

Please Update Your Sub and if you can - Donate

- ▶ We have no income resources apart from donations, our time is unpaid, we need funds to effectively address these issues, court filing charges and expert evidence if needed.
- ▶ If you donate funds to a cause they will only be used for that cause, please note on your donation where it is to go. If you know people who are in a position to give, perhaps anonymously please suggest they do so.
- ▶ Next time you're talking with a neighbour or a resident, tell them about us and encourage them to join - it costs just \$20 to become a member.
- ▶ **Herne Bay Residents Association Incorporated Bank Account**
- ▶ **38-9012-0641797-00**
- ▶ *(Please use your surname as a reference)*



WELCOME TO OUR 2022 AGM



Herne Bay Residents Association Incorporated

ANNUAL GENERAL MEETING

Email: info@hernebay1011.nz

Your HBRAI Comittee

- Co - Chairs - Dirk Hudig, Don Mathieson
- Marian Kohler - Heritage and Street Trees, Door
- Alastair McLaren - Chair Traffic sub committee
- Peter Stewart - Communications and traffic sub committee
- Kate Stanton - Committee and Door
- Neil Spencer - Committee
- Aria Jones - Committee and Memberships

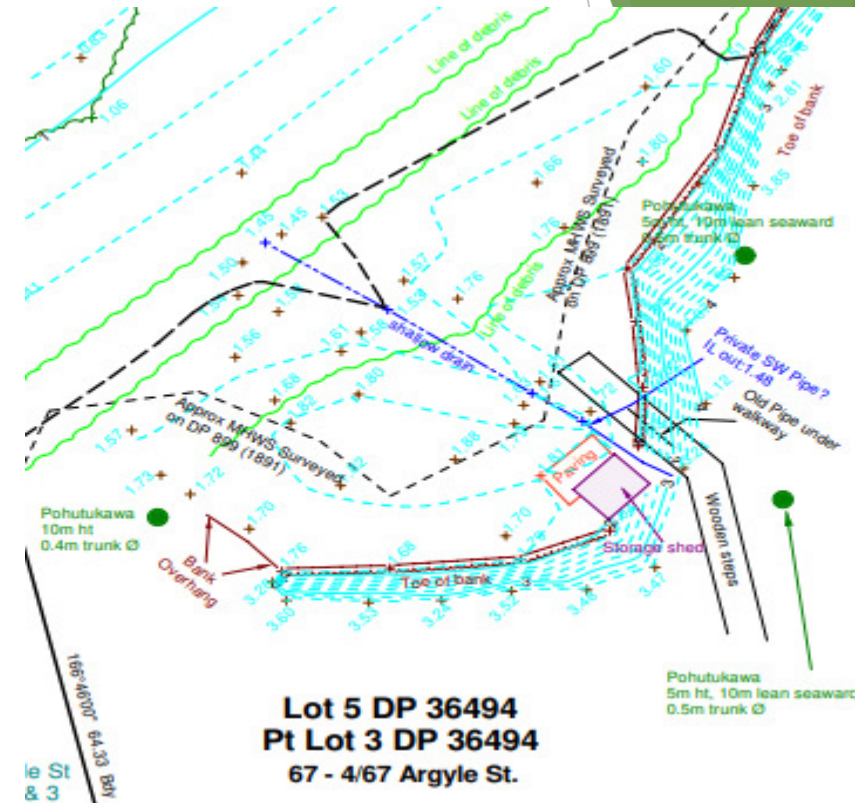


HERNE BAY BEACH POTENTIAL PRIVATISATION

- 2004 Council sanded Herne Bay Beach (Beach)
- Also sanded were Sentinel Beach and Home Bay
- Rationale was to **protect** cliff/sea walls from **erosion**
- **AND** to provide an all-tide **dry area** for beach users
- Sanding at considerable cost to Council
- Beach raised by around 600mm
- This is a reclamation by law owned by The Crown
- Old Herne Bay Beach was much smaller and muddier

- At high tide usable part of the beach was very small
- Properties fronting the beach have riparian rights
- Council received application for a boathouse on the Beach
- Applicant's title issued shows the riparian boundary more inland.
- Applicant's Planner's report says proposal Unitary Plan compliant.
- Planners adjudged the **new** Mean High Water Springs as boundary.





HERNE BAY 1011

Herne Bay Residents Association Incorporated

Auckland Council has advised HBRAI:
“The Council does not accept that the
boundary is located
where the application material currently implies
it to be”.
Means Council accepts our evidence that
boundary
information provided by the applicant is
defective.
Council requested more information from the
applicant.
So far it has had no response.



In the meantime, the application remains open.
HBRAI is concerned about precedent setting if
the application is approved.

HBRAI is seeking regular updates from
Council.

HBRAI advised it wishes to make further
comment
if the applicant provides additional information.

Helicopter Update

- ▶ 15 Cremorne St applied for a consent variation
- ▶ Wanted double daily and weekly flights
- ▶ But retain same annual flight numbers 104
- ▶ Holder believed Unitary Plan did not apply
- ▶ Holder asked for public notification
- ▶ HBRAI Legal advice Unitary Plan did apply
- ▶ Holder withdrew application – would have failed.
- ▶ 130 submissions were received all opposed.
- ▶ Reason for failure - Noise more than UP maximums for Immediate neighbours.
- ▶ Also other potential UP breaches.

Helicopters
are non
compliant
activity in
the Unitary
Plan

► **RESOURCE MANAGEMENT ACT**

- The RMA requires that emissions of noise do not exceed a reasonable level.

- (Note reasonable level is undefined).

► **UNITARY PLAN CONTRADICTIONARY**

- **Objective** - E25.2(1) People are protected from unreasonable levels of noise and vibration.

- **Policy** - E25.3(3) Encourage activities to locate in zones where the noise generated is compatible with other activities and, where practicable, adjacent zones.

- **Policy** - E25.3(5) **Prevent significant noise-generating activities other than roads and railway lines** from establishing in or immediately adjoining residential zones. (note in Herne Bay this would include all Parks, and Beaches, and Reserves.

- So far, so good,

Then...

E25.6.32. Helicopter noise

Noise levels for helicopters take-off or landing (1)
The take-off or landing of a helicopter on any site except for emergency services must not exceed **Ldn 50dB or 85dB LAFmax** measured within the boundary or the notional boundary of any adjacent site containing activities sensitive to noise and Ldn 60dBA within the boundary of any other site.

UP “Definition of activities sensitive to noise”.

ASN ASN Activities sensitive to noise

Activities sensitive to noise Any dwelling, visitor accommodation, boarding house, marae, papakāinga, integrated residential development, retirement village, supported residential care, care centres, lecture theatres in tertiary education facilities, classrooms in education facilities and healthcare facilities with an overnight stay facility.

(Did the UP not wish to limit modes of transport to just roads and trains?)

(also note no mention of other effects such as propeller wash)

(Note – RMA requires any effect to be considered).

(Note - propeller wash adverse effects from every HB consent)

E25.6.18(1)) The noise (rating) level and maximum noise level from any activity in the Open Space – Conservation Zone, Open Space – Informal Recreation Zone, Open Space – Civic Spaces Zone or Open Space – Community Zone when measured within the boundary of a site in a residential zone or notional boundary of a site in a rural zone must not exceed the levels in Table E25.6.18.1 Noise levels at the Open Space – Conservation Zone, Open Space – Informal Recreation Zone, Open Space – Civic Spaces Zone or Open Space – Community Zone interface



Current Noise Limits

Table E25.6.18.1 Noise limits at the Open Space – Conservation Zone, Open Space – Informal Recreation Zone, Open Space – Civic Spaces Zone or Open Space – Community Zone interface

Time	Noise level
Monday to Saturday 7am-10pm	50dB L_{Aeq}
Sunday 9am-6pm	
All other times	40dB L_{Aeq} 75dB L_{AFmax}

Noise measure is on a logarithmic scale
3 dB increase is a doubling of sound
Hence 90dB is twelve times as loud as 80dB
Helicopter take-off/landings can be 95dB
Previous Auckland City Council Plan had 50dBLdn
This averaged the noise over a day
The effect is does not stop very loud helicopter –
It just reduces the daily permitted flight numbers
All Herne Bay consents issued under old ACC Plan



- ▶ Not considered are propeller wash effects
- ▶ Nor cumulative effects on further neighbours
- ▶ People within 150 meters say noise excessive
- ▶ Nor does it provide an answer for the Waiheke effect
- ▶ Where there are so many helipads that normal life is affected.
- ▶ Recent WHO research says noise above 40dBLdn detrimental to health.

Heliport consents are based on modelling by the applicants acoustic consultants, we have seen instances where these experts appear to disagree

There is no follow up by Council to verify the modelling before finalising a consent.

HBRAI understands Auckland Council is proposing a review of helicopter noise next year.

Water Quality & Sewage Separation

STORMWATER/WASTEWATER SEPARATION

HBRAI/SMBA agreement with Council/Watercare

Separate wastewater and stormwater sewers

Copy of Nov 2019 agreement on website

Target improvements two overflows pa

Current overflows over 50 overflows pa

Improvements not just fewer overflows, but also volume of overflows.



Water Quality & Sewage Separation

- ▶ COVID slowed implementation.
- ▶ Two recent events impacted:
- ▶ Intensification on the Isthmus
- ▶ Construction costs inflation
- ▶ Anticipated separation costs grew
- ▶ From \$130M to \$320M



Water Quality & Sewage Separation

- ▶ Proposal to extend Central Interceptor
- ▶ From Western Springs via Grey Lynn to Point Erin to collect Herne Bay and St Marys Bay combined sewers into CI
- ▶ Target improvement - to two overflows per year.
- ▶ Completion expected in 2028.



Proposed New Tunnel to CI



Water Quality & Sewage Separation

- ▶ Project also requires a new Herne Bay trunk sewer.
- ▶ Will run down Marine Parade, Argyle St, Sarsfield St to Point Erin.
- ▶ Access to private property unnecessary.
- ▶ Council/Watercare want new agreement.
- ▶ Many unknowns with new proposal



Water Quality & Sewage Separation

- ▶ Agreed that Ian Wallis be employed to peer review new proposal
- ▶ Ian Wallis is recognised expert. He advised on the St Marys Bay/Masefield project.
- ▶ Await Ian Wallis' report before assessing for any potential change to the existing agreement.
- ▶ The report and any additional advice will mean a new meeting of residents to consider the issues.

Residents Parking

- Residents parking system in place from April
- Apply for parking \$70 per year per space.
- Need to specify the car registration number
- You can change this number from time to time
- Apply for book of 50 free single day coupons
- Apply and manage through the AT Park App or using your MyAT account online which links to your MyAT account and your credit card!
- Online you select the Vehicle registration for your day coupon
- See AT website for further details.
- Google “residents parking Auckland”



Plan Change 78

A Policy Statement and an Act became law

National Policy Statement on Urban Development

Resource Management (enabling Housing Supply and Other Matters) Amendment Act.

Auckland Council response was Plan Change 78.

Result all urban Auckland land is zoned three stories

And up to six stories for land within “Walkable Distance” of CBD and major town centres

Or close to major transport routes and hubs

UNLESS it is considered a “Qualifying Matter” exemption



Auckland Council considered “Heritage” a Qualifying Matter
Herne Bay is outside the Walkable Distance limit
And not on a major transport route.

Auckland Council prepared a draft Plan (PC78) for comment.
Herne Bay west most affected by this proposal with
The Special Character Areas Overlay dropped
In conjunction with the Character Coalition leading
Heritage Architect Jeremy Salmond was engaged.
After Jeremy Salmond’s resurvey the SCA re-instated.

Public submissions closed end September

**This will be followed by an Independent
Hearings panel**

**The IHP decision will be final without right to
appeal**








Zoning

Residential Zones

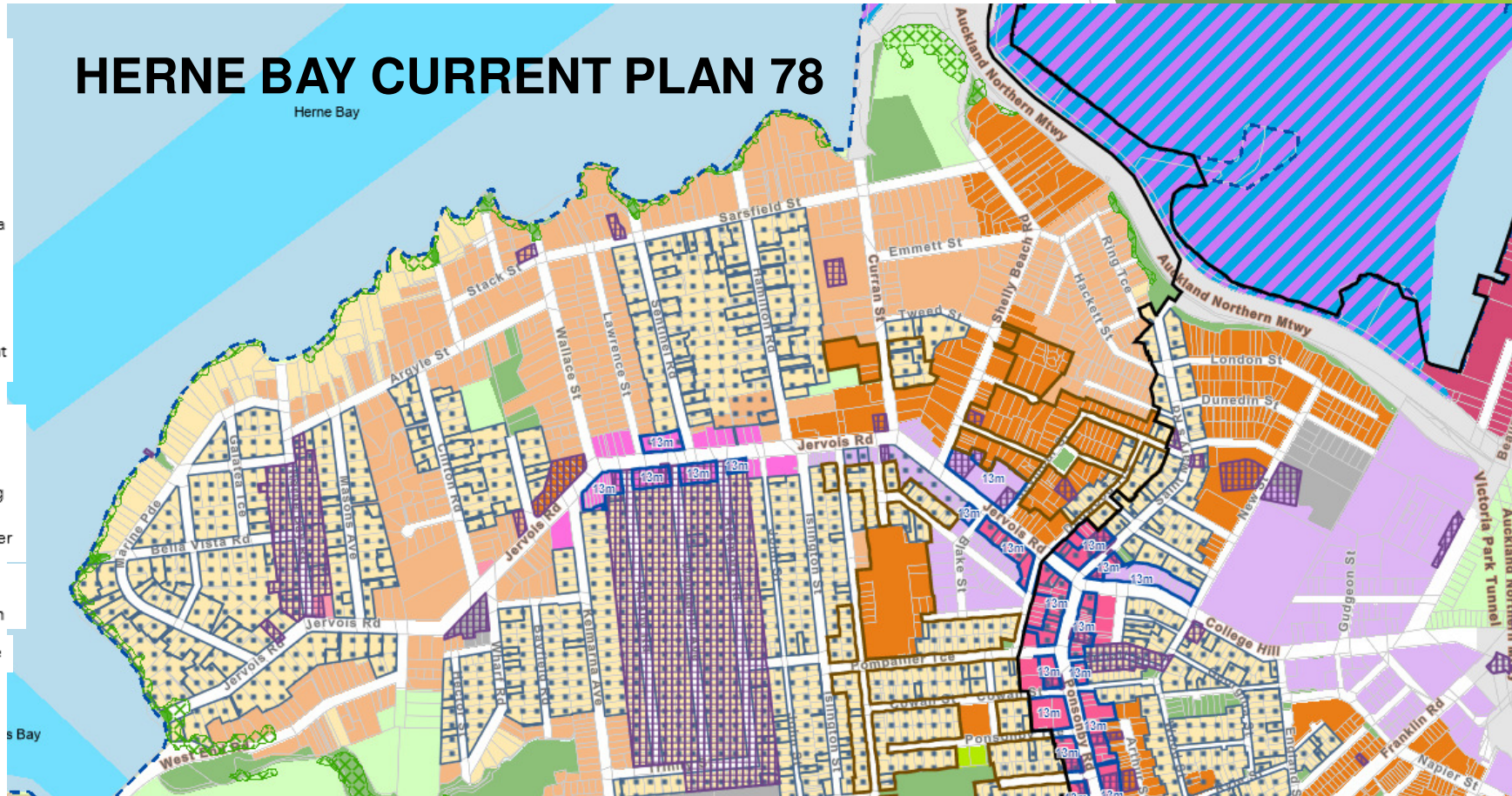
-  Residential - Large Lot Zone
-  Residential - Rural and Coastal Settlement Zone
-  Two-Storey Single Dwelling Residential Area
-  Two-Storey Medium Density Residential Area
-  Residential - Single House Zone
-  Residential - Mixed Housing Suburban Zone
-  Residential - Mixed Housing Urban Zone - Modified
-  Residential - Terrace Housing and Apartment Building Zone - Modified

Qualifying Matters Layers

Special Character Overlay Residential and Business - Group H

-  Special Character Overlay - Not a Qualifying Matter
-  Special Character Overlay - Qualifying Matter
-  Coastal Erosion - ASCIE 2130 (RCP8.5+)
-  Coastal Inundation 1 per cent AEP Plus 1m
-  Historic Heritage Overlay Extent of Place

HERNE BAY CURRENT PLAN 78



Leys Institute

- ▶ Restoration plans of the Leys Institute are available online
- ▶ HBRAI suggests you read this carefully
- ▶ And provide feedback.
- ▶ There are two restoration proposals
- ▶ There are two funding proposals
- ▶ HBRAI does not present a view on either
- ▶ Suggest you read information and have your say.
- ▶ Have your say by 5 pm 1 December 2022

**Members please stay on for formal AGM 5 minutes.
Remaining items on the agenda.**

**Thanks for coming along tonight, we really
appreciate your interest in the suburb we all share
and enjoy.**

End

