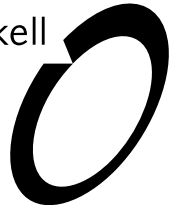


16 March 2022

Central Hawke's Bay District Council
PO Box 127
Waipawa 4240

Boffa Miskell



Attention: Jessie Williams – District Plan Hearings Administrator
Email: jessie.williams@chbdc.govt.nz; districtplan@chbdc.govt.nz

Dear Jessie

ARA POUTAMA AOTEAROA, THE DEPARTMENT OF CORRECTIONS: PROPOSED CENTRAL HAWKE'S BAY DISTRICT PLAN – LETTER TO BE TABLED AT HEARING STREAM 2

Ara Poutama Aotearoa, the Department of Corrections (**Ara Poutama**) lodged a submission on the Proposed Central Hawke's Bay District Plan (**PDP**), being submitter number S97.

Ara Poutama has opted not to attend PDP Hearing Stream 2, and requests that in lieu of attendance this letter be tabled for the Hearing Panel's consideration.

Under Hearing Stream 2, the submission points made by Ara Poutama are captured within the "Urban Environment" topic. Accordingly, these submission points are assessed in the Section 42A Report entitled "Officer's Report: Urban Environment", prepared by Janeen Kydd-Smith and dated 25 February 2022 (**the Officer's Report**).

A brief summary of the relevant recommendations from the Officer's Report, and Ara Poutama's position, are set out below. N.B. the "Key Issue" sub-headings below follow those outlined in the Officer's Report.

Key Issue 1 – Residential Intensification: GRZ – General Residential Zone

A. Status of residential activities in the General Residential Zone (submission point S97.013)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining Rule GRZ-R1, which provides for residential activities as permitted in the General Residential Zone. **This recommendation, set out under paragraph 5.4.3 of the Officer's Report, is therefore supported by Ara Poutama.**

Key Issue 6 – Community Corrections Activities Provisions

A. Status of community corrections activities in the General Residential Zone (submission point S97.011)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves deleting Rule GRZ-R8, which would result in community corrections activities requiring resource consent in the General Residential Zone. **This recommendation, set out under paragraph 11.4.2 of the Officer's Report, is therefore supported by Ara Poutama.**

B. Status of community corrections activities in the Settlement Zone (submission point S97.007)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining Rule SETZ-R10, which provides for community corrections activities as permitted in the Settlement Zone. **This recommendation, set out under paragraph 11.4.2 of the Officer's Report, is therefore supported by Ara Poutama.**

C. Status of community corrections activities in the Commercial Zone (submission point S97.008)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining Rule COMZ-R6, which provides for community corrections activities as permitted in the Commercial Zone. **This recommendation, set out under paragraph 11.4.2 of the Officer's Report, is therefore supported by Ara Poutama.**

D. Status of community corrections activities in the General Industrial Zone (submission point S97.009)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining Rule GIZ-R7, which provides for community corrections activities as permitted in the General Industrial Zone. **This recommendation, set out under paragraph 11.4.2 of the Officer's Report, is therefore supported by Ara Poutama.**

Key Issue 8 – Remaining Urban Environment Chapters Provisions

A. Status of residential activities in the Settlement Zone (submission point S97.017)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining Rule SETZ-R1, which provides for residential activities as permitted in the Settlement Zone. **This recommendation, set out under paragraph 13.4.2 of the Officer's Report, is therefore supported by Ara Poutama.**

B. Status of residential activities in the Commercial Zone (submission point S97.018)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining Rule COMZ-R8 (now recommended as a new rule "COMZ-RX" in the Officer's Report), which provides for residential activities as permitted in the Commercial Zone. **This recommendation, set out under paragraph 13.4.3 of the Officer's Report, is therefore supported by Ara Poutama.**

Key Issue 9 – Definitions

A. Definition of community corrections activity (submission point S97.001)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining the definition of community corrections activity. **This recommendation, set out under paragraph 14.4.2 of the Officer's Report, is therefore supported by Ara Poutama.**

B. Definition of residential activity (submission point S97.002)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining the definition of residential activity. **This recommendation, set out under paragraph 14.4.2 of the Officer's Report, is therefore supported by Ara Poutama.**

Additionally, the Officer's Report has provided an assessment of Kāinga Ora's submission point S129.008, which requested the insertion of a definition for "supported residential care" into the PDP. This assessment outlines that:

5.3.79 I consider that the type of supported residential care that the submitter is referring to, falls within the proposed definition of 'residential activity' (taken from the National Planning Standards). In my opinion, regardless of whether people receive support to live in their houses (as individuals or as a group), and whether that support is provided by family, friends or organisations, it is still a residential activity.

5.3.80 I therefore consider that there is no need or benefit in including a new definition and rule for supported residential care as a permitted activity, when the activity falls under the broad definition of 'residential activity' which is already permitted under Rule GRZ-R1. ...

Ara Poutama agrees with this position, in terms of the definition of residential activity capturing and applying to residential activities that involve an element of support or supervision; and that the definition of residential activity be retained. **This recommendation, set out under paragraphs 5.3.79 and 5.3.80 of the Officer's Report, is therefore supported by Ara Poutama.**

C. Definition of residential unit (submission point S97.003)

The Officer's Report agrees with the relief sought by Ara Poutama, which involves retaining the definition of residential unit. **This recommendation, set out under paragraph 14.4.2 of the Officer's Report, is therefore supported by Ara Poutama.**

Ara Poutama appreciates the opportunity to be involved in the PDP Hearing Stream 2 process. Should there be any queries raised in relation to the matters set out in this letter, please contact me via the details provided below.

Yours sincerely

BOFFA MISKELL LTD



Sean Grace
Planner / Principal

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CC: Andrea Millar – Manager, Resource Management and Land Management
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