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20 December 2010

Dunedin City Council
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Attention: Jacinda Baker

Dear Jacinda

Decision as to Notice of Requirement DIS-2010-4: Waitati Curve Realignment

The NZ Transport Agency (NZTA) lodged a Notice of Requirement in August 2010 for an alteration of designations D449 and D450 as contained in the Dunedin City District Plan, to enable a realignment of State Highway 1 at Waitati (DIS-2010-4). The NZTA received the Council's recommendation on 8 December 2010.

Pursuant to section 172 of the Resource Management Act 1991, we advise the Council that the NZTA accepts the recommendation in part as follows.

Condition 27 is reworded to:

"Landscaping as shown on the Amended Landscape Plan LS02 shall be undertaken within the first planting season after completion of the works. This landscaping shall be maintained by the Requiring Authority."

Due to the specific nature of this project, the Council's standard condition as recommended may not achieve the outcome sought. The landscaping associated with these works can only realistically be undertaken concurrently with the relocation of the Blueskin Store to its permanent site (as per Resource Consent LUC-2010-343), which may not occur immediately after the completion of the realignment works. The flexibility provided by the reworded condition will address this and will also ensure that planting can be undertaken at the most appropriate time for any species.

In all other respects the recommendations of the Council are accepted.

Yours sincerely

Niclas Johansson
State Highway Manager