# RESOURCE CONSENT DECISION: 175446



Applicant:	Fulton Hogan Land Development Limited
Proposal:	To change condition 2 and 11 of resource consent RC155262 as varied by RC165158 to subdivide land zoned Living Z located on Edward Street, Lincoln for residential purposes.
Location:	O'Reilly Road, Rosemerryn, Lincoln
Legal Description:	Proposed subdivision of Lot 703 DP 505326 & RS 39514 being 65.5032 ha comprised in CFR 696599, CB7B/1326.
Zoning:	The property is zoned Living Z under the provisions of the Operative District Plan (Townships) Volume
Status:	This application has been assessed as a variation of conditions pursuant to Section 127 of the Resource Management Act 1991 in respect of subdivision consent 165158 which was granted by Selwyn District Council on the 7 <sup>th</sup> of August 2015 to create a 390 lot residential subdivision, Stages 10 to 18b Rosemerryn together with the creation of a comprehensive development lot.  As such the relevant provisions of the Partially Operative District Plan (Townships) Volume and the Resource Management Act 1991 have been taken into account

This application was formally received by the Selwyn District Council on the 14<sup>th</sup> of August 2017. Assessment and approval took place on the 25<sup>th</sup> of September 2017 under a delegation given by the Council.

## **DECISION**

"That the application to change Condition 2 and 11 of Resource Consent 155262 as varied by Resource Consent 165158 granted on the 7<sup>th</sup> of August 2015 be approved pursuant to Section 127 of the Resource Management Act 1991.

### Condition 2 shall now read:

2. "That the subdivision shall proceed in substantial accordance with the attached approved subdivision plan (Davie Lovell Smith, Dwg 17001, Revision 23 and now marked SDC 175446), including any additional utility lots except where varied by the following conditions of consent".

#### Condition 11 shall now read:

11. "That, unless a resource consent has been granted otherwise or the District Plan rules have been amended.

Any lot which shares a boundary with a reserve or walkway (Lots 315, 316, 357, 358, 505-510, 314, 520, 521, 309, 310, 492, 493, 655, 656, 670, 671, 672, 692, 693, 669, 670, 748, 748 and 588) shall be limited to a single fence erected within 5m of any Council reserve that is at least 50% visually transparent where it exceeds 1.2m in height (which shall be applied to the whole fence in its entirety).

On-going compliance with this condition shall be ensured by way of a consent notice registered against the certificate of title to issue for each lot (other than roads and reserves) that borders a reserve or walkway.

11a. That no dwelling is to be erected within the No-Build Area identified on Lots 293 and 294.

On-going compliance with this condition shall be ensured by way of a consent notice registered against the certificate of title to issue for each lot.

11b. That any dwelling to be erected on Lots 293 or 294 shall be single storey with a maximum height of 5.5m.

On-going compliance with this condition shall be ensured by way of a consent notice registered against the certificate of title to issue for each lot.

11c. That the no-build area of Lots 293 and 294 are to drain to a sump located at the rear of each site which drains to Eastfield Drive and that this sump shall be maintained by the registered proprietor in an appropriate manner.

On-going compliance with this condition shall be ensured by way of a consent notice registered against the certificate of title to issue for each lot.

11d. That the rear of Lot 292 is to drain to a sump located on the rear boundary which drains to Eastfield Drive and that this sump shall be maintained by the registered proprietor in an appropriate manner.

On-going compliance with this condition shall be ensured by way of a consent notice registered against the certificate of title to issue for each lot".

## Note to the Consent Holder

1. All other conditions of Resource Consent 155262 as varied by Resource Consent 165158 remain unchanged and in effect.

Yours faithfully Selwyn District Council

Kate Bonifacio

RESOURCE MANAGEMENT PLANNER

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