

## **I103. Waitematā Navigation Channel Precinct**

### **I103.1. Precinct description**

The purpose of the Waitematā Navigation Channel Precinct is to ensure the navigational requirements of marine and port activities and other vessels are provided for in the main navigation channel into the Waitematā Harbour.

The precinct excludes the ship manoeuvring and berthing areas of the Port, Viaduct and Central Wharves, Wynyard, Westhaven precincts of the Business – City Centre Zone which have their own separate provisions.

The precinct incorporates the shipping channel, turning basins, and ship manoeuvring areas located within the Waitematā Harbour and inner Hauraki Gulf. The precinct will be managed to ensure that structures and activities do not compromise the safe and efficient navigation of vessels.

Dredging is provided for in the precinct to enable passage for shipping and all other vessels using that channel, to be maintained.

The zoning within this precinct is Coastal – General Coastal Marine Zone.

### **I103.2. Objective [rcp]**

[The regional coastal plan [rcp] provisions are not operative until the Minister of Conservation has formally approved the regional coastal plan part of the Auckland Unitary Plan.]

- (1) The Waitematā navigation channel provides for the safe and efficient navigation of vessels.

The Coastal – General Coastal Marine Zone, Auckland-wide and overlay objectives apply in this precinct in addition to those specified above.

### **I103.3. Policies [rcp]**

[The regional coastal plan [rcp] provisions are not operative until the Minister of Conservation has formally approved the regional coastal plan part of the Auckland Unitary Plan.]

- (1) Avoid permanent structures in the precinct, except those required for the safe and efficient navigation, manoeuvring and berthing of vessels.
- (2) Manage activities to avoid adverse effects on the safe and efficient navigation and manoeuvring of vessels in the precinct.
- (3) Enable dredging within the precinct that is necessary to provide for the safe and efficient navigation and manoeuvring of vessels.

The Coastal – General Coastal Marine Zone, Auckland-wide and overlay policies apply in this precinct in addition to those specified above, with the exception of D.5.1.3 Dredging Policy 4 of the Coastal - General Coastal Marine Zone.

### **I103.4. Activity table**

Table I103.4.1 Activity table specifies the activity status for Dredging in the coastal marine area pursuant to section 12(1) and 15(1) of the Resource Management Act 1991 and structures in the coastal marine area pursuant to section 12(1), 12(2) and 12(3) of the Resource Management Act 1991.

The activities, standards and assessment in the Coastal - General Coastal Marine Zone apply in the coastal marine area in all the coastal zones and precincts unless otherwise specified. The provisions in the Auckland-wide provisions and any relevant overlays apply in this precinct unless otherwise specified.

**Table I103.4.1 Activity table**

<b>Activity</b>	<b>Activity Status</b>
Navigational aids	P
Maintenance dredging	C
Capital-works dredging	RD
Temporary coastal marine area structures or buildings	D
All other coastal marine area structures or buildings not provided for	NC

### **I103.5. Notification**

- (1) An application for resource consent for a controlled activity listed in Table I103.4.1 Activity table above will be considered without public or limited notification or the need to obtain written approval from affected parties unless the Council decides that special circumstances exist under section 95A(4) of the Resource Management Act 1991.
- (2) Any application for resource consent for an activity listed in Table I103.4.1 Activity table and which is not listed in I103.5(1) will be subject to the normal tests for notification under the relevant sections of the Resource Management Act 1991.
- (3) When deciding who is an affected person in relation to any activity for the purposes of section 95E of the Resource Management Act 1991 the Council will give specific consideration to those persons listed in Rule C1.13(4).

### **I103.6. Standards**

The Coastal – General Coastal Marine Zone, Auckland-wide and overlay standards apply in this precinct in addition to the following standards.

#### **I103.6.1. Navigational aids**

- (1) Written advice must be given to the Council harbourmaster and the National Topo/Hydro Authority at Land Information New Zealand at least five working days prior to the work being undertaken.

#### **I103.6.2. Maintenance dredging**

- (1) No dredged material may be deposited in the coastal marine area or on land where it could re-enter a water body unless it is listed in the Plan as a permitted activity or has a resource consent.

### **I103.7. Assessment – controlled activities**

#### **I103.7.1. Matters of control**

The Council will reserve its control to all of the following matters when assessing a controlled activity resource consent application:

- (1) for maintenance dredging:
  - (a) the effects on water quality;
  - (b) the effects on harbour traffic, navigation and safety; and
  - (c) monitoring.

#### **I103.7.2. Assessment criteria**

The Council will consider the relevant assessment criteria below for controlled activities.

- (1) for maintenance dredging:
  - (a) the effects on water quality:
    - (i) whether methods are implemented to avoid, remedy or mitigate the release of contaminated sediment.
  - (b) the effects on harbour traffic, navigation and safety:
    - (i) whether methods are implemented to avoid, remedy, or mitigate effects on harbour traffic, navigation and safety.
  - (c) monitoring:
    - (i) whether monitoring is required to demonstrate the extent and type of effects of the dredging on water quality and the degree to which the effects are remedied or mitigated during the activity.

### **I103.8. Assessment – restricted discretionary activities**

#### **I103.8.1. Matters of discretion**

The Council will restrict its discretion to all of the following matters when assessing a restricted discretionary activity resource consent application, in addition to the matters specified for the relevant restricted discretionary activities in the overlay, Auckland wide or zone provisions:

- (1) capital works dredging:
  - (a) the effects on coastal processes, ecological values, and water quality including the release of any contaminated sediment;
  - (b) the effects on harbour traffic, navigation and safety; and
  - (c) consent duration and monitoring.

### **I103.8.2. Assessment criteria**

The Council will consider the relevant assessment criteria below for restricted discretionary activities, in addition to the assessment criteria specified for the relevant restricted discretionary activities in the overlay, Auckland wide or zone provisions:

(1) for capital works dredging:

(a) the effects on coastal processes, ecological values, and water quality including the release of any contaminated sediment:

(i) whether measures have been taken to avoid, remedy, or mitigate adverse effects on coastal processes, ecological values, and water quality.

(b) the effects on harbour traffic, navigation and safety:

(i) whether methods are implemented to avoid, remedy, or mitigate effects on harbour traffic, navigation and safety.

(c) consent monitoring and duration:

(i) whether consent duration should be limited to the minimum duration necessary for the functional or operational needs of the activity; and

(ii) whether monitoring is required to demonstrate the extent and type of effects of the dredging on coastal processes, ecological values, and water quality and the degree to which the effects are remedied or mitigated during the activity.

### **I103.9. Special information requirements**

There are no special information requirements in this precinct.

### **I103.10. Precinct plans**

There are no precinct plans in this precinct.