PART G

CROSS BOUNDARY ISSUES
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**G CROSS-BOUNDARY ISSUES**

The RMA requires that the process by which cross boundary issues will be resolved is stated in the Plan.

The City has boundaries with Wellington City Council, Hutt City Council, Upper Hutt City Council, Kapiti Coast District Council, and the Wellington Regional Council.

Cross-boundary issues refer to situations where an activity takes place on or near a territorial boundary e.g. residential subdivision, or where the effects of a particular activity impact on the territory of an adjacent authority e.g. where the principal effect is traffic on a road in another authority.

This does not include overall structural or development issues e.g. retail hierarchies, urban forms, where they are well removed from boundaries.

The cross-boundary issues take two forms. The first is ensuring that the overall policies and rules in the Plan take reasonable account of the effects on adjacent areas. An example of this occurs is where the Kenepuru Road area within Porirua City abuts a residential area within Wellington City. The Porirua City District Plan recognises the rights of the residential properties to a reasonable standard of amenity and requires development in the neighbouring industrial area to meet these standards e.g. noise.

The second category of cross-boundary issues concern the consideration of the effect of development proposals in one Region, City or District, on the adjacent Region, City or District.

The following procedure will be followed for cross-boundary issues:

(i) By seeking to determine, before a resource consent application is received, whether any resource consents are required from any other consent authorities.

Section 102 of the RMA sets out the circumstances and procedures for joint hearings where an activity requires consent from two or more authorities.

(ii) By encouraging applicants for resource consent for activities which might have effects on an adjoining territory to consult with that authority,

(iii) By including the adjacent authority in the requirements for neighbours consent where applicable,

(iv) By notifying the adjacent authority of proposals for which an application has been received where it is considered that a cross-boundary effect is likely.

Where a resource consent application is received by the Porirua City Council and deemed to fall into the classification of being a cross-boundary issue, Council will seek to adopt the following process (subject to the particular circumstances, the approach adopted by the other consent agencies concerned, and any relevant matters relating to delegations):
(i) Where the adjacent authority does not require a resource consent application for the proposed activity, the application will proceed as provided for in this District Plan.

(ii) Where both the Porirua City Council and the adjacent authority require a resource consent application, and that application is provided for as a non-notified application, the consent and any conditions be decided by the authorities with a single decision being issued.

(iii) Where at least one authority requires a resource consent to be notified, all authorities will notify the application and the consent and any conditions be decided by the authorities jointly with a single decision being issued.