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**Sent:** Monday, 28 May 2007 10:59  
**To:** hgiplan@aucklandcity.govt.nz.  
**Subject:** Proposed District Plan 2006 - Hauraki Gulf Islands Section - Father Submissions  
**Attachments:** oledata.mso; image001.gif; copier\_ellisgould\_co\_nz\_20070528\_110030.pdf

We act for Gary and Marion Roosenbrand.

Please find **attached** Gary and Marion Roosenbrand's further submission on the Proposed District Plan 2006 - Hauraki Gulf Islands Section.

Regards

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28/05/07

**RESOURCE MANAGEMENT ACT 1991**

**FURTHER SUBMISSIONS ON PUBLICLY NOTIFIED PROPOSAL FOR POLICY  
STATEMENT OR PLAN UNDER CLAUSE 6 OF THE FIRST SCHEDULE OF THE  
RESOURCE MANAGEMENT ACT 1991**

**Clause 8 of the First Schedule**

**TO:** The Manager, City Planning, Auckland City Council, Private Bag 92 516,  
Auckland

**SUBMITTER:** GARY and MARION ROOSENBRAND, c/o Ellis Gould Solicitors at the  
address for service set out below ("the Submitters")

1. The Submitters make further submissions in support of and in opposition to the relief sought in the primary submissions on the Proposed District Plan Hauraki Gulf Islands Section 2006 ("the Proposed Plan").
2. The Submitters' further submissions are in respect of:
  - (a) Submission 46/1 by George Medland, RD 1 Claris, Great Barrier, which seeks that all paper roads be designated road reserves, which is supported.
  - (b) The following submissions which seek that Rule 4.2 is altered to require discretionary activity status for activities not provided for, which are supported:
    - (i) submission 539/3 by South Coast Station Limited, PO Box 4013, Shortland Street, Auckland (for Andrea Brabant); and
    - (ii) submission 1100/5 by Waiheke Island Airpark Resort Limited, PO Box 4013, Shortland Street, Auckland (for Andrea Brabant).
  - (c) The following submissions, which seek that Rule 4.2 is amended to reduce the use of prescriptive activity tables and provide for an effects based approach as in the Operative Plan, which are opposed:
    - (i) submission 618/35 by David Parkinson and Dee Crawford, 493 New North Road, Kingsland (for Barry Kaye);

- (ii) submission 619/1 by Bryce and Julie Ardern, 493 New North Road, Kingsland (for Barry Kaye);
  - (iii) submission 859/10 by Cable Bay Vineyards, PO Box 320, Oneroa, Waiheke Island (for Neil Culley);
  - (iv) submission 1288/29 by D Hill Estate, 493 New North Road, Kingsland (for Barry Kaye);
  - (v) submission 2670/1 by B Ardern, 493 New North Road, Kingsland (for Barry Kaye); and
  - (vi) submission 2878/42 by Peter Tait-Jamieson, 493 New North Road, Kingsland (for Barry Kaye).
- (d) The following submissions, which seek that section 8.0 of Annexure Schedule 8.0 be rewritten to give a comprehensive historical back ground to the reasons for the recreational development both of Waiheke Island and the Hauraki Gulf in general, which are opposed:
- (i) submission 801 by Rebecca Lowe, 3 Hillside Road, Waiheke Island;
  - (ii) submission 818 by Peter Young, 25 Wilma Road;
  - (iii) submission 933 by Daphne Mitten and Mikee Knucknee, 64 Victoria Road, South Waiheke, Auckland 1081;
  - (iv) submission 1707 by Bernard Rhodes, 104 Wharf Road, Ostend, Waiheke;
  - (v) submission 1708 by Tracy Fieldsend, 28 Scott Terrace, Onetangi;
  - (vi) submission 1709 by Ross Gillispe, 74 Glenbrook Road, Waiheke Island;
  - (vii) submission 1710 by Puawai Ormsby, 74 Wharf Road;
  - (viii) submission 1711 by Janine James, 17 Karaka Road, Palm Beach, Auckland;
  - (ix) submission 1712 by Russell Thornton, 206 Church Bay Road;

- (x) submission 1713 by Lorna Hill, 4 Kennedy Road, Surfdale, Waiheke Island;
  - (xi) submission 1714 by Ulrich Rambeck, 35 Ridge Road, Oneroa, Waiheke;
  - (xii) submission 1715 by Tanya Wolfkamp, 108 Wharf Road;
  - (xiii) submission 1716 by Basil Holmes, 3a Gulf Place;
  - (xiv) submission 1717 by Ellen Warren, 10 McMillan Road, Rocky Bay, Waiheke Island;
  - (xv) submission 1718 by Anahita Djamali, 47 Maskell Street, St Heliers;
  - (xvi) submission 1719 by Grant Kavali, PO Box 372, Oneroa;
  - (xvii) submission 2125 by George Cleverly, 18 Ivepean Street, Otarawhau, Otapiu;
  - (xviii) submission 2774 by Susa Barker, 1 Makora Ave, Waiheke;
  - (xix) submission 2786 by Joanna Davies, 47 Margaret Reeve Lane;
  - (xx) submission 2845 by Heina Petzold and Eva Busch, PO Box 141 Oneroa Waiheke;
  - (xxi) submission 3194 by Pauline Frances, 51 Ocean Road, Waiheke;
  - (xxii) submission 3195 by Roger Bryant, 31 Hobson Terrace, Onetañgi, Waiheke Island 1081;
  - (xxiii) submission 3247 by Maggie Twaddle, 26 Seaview Road, Waiheke; and
  - (xxiv) submission 3627 by Molly Moore, 40 Mako Street, Oneroa, Waiheke Island.
- (e) Submission 1254/1 by Berin Smith, PO Box 230 Ostend Road, Waiheke Island, which seeks a new zone or variation of an existing zone that specifically applies to the land occupied by the Waiheke Island Boating Club, for the activities being carried out on this land, which is opposed.

- (f) Submission 1255 by Berin Smith, PO Box 230 Ostend Road, Waiheke Island, which seeks that section 10.a.17.1 – 10a.17.4 of the Proposed Plan are amended to recognise and provide for the recreational function of this zone, which is opposed.
- (g) Submission 1257/1 by Berin Smith, PO Box 230 Ostend Road, Waiheke Island, which seeks to amend the existing provisions of Proposed land Unit 1 to recognise that many parts of this Land Unit are active recreation areas and include provision for community facilities that have a demonstrable functional relationship with the sea as a discretionary activity, which is opposed.
- (h) Submission 1258/1 by Berin Smith PO Box 230 Ostend Road, Waiheke Island, which seeks that the “unformed road to be closed” notation applying to the accessway of the northern end of Oneroa Beach is retained, which is opposed.
- (i) The following submissions, which seek that the activity tables for all land units be amended so that new buildings or additions to existing buildings are provided for as a controlled activity in all places where the Proposed Plan makes them restricted discretionary activities, which are opposed:
  - (i) submission 1287/32 by Answer Services Holdings Limited, New North Road, Kingsland (for Barry Kaye); and
  - (ii) submission 1289/90 by Walden Family Trust, 493 New North Road, Kingsland (for Barry Kaye).
- (j) The following submissions, which seek to reprioritise Coastal Amenity Areas within the plan and extend Coastal Amenity Areas to all existing (and potential) beach front and beach adjacent residential areas, which are opposed:
  - (i) submission 1720 by Michelle Titchener, 49 Cory Road, Waiheke Island;
  - (ii) submission 1721 by Bernard Rhodes, 104 Wharf Road, Waiheke Island;
  - (iii) submission 1724 by Ulrich Rambeck, 35 Ridge Road, Oneroa, Waiheke;

- (iv) submission 1725 by Sven Johannessen, 11 Albert Crescent, Waiheke Island;
- (v) submission 1726 by Lorna Hill, 4 Kennedy Road, Surfdale, Waiheke Island;
- (vi) submission 1726 by Diana Worthy, 8 Jellicoe Parade, Waiheke Island;
- (vii) submission 1726 by Suzanne Kerr, 21 Church Bay Road, Waiheke Island;
- (viii) submission 1729 by Christopher Wragge, Box 49 Oneroa;
- (ix) submission 1730 by Doris Hartley, 17 Rata Street, Waiheke Island;
- (x) submission 1731 by Shirin Brown, 4 Jellicoe Parade, Surfdale;
- (xi) submission 1732 by Rob Martin, Awaawaroa Bay Village, Waiheke Island;
- (xii) submission 1733 by Basil Holmes, 3a Gulf Place, Palm Beach, Waiheke Island;
- (xiii) submission 1734 by Lloyd Saxon, PO Box 388, Waiheke Island 1840;
- (xiv) submission 1735 by Lindsay Meager, 28 O'Brein Rd, Waiheke;
- (xv) submission 1736 by Stanley Ayling, 64 Mako Street, Oneroa, Waiheke Island;
- (xvi) submission 1737 by Donald Mitchell McKenzie, 1 Glenbrook Road, Omiha, Waiheke Island;
- (xvii) submission 1738 by Mark Parisian and Kahmeelah Herber, Houseboat Gypsy Rose, O'Brein Road, Waiheke, Auckland;
- (xviii) submission 1739 by Graeme D'Arcy, 99 Fairview Road, Rocky Bay, Waiheke Island;

- (xix) submission 1740 by John Percy, 19 Coromandel Road, Waiheke Island;
- (xx) submission 1741 by Susan Williamson 19 Coromandel Road, Waiheke Island;
- (xxi) submission 1742 by Peter Gray, 16 Crescent Road West Waiheke;
- (xxii) submission 2783 by Robyn Bailey, 1 Makora Ave, Waiheke;
- (xxiii) submission 2831 by Peter Sinclair, 6T 6 Avonleigh Road, Green Bay, Auckland;
- (xxiv) submission 3203 by Roger Bryant, 31 Hobson Terrace, Onetangi, Waiheke Island, 1081;
- (xxv) submission 3256 by Hauraki Gulf Enhancement Society Inc, Rose Lodge, 64B Ocean Road, Surfdale, Waiheke Island, Auckland;
- (xxvi) submission 3266 by Robyne Hinton, 46 Bay Road, Palm Beach, Waiheke;
- (xxvii) submission 3272 by Marlon Bridge, 56 Great Barrier Road, Waiheke Island;
- (xxviii) submission 3276 by JR Smeed, 46 Kennedy Road, Surfdale, Waiheke;
- (xxix) submission 3282 by Dee Astring, 15 Putiki Road, Ostend, Waiheke Island;
- (xxx) submission 3308 by Helen Collins; 42 Cory Road, Palm Beach, Waiheke;
- (xxxi) submission 3326 by Colin de Jager, 25 Haruaki Road, Palm Beach, Waiheke Island;
- (xxxii) submission 3339 by Esne Young, 31/37 Natzke Street, Ostend, Waiheke;
- (xxxiii) submission 3353 by Julia Mount, 15 Cory Road, Palm Beach;

- (xxxiv) submission 3368 by WE and AA Crook, 25B Calais Terrace, Waiheke Island;
- (xxxv) submission 3400 by Susan Washington, 11 Ostend Road, Waiheke Island;
- (xxxvi) submission 3417 by Roseline Gilinsky, 25 Hauraki Road, Palm Beach, Waiheke Island;
- (xxxvii) submission 3562 by Steven Roigard, 19 Ridge Road;
- (xxxviii) submission 3623 by Molly Moore, 40 Mako Street, Oneroa, Waiheke Island;
- (xxxix) submission 3383 by JS Clarke, Waiheke Road, RD1 Waiheke;
- (xl) submission 3818 by Denise Roche, 324 Waiheke Road, Onetangi;
- (k) Submission 2106/2 by the Auckland City Council, which seeks to amend clause 4.2 by deleting the second bullet point, "not located on a road", which is supported.
- (l) Submission 3061/84 by the Waiheke Island Community Planning Group Incorporated, PO Box 49, Oneroa, Waiheke Island, which seeks that Rule 4.2 be clarified regarding the status of any activity in or on a road or road reserve, which is supported.


3. The reasons for these further submissions are:

- (a) The reasons set out in the Submitters' primary submission 65.
- (b) The reasons set out in the submissions that are supported.
- (c) The submissions that are opposed do not promote the sustainable management of natural and physical resources and are otherwise inconsistent with the purpose and principles of the Act.
- (d) Rejecting the relief sought in the submissions that are opposed would more fully serve the statutory purpose than would implementing that relief.

4. The relief sought by the Submitters is that the submissions listed above respectively be upheld to the extent that they are supported and disallowed to the extent that they are opposed.
5. The Submitters wish to be heard in support of these further submissions. If other parties make similar submissions, the Submitters would consider presenting a joint case with them at any hearing.

DATED this 28<sup>th</sup> day of May 2007

Gary and Marion Roosenbrand by its  
solicitors and authorised agents, Ellis  
Gould



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D A Allan / J L van den Bergen

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