

I hereby give notice that an extraordinary meeting of the Howick Local Board will be held on:

**Date:** Thursday, 30 March 2023  
**Time:** 2.15pm  
**Meeting Room:** Howick Local Board Meeting Room  
**Venue:** Pakuranga Library Complex  
7 Aylesbury Street  
Pakuranga

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## Howick Local Board

# OPEN AGENDA

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### MEMBERSHIP

<b>Chairperson</b>	Damian Light
<b>Deputy Chairperson</b>	Bo Burns
<b>Members</b>	Katrina Bungard
	David Collings
	Bruce Kendall
	John Spiller
	Mike Turinsky
	Adele White
	Peter Young, JP

(Quorum 5 members)

**Matt Fletcher**  
**Democracy Advisor**

**24 March 2023**

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**1 Nau mai | Welcome**

The Chair will open the meeting and welcome everyone present. The Board will move to resolve their acceptance of electronic attendances – if there are any.

**2 Ngā Tamōtanga | Apologies**

That the Howick Local Board:

- a) accept the apologies from Deputy Chairperson Bo Burns and Member Mike Turinsky for absence.

**3 Te Whakapuaki i te Whai Pānga | 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.



## Local Board views on Notice of Requirement for the Eastern Busway Stage 2

File No.: CP2023/03455

Item 4

### Te take mō te pūrongo Purpose of the report

1. To invite the Howick Local Board's views on a Notice of Requirement (NoR) lodged by Auckland Transport for the second stage of the Eastern Busway. The NoR seeks to designate land for an extension of the Eastern Busway, a new bus station at Pakuranga, and the Reeves Road Flyover.

### Whakarāpopototanga matua Executive summary

2. Decision-makers on a Notice of Requirement (NoR) to the Auckland Unitary Plan must consider local boards' views on the NoR, if the relevant local boards choose to provide their views.
3. Each local board has a responsibility to communicate the interests and preferences of people in its area on Auckland Council policy documents, including on a NoR. A local board can present local views and preferences when expressed by the whole local board<sup>1</sup>.
4. The Eastern Busway Alliance, on behalf of Auckland Transport, has served a NoR on Auckland Council for the construction, operation, and maintenance of Eastern Busway Stage 2 on land between the intersection of Ti Rakau Drive/ South-Eastern Highway and Pakuranga Road / William Reeves Road, Pakuranga.
5. The NoR was publicly notified on 21 November 2022 and submissions closed on 19 December 2022. Fourteen (14) submissions were received. The key themes arising from submissions include the effects of the works on access to the Pakuranga Plaza, inconvenience and disruption to businesses within the Plaza, reduction in car parking, construction noise and vibration, and effects on education facilities in the area. There were also two submissions in support of the NoR.
6. This report is the mechanism for the local board to resolve and provide its views on the NoR. Staff do not recommend a view the local board should convey.
7. This report originally came to the Board at its 16 March 2023 business meeting, during which the Board resolved (HW/2023/39) to defer consideration on this matter to its next business meeting, dated 20 April 2023, or earlier via another meeting if required. This cannot be resolved via an urgent decision.
8. The Board has since received advice that feedback is required ideally by 30 March 2023, and no later than 12 April 2023. An extraordinary meeting has therefore been called to enable the Board to provide feedback on the Notice of Requirement for the Eastern Busway Stage 2.

### Ngā tūtohunga Recommendation/s

That the Howick Local Board:

<sup>1</sup> Local Government (Auckland Council) Act 2009, section 15(2)(c).

- a) provide local board views on the Notice of Requirement for Eastern Busway Stage 2, being a new designation.
- b) appoint a local board member to speak to the local board views at a hearing on the Notice of Requirement.
- c) delegate authority to the chairperson of Howick Local Board to make a replacement appointment in the event the local board member appointed in resolution b) is unable to attend the hearing on the Notice of Requirement.

## Horopaki Context

9. Each local board is responsible for communicating the interests and preferences of people in its area regarding the content of Auckland Council's strategies, policies, plans, and bylaws. Local boards provide their views on the content of these documents. Decision-makers must consider local boards' views when deciding the content of these policy documents.<sup>2</sup>
10. The NoR is for a new designation to provide an extension to the Eastern Busway, a new bus station at Pakuranga and the Reeves Road Flyover into the Auckland Unitary Plan. Local boards must have the opportunity to provide their views where any process proposes a change to the Auckland Unitary Plan.
11. If the local board chooses to provide its views, the planners include those views in the hearing report. Local board views are included in the analysis of the NoR, along with all submissions.
12. If appointed by resolution, local board members may present the local board's views at the hearing to commissioners, who will make a recommendation on the NoR.
13. Following receipt of the recommendation, the Requiring Authority would be required to advise the council, within 30 working days, whether they accept or reject the recommendation in whole or in part. Once the council has received a decision from the Requiring Authority, submitters will be advised and are then given an opportunity to lodge an appeal with the Environment Court if they are not satisfied with the outcome. Auckland Council will also have the opportunity at this stage to appeal the decision.
14. This report provides an overview of the NoR and a summary of the key themes in submissions.
15. The report does not recommend what views the local board should convey. Staff cannot advise the local board as to what its views should be, and then evaluate those views.

## Tātaritanga me ngā tohutohu Analysis and advice

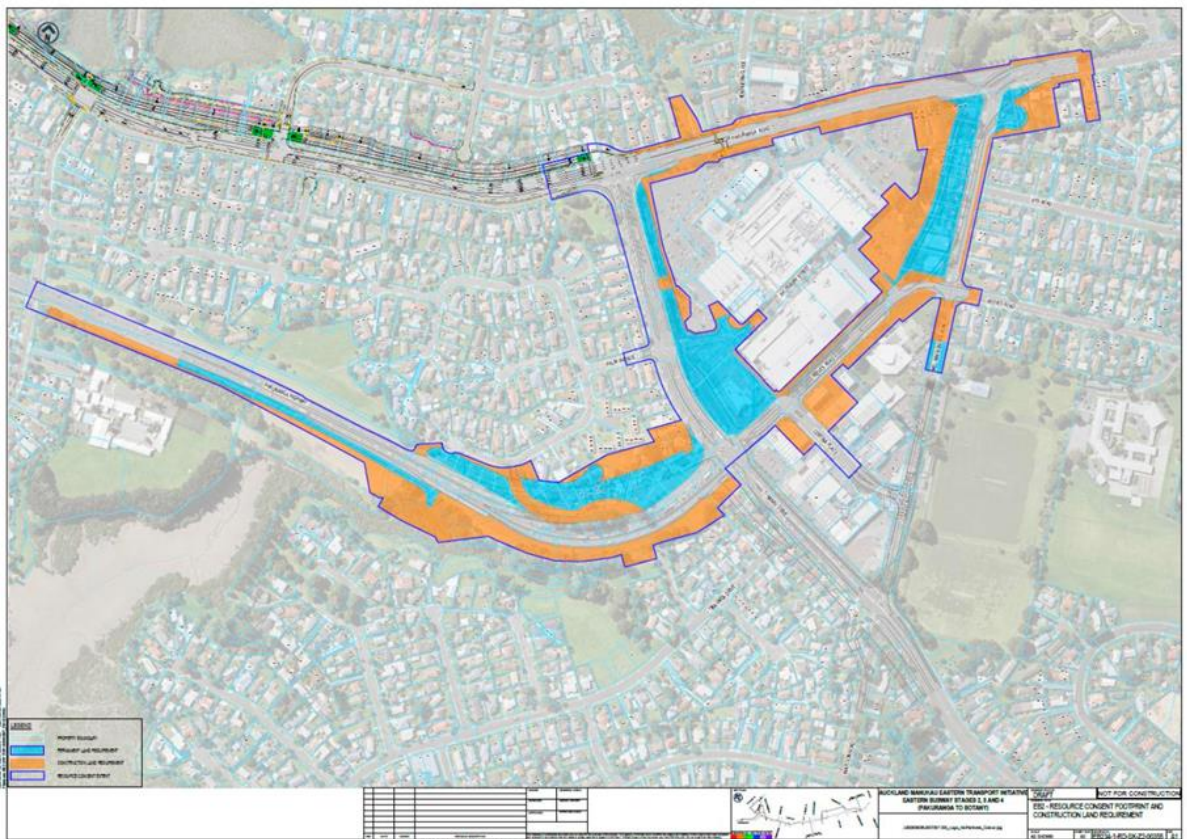
16. Auckland Transport has prepared a NoR and sought resource consents for bulk earthworks, vegetation removal, discharge of contaminants to land, and activities within the coastal marine area to enable the Eastern Busway Stage 2.
17. The Eastern Busway Stage 2 starts at Pakuranga Town Centre and encompasses works on Ti Rakau Drive, Pakuranga Road, Reeves Road, Cortina Place, Palm Avenue, Aylesbury Street, Pennell Place, and the South-Eastern Highway.
18. It forms part of the wider Eastern Busway Project, a multi-stage transport project being undertaken between Panmure and Botany to improve the transport networks across south-east Tāmaki Makaurau Auckland. Auckland Transport states that Eastern Busway

<sup>2</sup> Local Government (Auckland Council) Act 2009, ss15-16.



Stage 2 will help address network congestion, provide improved transport choices, address network safety issues, and support the urban intensification of Tāmaki Makaurau Auckland.

19. These works will involve an extension of the existing Panmure to Pakuranga busway, the construction of a new Pakuranga Bus Station and the Reeves Road Flyover; as well as modifications to the on and off ramps of South-Eastern Highway, and upgrades to local walking, cycling and stormwater infrastructure.
20. The location of the NoR is shown on Figure 1 below:



21. The timing of the works will depend upon funding and Auckland Transport has asked for a 10 year lapse period for the designation.
22. The NoR includes technical reports that evaluate:
  - ecology (coastal and terrestrial)
  - noise and vibration (construction and operational)
  - open space
  - air quality
  - visual and landscape values
  - social impact
  - arboriculture
  - stormwater
  - archaeology

- integrated transport
- ground contamination
- erosion
- sediment control

23. The reports and other application details are available from council's website at <https://www.aucklandcouncil.govt.nz/plans-projects-policies-reports-bylaws/our-plans-strategies/unitary-plan/auckland-unitary-plan-modifications/notices-of-requirement-to-designate-land/Pages/default.aspx>

24. Council's planners, and other experts, are evaluating the NoR, and will report on:

- technical reports supplied by the applicant
- submissions
- views and preferences of the local board, if the local board passes a resolution.

25. Auckland Transport requested that the NoR be publicly notified. The NoR was publicly notified on 21 November 2021 and submissions closed on 19 December 2022.

### Themes from submissions received

26. Submissions on the NoR were made by fourteen organisations and people:

Submissions	Support/support in part or with amendments	Neutral / unclear	Oppose/oppose in part
NoR EB2	4	2	8

27. Key submission themes are listed below:

- concern about changes to access and car parking at Pakuranga Plaza
- ongoing inconvenience to businesses in Pakuranga Plaza
- concern about effects of construction on businesses particularly within Pakuranga Plaza
- concern about linkages to and support for intensification of area around the bus station
- effects of heavy traffic on safety of road network during construction especially for school students
- support for improvements in passenger transport facilities.

### Tauākī whakaaweawe āhuarangi Climate impact statement

28. The council's climate goals as set out in Te Tāruke-ā-Tāwhiri: Auckland's Climate Plan include:

- to reduce greenhouse gas emissions to reach net zero emissions by 2050
- to prepare the region for the adverse impacts of climate change.

29. The local board could consider if the NoR:

- will reduce, increase or have no effect on Auckland's overall greenhouse gas emissions (e.g. does it encourage car dependency, enhance connections to public transit, walking and cycling or support quality compact urban form)
- prepare the region for the adverse impacts of climate change i.e. does the NoR elevate or alleviate climate risks (e.g. flooding, coastal and storm inundation, urban heat effect, stress on infrastructure).

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

30. Auckland Transport is the requiring authority that has lodged the NoR.
31. Watercare Services did not submit on the NoR.
32. The council's Healthy Waters and Parks Services departments have specialists within the council's project team, who will contribute to the reporting planners' hearing report.

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

33. The NoR falls within the Howick Local Board area.
34. Factors the local board may wish to consider in formulating its view include:
  - interests and preferences of people in local board area
  - well-being of communities within the local board area
  - local board documents, such as local board plan, local board agreement
  - responsibilities and operation of the local board.
35. Auckland Transport has advised that the Howick Local Board was provided regular updates on the project and planned consultation activities.
36. Feedback at that stage was informal. Restrictions on delegations prevent that informal feedback from being the views of the local board.<sup>3</sup>
37. This report is the mechanism for obtaining formal local board views. The hearings panel and will consider local board views, if provided, when making its recommendation on the NoR.

## Tauākī whakaaweawe Māori Māori impact statement

38. If the local board chooses to provide its views on the NoR, it includes the opportunity to comment on matters that may be of interest or importance to Māori, well-being of Māori communities or Te Ao Māori (Māori world view). In the 2018 census, 6% residents in the local board area identified as Māori.
39. Auckland Transport has engaged with local iwi to help identify key cultural issues associated with the project and address any potential effects that may raise.
40. No mana whenua groups have submitted on the NoR.

## Ngā ritenga ā-pūtea Financial implications

41. There are no financial implications with the local board providing its views.
42. The local board is not exposed to any financial risk from providing its views.

<sup>3</sup> Local Government Act 2002, Schedule 7, Part 1A, clause 36D

## Ngā raru tūpono me ngā whakamaurutanga Risks and mitigations

43. The power to provide local board views regarding the content of a NoR cannot be delegated to individual local board member(s).<sup>4</sup> To avoid the procedural risk of an individual local board member expressing the views of the local board, this report enables the whole local board to decide whether to provide its views and, if so, to determine what matters those views should include.

## Ngā koringa ā-muri Next steps

44. The planner will include, and report on, any resolution of the local board in the hearing report. The local board member appointed to speak to the local board's views will be informed of the hearing date and invited to the hearing for that purpose.

## Ngā tāpirihanga Attachments

There are no attachments for this report.

## Ngā kaihaina Signatories

Authors	David Wong - Senior Policy Planner
Authorisers	John Duguid - General Manager - Plans and Places Victoria Villaraza - Local Area Manager

<sup>4</sup> Local Government Act 2002, Schedule 7, clause 36D