



## NOTICE OF REQUIREMENT NOTIFICATION

Section 149ZCB(1) to (4), 149ZCC(1) to (4), 149ZCE and  
149ZCF, 168 and 169  
of the Resource Management Act 1991

<b>Date:</b>	12 January 2023	<b>Application Number:</b>	NR-2022-111596-00
<b>Reporting Planner:</b>	Ila Daniels	<b>Site Visit on:</b>	Not applicable
		<b>Customer Number:</b>	Not applicable

<b>Requiring Authority:</b>	Ministry of Education
<b>Property Address:</b> <b>Legal Description:</b>	161 Crawford Road, Kaiti – Lot 13 DP 1461 171 Crawford Road, Kaiti – Lot 202 DP 4803 5 Ranfurly Street, Kaiti – Lot 5 DP 2710 7 Ranfurly Street, Kaiti – Part Lot 6 DP 2935 9 Ranfurly Street, Kaiti – Lot 3 and Lot 4 DP 3566 17 Ranfurly Street, Kaiti – Lot 1 DP 3093 23 Ranfurly Street, Kaiti – Lot 1 DP 4803 25 Ranfurly Street, Kaiti – Lot 2 DP 4803 27 Ranfurly Street, Kaiti – Lot 3 DP 4803 No Address – Lot 14 DP 1461
<b>District Plan:</b>	Te Papa Tipu Taunaki o Te Tairāwhiti – Tairāwhiti Resource Management Plan (TRMP)
<b>Zoning:</b>	General Residential Neighbourhood Reserve
<b>Other Restrictions:</b>	Contaminated site (17 Ranfurly Street) Urban Stormwater Flood Hazard Area Land Overlay 1 Area of interest for Ngāti Oneone, Ngāti Porou, Rongowhakaata and Te Aitanga-a-Māhaki
<b>Date Received:</b>	8 <sup>th</sup> December 2022

### 1.0 Proposal

The Council has received a Notice of Requirement (NoR) from the Minister of Education as a Requiring Authority to designate a 11,165m<sup>2</sup> site at Crawford Road and Ranfurly Street, Kaiti (see **Figure 1** below) for “Education Purposes”. The designation is required to allow for Te Kura Kaupapa Māori o Horouta Wānanga (wharekura) to relocate to the site. The wharekura is currently operating out of 30 Desmond Road, Gisborne. The NoR seeks a future roll of 300 students.

A full NoR application with appendices has been prepared on behalf of the Minister of Education by The Property Group dated December 2022.

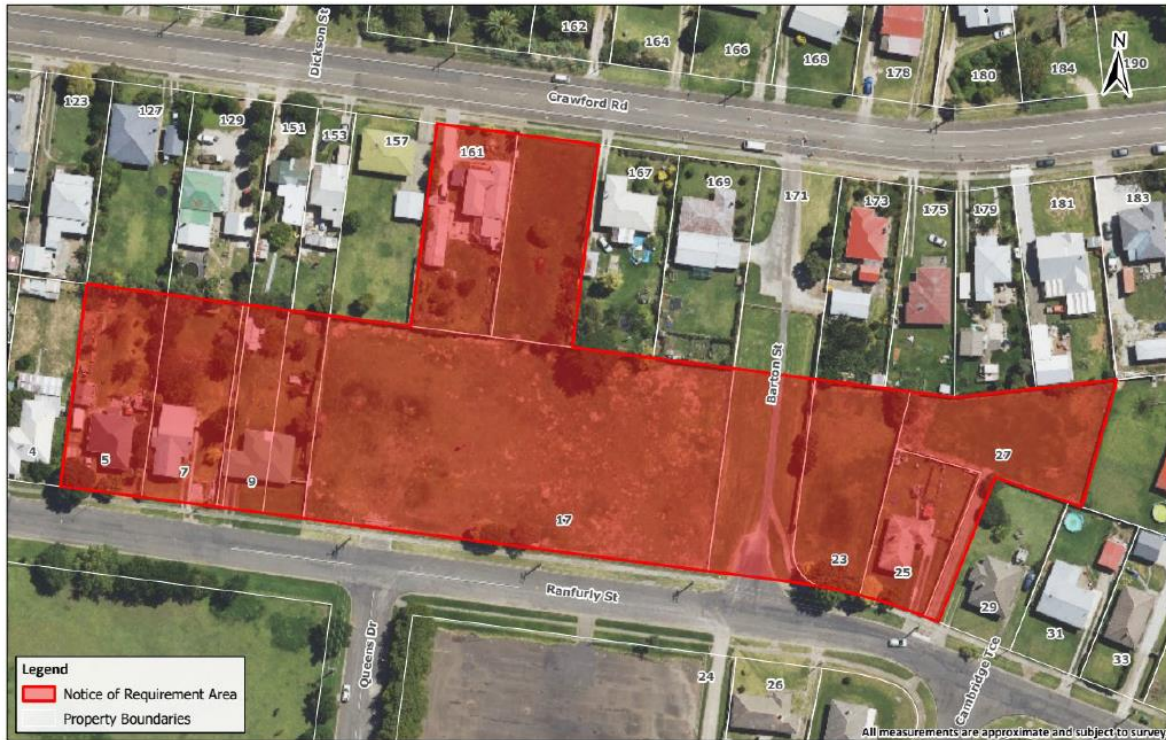


Figure 1: Aerial view of the site (extent of NOR request in red).

## 2.0 NOTIFICATION

Under Section 169 of the Resource Management Act 1991 (RMA) sets out the process that Council must follow when considering the need to notify a NoR made under Section 168. The notification assessment for a NoR is set out in sections 149ZCB(1) to (4), 149ZCC(1) to (4), 149ZCE and 149ZCF.

Using the directions set out in section 169(1)(b), section 149ZCB states:

### 149ZCB Public notification of notice of requirement at territorial authority's discretion

1) The territorial authority may, in its discretion, decide whether to publicly notify a designation.

2) Despite subsection (1), the territorial authority must publicly notify a designation if—

a) the territorial authority decides (under section 149ZCE) that the designation that is the subject of the notice of requirement will have, or is likely to have, adverse effects on the environment that are more than minor; or

b) the requiring authority requests public notification of the notice of requirement; or

c) a rule or national environmental standard requires public notification of the notice of requirement.

3) Despite subsections (1) and (2)(a), the territorial authority must not publicly notify the notice of requirement if—

a) a rule or national environmental standard precludes public notification of the notice of requirement; and

b) subsection (2)(b) does not apply.

4) Despite subsection (3), the territorial authority may publicly notify a notice of requirement if it decides that special circumstances exist in relation to the notice of requirement.

In accordance with section 149ZCB(2)(b), the Minister of Education has requested that this NoR be publicly notified. On this basis the Council must publicly notify the NoR in accordance with s149ZCB(2)(b).

The Minister of Education has undertaken consultation with potentially affected person/parties. These are identified in **Figure 2** below.



Figure 2: Map of those properties served a letter by MOE

It is recommended that in terms of the servicing of notice directly on persons and parties that all persons/ properties identified in **Figure 2** are included alongside the following other groups and parties below:

- Eastland Port
- Ngāti Oneone
- Ngāti Porou
- Rongowhakaata
- Te Aitanga-a-Māhaki

**Reporting Planner:**

Ila Daniels

**Consultant Planner**

**Date:** 12<sup>th</sup> January 2023

**Council Reviewer :**

Joanne Noble

**Chief of Strategy and Science**

**Date:** 12<sup>th</sup> January 2023

