:
   a. The consent is given effect to; or
   b. The Council extends the period after which the consent lapses.

3. The consent holder shall pay the Council an initial consent compliance monitoring charge of [insert] (inclusive of GST), plus any further monitoring charge or charges to recover the actual and reasonable costs that have been incurred to ensure compliance with the conditions attached to this consent.

Advice note:
The initial monitoring charge is to cover the cost of inspecting the site, carrying out tests, reviewing conditions, updating files, etc., all being work to ensure compliance with the resource consent. In order to recover actual and reasonable costs, inspections, in excess of those covered by the base fee paid, shall be charged at the relevant hourly rate applicable at the time. The consent holder will be advised of the further monitoring charge or charges as they fall due. Such further charges are to be paid within one month of the date of invoice. Only after all conditions of the resource consent have been met, will Council issue a letter confirming compliance on request of the consent holder.

Pre-commencement Conditions

Pre-start meeting

3. Prior to the commencement of works, the consent holder shall hold a pre-construction meeting that:
   a. is located on the subject site
   b. is scheduled not less than 10 days before the anticipated commencement of works
   c. includes the Project Manager, supervising Archaeologist and Arborist
   d. includes representation from the contractors who will undertake the works
   e. includes the Council Compliance Advisor (South) and any other specialists at their discretion e.g. Council arborist
   f. includes representatives from mana whenua should they elect to attend at their discretion.

Cultural monitoring

4. Not less than 10 working days prior to commencement of works, the consent holder shall invite mana whenua to undertake cultural monitoring of the works. The details of
the monitoring shall be confirmed at the pre-start meeting and may evolve over the course of the works.

Vegetation

5. A suitably qualified and experienced arborist (‘works arborist’) shall be engaged by the consent holder for the duration of the project to monitor the works, ensure compliance with the vegetation protection measures and to direct all aspects of the works that have the potential to affect protected vegetation.

6. A pre-commencement meeting shall be held on site with the project manager/principle, site foreman, and the works arborist. This meeting shall include discussion and confirmation of the following:
   a. The proposed works.
   b. Construction methodologies.
   c. Tree removals and pruning requirements.
   d. Tree protection measures (including fencing, ground protection and canopy protection requirements).
   e. Site access and storage areas.
   f. Requirements for arboricultural supervision.

7. The Council Arborist responsible for managing public trees (Community Facilities’ Arborguard and Eco Specialist) shall be invited to the pre-commencement meeting. The consent holder shall give Council’s Arborist at least five (5) working days prior notice of the meeting.

8. A copy of the minutes of the pre-commencement meeting shall be provided on request to the attendees and to Council’s Resource Consents Monitoring Team Leader.

Development in Progress Conditions

Vegetation and trees

9. The project manager/foreman shall ensure that all contractors, sub-contractors and work site staff are advised of the tree protection measures and comply with them for the duration of the works. A copy of the protection measures shall be available at all times on the work site.

10. Vegetation removals shall be limited to exotic weeds and understory plants and seedlings of under 2m in height that are growing within the footprint of the track. Wherever possible, plants requiring removal shall be uplifted by hand and transplanted in suitable nearby locations.

11. Pruning shall be limited to cutting back of encroaching vegetation with a hand saw or secateurs to provide clearance of up to 0.5m either side and 2.5m above the track, in
accordance with correct arboricultural practices and natural target pruning techniques. Prunings shall be carefully spread and left to decay on site.

12. Works shall predominantly be undertaken by hand tools. Machinery use shall be limited to powered wheelbarrows confined to the footprint of the track.

13. The order of works shall be arranged such that the track shall be formed over any exposed surface roots from the site entrance inwards, such that there is no tracking over exposed roots by powered wheelbarrows etc.

14. Materials and equipment shall be stored in designated areas located to the satisfaction of the works arborist.

15. No washing of equipment or machinery shall be undertaken within the root zone or seepage range of any vegetation and no product injurious to trees such as petrol/diesel, herbicides, solvents etc. shall be stored or discharged within the root zone or seepage range of any vegetation.

16. All excavations shall be dug by hand under the instructions or direct supervision of the works arborist.

17. Any roots encountered under 80mm in diameter may (if necessary) be cleanly cut back to the edge of the excavation only if the works arborist is satisfied that (taking into consideration the vegetation species, age, condition, tolerance to root pruning and the amount of cumulative root loss) its long term health and stability will not be compromised. If deemed necessary by the works arborist, the locations of the excavation and/or finished level shall be adjusted to accommodate the identified roots. Roots over 80mm in diameter shall be retained, protected and worked around.

18. Edge boards and steps shall be emplaced over the top of surface roots, with rebates cut out where necessary to allow root retention.

19. All pruning of roots over 50mm diameter shall be recorded (tree species and number / size of roots) and photographed by the works arborist.

Archaeology

20. All ground disturbance shall be archaeologically supervised and monitored by the project archaeologist.

21. Should ground disturbance on the site result in the identification of any previously unknown archaeological site, the land disturbance – Regional Accidental Discovery (ADP) rule [E12.6.1] set out in the Auckland Unitary Plan Operative in part (November 2016) shall be applied.

Post construction

Trees/vegetation

22. If requested, the works arborist shall supply a memorandum to Council's Resource Consents Monitoring Team Leader upon completion of all construction works on site. This memorandum shall include minutes of the pre-commencement meeting, a
23. In the event that any unrecorded historic heritage sites are exposed as a result of consented work on the site, then these sites shall be recorded by the consent holder for inclusion within the Auckland Council Cultural Heritage Inventory. The consent holders project historic heritage expert shall prepare documentation suitable for inclusion in the Cultural Heritage Inventory and forward the information to the Team Leader (for the Manager: Heritage Unit, heritageconsents@aucklandcouncil.govt.nz) within one calendar month of the completion of work on the site.

11. CONCLUSION

11.1 Auckland Council is seeking resource consent for maintenance and repair, and the upgrade of part of the pedestrian access at Pukekiriki Paa Reserve.

11.2 Based on the foregoing assessment, it is considered that the proposal meets the overriding sustainable management purpose of the RMA and the application may be granted, subject to the offered methodologies, which can be imposed as conditions of consent.

Author

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DATE: 5 March 2019

Reviewed by

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DATE: 6 March 2019

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