

RESOURCE MANAGEMENT ACT 1991

**Submission on a Notice of Requirement (DIS-2013-1)
By Dunedin City Council**

To: Dunedin City Council
PO Box 5045
DUNEDIN 9058

Submitter: NZ Transport Agency
PO Box 5245
Moray Place
DUNEDIN 9058

The **NZ Transport Agency** hereby makes this submission in support of a notice of requirement by the Dunedin City Council to designate two areas of land. Designation 1 is for part of the Dunedin Harbourside Arterial and will link Anzac Avenue (D465) with Ravensbourne Road (D845) to the south of Parry Street West. Designation 2 is for the Dunedin Harbourside Arterial – Access Road, which will provide access from the Designation 1 area to the property at 80 Anzac Avenue.

The specific parts of the notice of requirement that this submission relates to are:

The Notice of Requirement in its entirety.

NZ Transport Agency's submission is:

The NZ Transport Agency supports the redesignation of those areas (Designation 1) of the arterial that have been constructed, but whose original designation was quashed by the High Court in 2011. The NZ Transport Agency also supports the proposal to designate a proposed new access road (Designation 2) across Dunedin City Council owned land.

The NZ Transport Agency suggests that the designation is necessary to assist in the continued management and operation of the 'Harbourside Arterial Link'. The route is important as it links Port Chalmers and North Dunedin with the Southern Motorway. The 'Harbourside Arterial Link' extends from the Anzac Avenue/Frederick Street intersection to Ravensbourne Road.

State Highway 88 (SH88) is classified as a National Strategic Highway. These are State highways that make a significant contribution to the social and economic wellbeing of New Zealand by connecting major population centres, international ports or major airports.

The designation for SH88 is currently along Anzac Avenue. However, the existing use of Anzac Avenue past the University Plaza and Stadium as a State highway has a number of limitations and constraint that impact its safety, efficiency and functionality including a large number of property accesses and pedestrian conflicts. The new arterial link away from Anzac Avenue avoids the conflict and inefficiencies associated with Stadium and University pedestrian traffic. Since the construction of the Stadium, the new arterial link has performed the function of a State highway. Compared with the existing route, it will provide greater safety, efficiency and functionality on the transport network.

The SH88 realignment forms part of the Harbourside Arterial, a proposal that is supported by the Dunedin City Council's Transportation Strategy and the NZ Transport Agency's National State Highway Strategy.

It is intended that the Harbourside Arterial will eventually be handed over to the NZ Transport Agency as the road controlling authority for SH88 (of which the Harbourside Arterial would then form part). This 'hand over' (together with the designation) will occur after certain operational arrangements to the NZ Transport Agency's satisfaction, as State highway road controlling authority, have been completed. While such matters fall outside the scope of matters under the Resource Management Act 1991, they are noted for context.

The NZ Transport Agency suggests it is sensible to connect the existing SH88 designation with the designation for the Harbourside Arterial. It is sensible to treat the requirement as a means to securing a designation that would integrate with the existing SH88 designation. This would assist the NZ Transport Agency to take a transfer of the designation (i.e. to become the requiring authority). The NZ Transport Agency could then remove in part the SH88 designation from Anzac Avenue. The realigned SH88 could then function as a National Strategic Highway and be managed as a State highway component of the wider transport network.

The NZ Transport Agency agrees with the assessment in section 8.2.2 of the Assessment of Environmental Effects (AEE) that it is not necessary or appropriate for conditions to be imposed on Designation 1. Firstly, the Harbourside Arterial has already been constructed. Secondly, it should be designated consistent with SH88 in anticipation that the Harbourside Arterial would become part of the State highway.

In relation to the proposed conditions on Designation 2 (section 8.2.3 of the AEE), the NZ Transport Agency notes that the plan referred to in proposed condition (c) shows markings on the Harbourside Arterial (which is not part of Designation 2). The NZ Transport Agency considers that these markings have been shown for illustrative purposes only, and seeks a slight amendment to this condition to reflect that.

The reasons for this submission are:

The NZ Transport Agency's statutory objective is to carry out its functions in a way that contributes to an affordable, integrated, safe, responsive and sustainable land transport system. Some of these functions relevant in this case are:

- to promote an affordable, integrated safe, responsive, and sustainable land transport system;
- to manage the State highway system in accordance with the relevant legislation; and
- to assist, advise, and co-operate with approved organisations (such as regional councils and territorial authorities).

The NZ Transport Agency supports Designations 1 and 2 as the current operation of the Harbourside Arterial, in particular the intersection with Frederick Street, creates inefficiencies for SH88 (in particular, the way that trucks are using SH88). The NZ Transport Agency submits that it is sensible and appropriate to regularise the current operational situation (i.e. through Designation 1), and to mitigate the effects of the temporary arrangements currently in place to give access to 80 Anzac Avenue (the property owned by Anzide Property Limited) (i.e. through the construction of the access road provided for by Designation 2).

Overall, the NZ Transport Agency considers that Designations 1 and 2 will improve safety, efficiency and functionality of the transport network, and will provide an alternative route and will improve travel times to and from Port Chalmers.

In submitting on this notice of requirement, the NZ Transport Agency is pursuing these objectives and functions in relation to the land transport system, including the State highway system, and contributing to the objectives of the Land Transport Management Act 2003.

NZ Transport Agency seeks the following recommendation or decision from the Dunedin City Council:

- (1) Designation 1 be confirmed with no conditions (for the reasons set out in section 8.2.2 of the AEE).
- (2) Designation 2 be confirmed with a slight amendment to proposed condition (c) (as set out in section 8.2.3 of the AEE), to reflect that the road markings shown on Layout Plan 7/583/154/3704, Sheet 1, R2 (and/or any other associated plans) are indicative only.

The NZ Transport Agency does wish to be heard in support of this submission.

Dated at Dunedin this 29th day of August 2013.



Ian McCabe

Planning and Investment Manager - Southern
Pursuant to a delegation from
the Chairman and the Board
of the NZ Transport Agency

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