

From: s 9(2)(a)
To: [Fast Track Consenting](#)
Cc: s 9(2)(a)
Subject: Re: [COMMERCIAL]COVID-19 Recovery (Fast Track Consenting Act) 2020 - Request for further information
Date: Thursday, 4 November 2021 3:16:31 pm
Attachments: [image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[image007.png](#)
[Outlook-www.thepc..png](#)
[Letter to applicant requesting further information.pdf](#)

MFE CYBER SECURITY WARNING

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Hi Maggie & Stephanie,

Thank you for your email and letter requesting further information under section 22 of the FTCA. Responses to your questions are below.

1. *Clarify whether the Project needs any additional resource consents associated with the construction phases of the Project (ie, discharge permits for the discharge of construction phase groundwater and stormwater) under the Auckland Unitary Plan and/or the National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health.*

Yes, at this stage we anticipate resource consent will be required for groundwater diversion associated with excavation not meeting the permitted activity standards (restricted discretionary) under E7 of the Auckland Unitary Plan. Additionally, we have anticipated consent may be required under the National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health, we have assumed restricted discretionary consent at this stage. Site specific information from the applicant's geotechnical engineer and environmental consultant are currently being prepared. There were delays getting access to the site to carry out the necessary testing due to COVID-19 lockdowns in Auckland, however the site testing and reports are underway.

2. *Clarify the impacts of the Project design on the existing water drainage right currently registered against the record of title for 201 Browns Bay Road in favour of The East Coast Bays Borough Council.*

Interest 546355 was added to Lot 1 DP 82026 (201 Browns Bay Rd) in August 1954 by then East Coast Bays Borough Council (now Auckland Council). Easement A on 201 Browns Bay Rd continued across the subject site to 199 Browns Bay Road (to the northwest) shown as easement B. The applicant's surveyor has reviewed the record of title for 201 and 199 Browns Bay Road and found that as part of the subdivision that created 199 Browns Bay Road (in 2000), the stormwater drainage (easement B) was removed and did not transfer over to the new record of title creating 199 Browns Bay Road. The applicant's civil engineer has reviewed Auckland Council GIS maps and states that a stormwater network (SAP ID2000840671) runs in the right of way, adjacent to the western boundary of the subject site. There is no stormwater (or wastewater) line shown as existing within easement A on the subject site. Similarly, there is no overland flow path, stream or waterbody shown on Council GIS within easement A (or anywhere on the subject site). As such, based on this information it is our understanding that Interest 546355 on Lot 1 DP 82026 related to historic stormwater overland flow

which is now directed to the public network through the kerb and channel on Browns Bay road.

In addition to the above, there are no habitable buildings proposed over easement A, as such if it turned out this easement did still exist (although it's our understanding it does not), easement A could be accommodated and retained as part of the proposed development.

If anything further is required, please feel free to get in touch.

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Ngā mihi / Kind regards,

Gemma-Rose Brooke

Director | Planner BSc (Hons), MPlanPrac

s 9(2)(a)



THE PLANNING
COLLECTIVE

The TPC team are all working from home and available for calls and online meetings. Given the challenges associated with working from home – dodgy internet and distractions ranging from small children and pets to extra long supermarket queues and the like, we may not be able to respond as swiftly as we would like. Please be assured we are working and will respond to calls and emails as soon as we can.

We hope you are all safe and well and enjoying an opportunity to breathe and enjoy the simple things in life.

From: Fast Track Consenting <fasttrackconsenting@mfe.govt.nz>

Sent: Monday, November 1, 2021 4:52 PM

To: Gemma-Rose Brooke s 9(2)(a)

Cc: Fast Track Consenting <fasttrackconsenting@mfe.govt.nz>; Fast Track Consenting <fasttrackconsenting@mfe.govt.nz>

Subject: [COMMERCIAL] COVID-19 Recovery (Fast Track Consenting Act) 2020 - Request for further information

Tēnā koe Thomas

Please find attached letter in relation to the COVID-19 Recovery (Fast-Track Consenting) Act 2020.

Nāku noa, nā

Maggie

Fast Track Consenting Team

Ministry for the Environment | Manatū Mō Te Taiao

fasttrackconsenting@mfe.govt.nz | mfe.govt.nz

This email account is monitored by several members of the team, to ensure responses are managed in a timely manner.



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reanga katoa.



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