

BRF-2176

28 September 2022

Jim Stabback
Chief Executive Officer
Auckland Council
Email: s 9(2)(a)

Dear Jim Stabback

COVID-19 Recovery (Fast-track Consenting) Act 2020 – comments sought on referral application – Beachside Mission Bay Project

The Minister for the Environment (Minister) has received an application from Drive Holdings Limited to refer the Beachside Mission Bay Project (project) to an expert consenting panel (panel) for consideration under the COVID-19 Recovery (Fast-track Consenting) Act 2020 (FTCA).

The project is described in Appendix A and the application documents are in Attachment 1.

Under delegated authority from the Minister and pursuant to section 21(2) of the FTCA, I invite Auckland Council to provide written comments on the referral application. A template is provided for this purpose in Attachment 2. Comment is sought on the specific matters outlined in the table below, and on any other matter you consider relevant to the Minister's decision on whether or not to accept the application.

Specific questions on the application

1. Are there any reasons that you consider it more appropriate for the project, or part of the project, to proceed through existing Resource Management Act 1991 (RMA) consenting processes rather than the processes in the FTCA?
2. What reports and assessments would normally be required by the Council for a project of this nature in this area?
3. Does the applicant, or a company owned by the applicant, have any environmental regulatory compliance history in your city? If so, please provide specific details including status and dates.

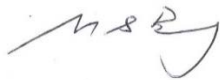
The above information is provided to you in confidence and as part of the statutory process set out in the FTCA. Please do not forward the application or request for comments to anyone outside your organisation.

If the Minister accepts the application and the project is referred to a panel, Auckland Council will have the opportunity to nominate a local authority representative (who could be a councillor or independent hearings commissioner) to sit on the panel and determine the RMA approvals for the project. The applicant will provide a detailed assessment of environmental effects and cultural impact assessments at this stage and the council will have the opportunity to provide further comments to the panel.

Please provide comments via return email within 10 working days to ensure that the Minister takes them into consideration when making his decision. Note that the Minister is not required to consider any comments provided after this time.

If it is more efficient for you to discuss the application, please contact the Ministry for the Environment's Fast-track Consenting Team at fasttrackconsenting@mfe.govt.nz to arrange an appointment.

Yours sincerely



Madeleine Berry
Acting Manager, Fast-track Consenting Team

Appendix:

A. Details of proposed project

Attachments:

1. Application to refer the Beachside Mission Bay Project to an expert consenting panel, including supporting information (Databox link)
2. Response template for written comments

cc: Ian Smallburn, General Manager Resource Consents
s 9(2)(a)

Appendix A – Details of proposed project

Project	Applicant	Details
Beachside Mission Bay	Drive Holdings Limited	<p>The project is to develop a 6527 square metre site in Mission Bay, Auckland and construct a mixed-use development comprising 7 buildings (5 storeys high, to an allowable building height of 16 metres occupiable, 18 metres maximum) located above 2 basement carparking levels, that include:</p> <ul style="list-style-type: none"> • approximately 140-170 residential units • approximately 2404 squares metres of commercial and retail tenancy space • private communal open space • vehicle and bicycle parking. <p>The project site is located over a block of 10 lots at 75-97 Tamaki Drive, 6-14 Patteson Avenue, and 26-30 Marau Crescent, Mission Bay, Auckland.</p> <p>The project will involve activities such as:</p> <ul style="list-style-type: none"> • demolishing existing buildings, infrastructure and structures • carrying out earthworks (including basement construction and disturbance of contaminated land) • constructing 7 buildings comprising 5 storeys and 2 basement carparking levels • constructing or installing structures and infrastructure including accessways for vehicles, loading and parking areas, and three-waters services • taking and diverting groundwater • discharging groundwater, stormwater and contaminants to land • landscaping and planting including removal of street trees • any other activities that are: <ul style="list-style-type: none"> – associated with the activities described above – within the scope of the project as described above.