

## VARIATION 2 – HEARING 2

### Preliminary Questions from the Hearing Panel for Reporting Officer

As foreshadowed in the e-mail from the Governance Support Officer (Ms Lapham) on 2 September 2021, the Hearing Panel members have a number of questions for the Reporting Officer.

We would appreciate as many of these questions as possible being answered by the Reporting Officer prior to the commencement of Hearing 2, however for some of the questions we appreciate a verbal explanation at the hearing may be more appropriate.

Please note these are initial questions and the Panel members may have further questions at the hearing.

S42A Report reference	Question
4.1.3 Character, amenity and loss of green space  New Rule 15.6.10.Y	Is the recommended rule a permitted activity rule, and if so is the following performance standard ultra vires in that it requires an on-going obligation (much in the manner of a condition on a resource consent)?  <b><i>c. all trees and landscaping required by this rule must be maintained and if dead, diseased or damaged, must be replaced.</i></b>  NB: Please bring to the hearing the examples of similar rules used in other District Plans.
4.1.4 Biodiversity	The report notes infers that the new rule 15.6.10.Y might be able to effectively achieve two purposes, i.e. to retain/replace green spaces and vegetation; but might also assist to provide some protection for biodiversity. Can this (potential) dual purpose be appropriately explained/referenced in the provisions? For example, the area affected is titled a 'Landscaped Mapped Area' which infers the provisions relate more to 'landscaping' but could there also be a reference inserted to tree retention/planting of native species for biodiversity purposes.
4.2.1 IN03 Green Island	Please elaborate on what aspects have changed, i.e. from the s32 Evaluation and from the technical reports (which seem to be supportive of the rezoning, or at last they have offered solutions), to cause you to now recommend rejecting this rezoning proposal.
IN07 Kaikorai Valley Rd, page 60	Please confirm the status of the resource consent application, how the proposal 'stacks up' in terms of the proposed new zoning rules, and how (if) any change in zoning and new performance standards will apply if a resource consent is in place prior to rezoning,