

30 October 2018

Marlborough District Council

PO Box 443

Blenheim 7240

Attention: Louise Walker

**By email only: louise.walker@marlborough.govt.nz
mep@marlborough.govt.nz**

RE: RESPONSE TO MINUTE 40

Topic 20 Designations

1. Introduction

- 1.1. The Marlborough Environment Plan (MEP) Hearings Panel (Panel) has identified a gap in the evidence I presented for Topic 20, Designation. The Panel requested additional information in order to inform their decision making.
- 1.2. I thank the Panel for allowing me the opportunity to provide the additional information.
- 1.3. The outstanding site is identified as Site 129 in the Transport Agency's primary submission¹.

2. Context

- 2.1. The Transport Agency sought amendment to its designations to ensure alignment with the legal road reserve / legal road.
- 2.2. The section 42A report writer asked that the Transport Agency clarify the relief it was seeking for a number of sites. These sites were addressed in the Evidence I presented for Topic 20.

¹ See Appendix One; map has been included for ease.

- 2.3. There was one outstanding matter, which the panel has highlighted that the section 42A report writer was seeking clarification from the Transport Agency as follows:

Clarify exact change sought. Agree in principle with designation following the legal boundary, but need to confirm if this is what is sought or if the zoning (i.e. unzoned road) is incorrect.²

3. Site 129

- 3.1. Appendix Two shows Site 129, zoomed in and yellow box shows area of requested change; to align the designation with the road reserve. The road reserve is shown in white. The blue line is the designation. The purple shading surrounded by the black line is the property boundary. There is a clear gap between the property boundary and the designation, shaded white which is road reserve / legal road.
- 3.2. The Transport Agency has requested that the designation boundary be altered to run along the road reserve edge (the white line) or against the property boundary (black line against the purple shading).
- 3.3. The zoning (or specifically, the road being unzoned) isn't an issue. Rather the Transport Agency highlighted that if the designation wasn't altered to include the white section (unzoned legal road) then there would be a piece of legal road not covered by the Transport Agency's designation.

4. Relief

- 4.1. Appendix Three shows where the new designation boundary should be. This is a very minor change, to align with the legal road reserve. It has **no impact on third parties or property rights**. No zone changes are requested as part of this statement.

5. Conclusion

- 5.1. We request that the Transport Agency's designation is altered to align with the legal road reserve, as per appendix three.

Kathryn Barrett

Senior Planner /Consents and Approvals.

² Paragraph 260, Section 42A report for Topic 20, Designation.

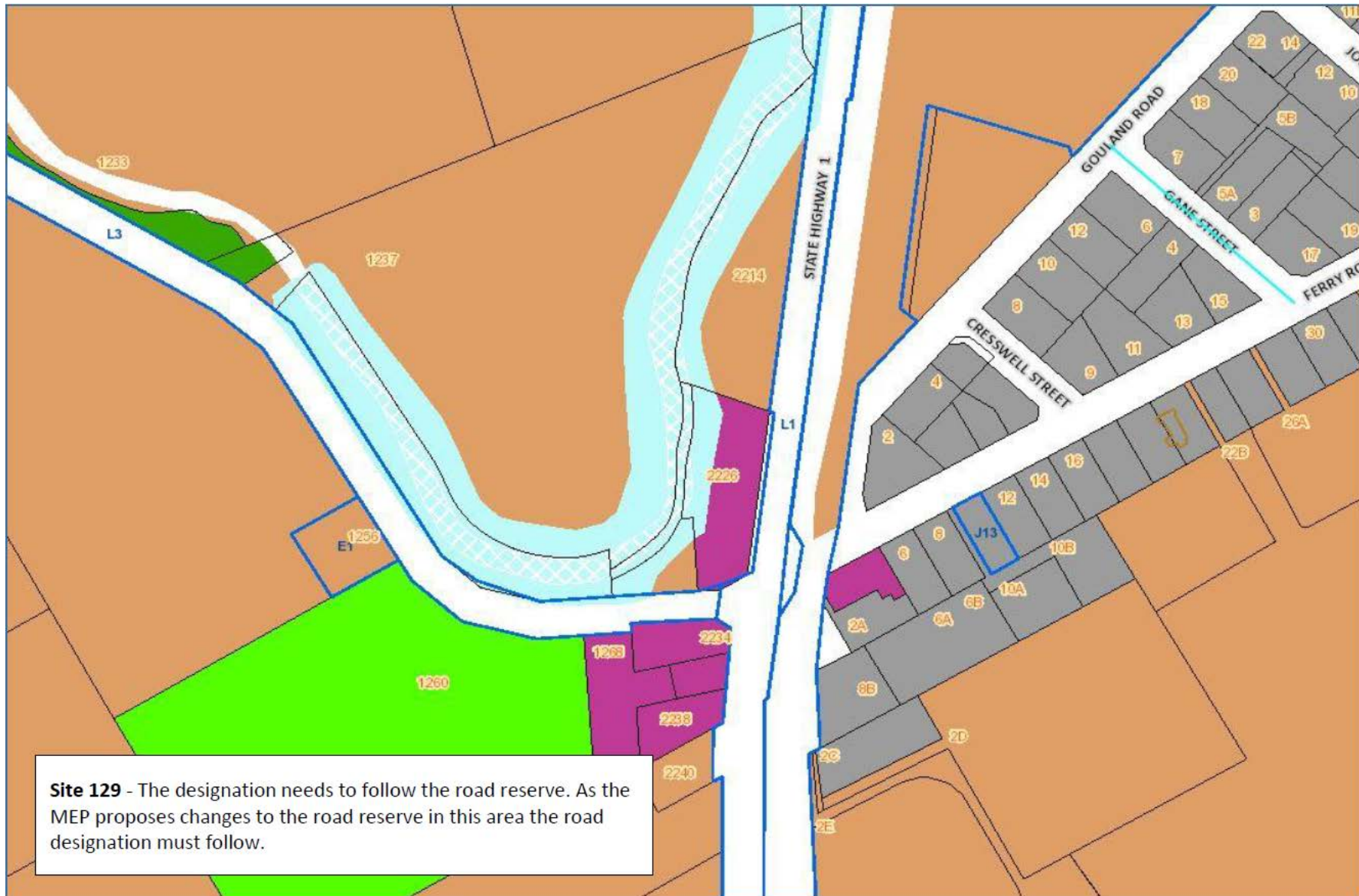


Figure 1: Site 129, as per the NZ Transport Agency Primary submission



Figure 2: Site 129, with area of alteration in yellow box

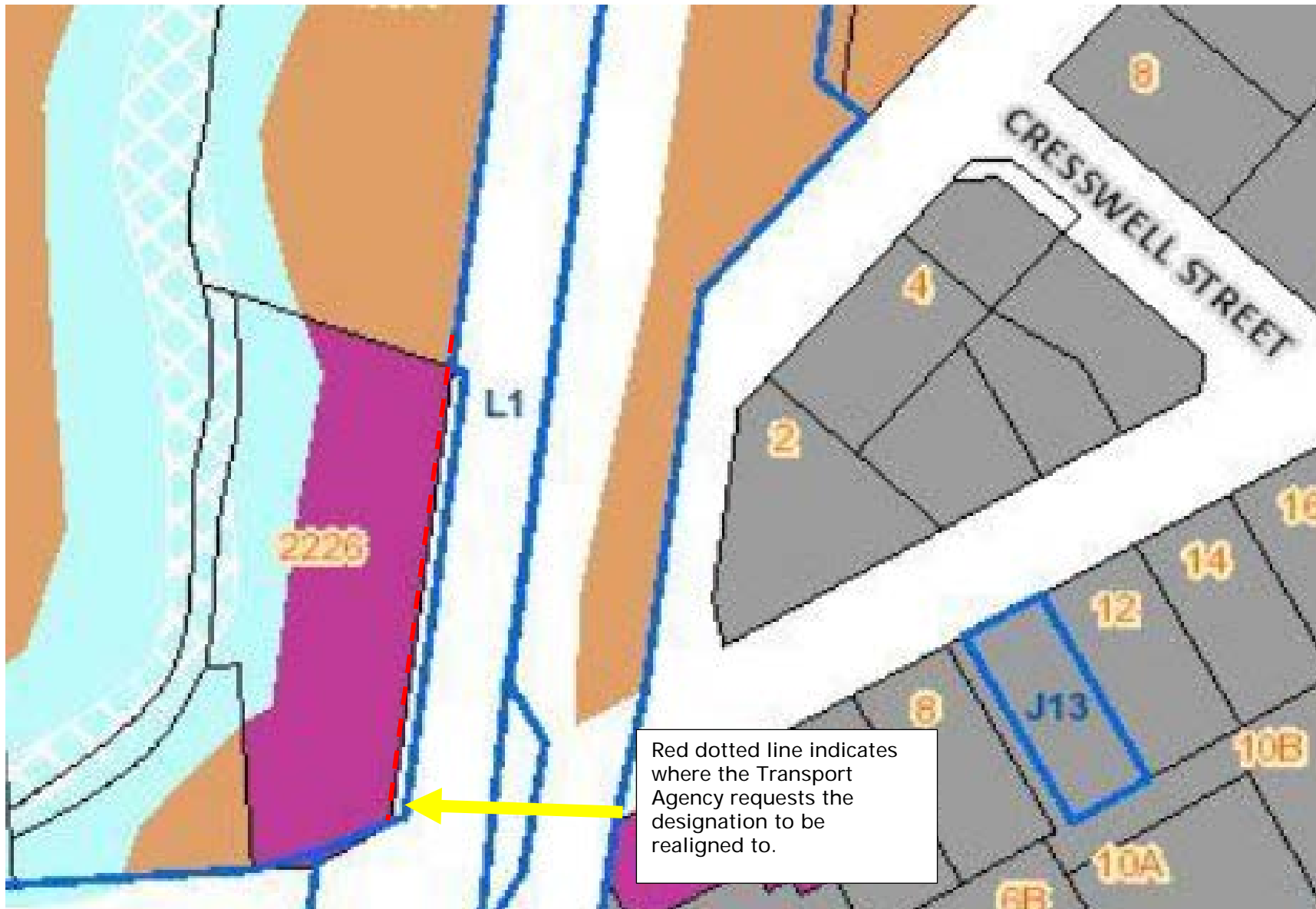


Figure 3: Alternation of the designation proposed in red dotted line (to follow white line edge of legal road reserve)