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FORM 5

Submission on the Proposed Porirua City Council District Plan

To: Porirua City Council

Submission on: Proposed District Plan Change

Name of Submitter: Oranga Tamariki–Ministry for Children

Address: c/o Beca Limited

Attention: Kristina Gurshin

PO Box 6345

Auckland

Introduction

This submission on the Porirua City Council Proposed District Plan (PCC:PDP) is made on behalf of Oranga Tamariki–Ministry for Children (Oranga Tamariki).

The role of Oranga Tamariki includes promoting the well-being of children, young persons, their families, whānau, hapū, iwi and family groups. The responsibilities of the Chief Executive of Oranga Tamariki include establishing a range of residence types to accommodate children and young people in their care. The Minister for Oranga Tamariki, the Minister for Children, is a Requiring Authority as defined in Section 199 of the Resource Management Act 1991 (RMA) with the ability to designate land for the purposes of Oranga Tamariki.

The specific parts of the PCC:PDP that this submission relates to are:

- The definition of supported residential care activity and its definition nest
- The objectives and policies of the General Residential Zone and the Medium Density Residential Zone
- The standard for supported residential care activity within the residential zones

The Oranga Tamariki submission is set out below

Definitions and Nesting

It is important that the activities undertaken and responsibilities held by Oranga Tamariki are defined and provided for within district plans in order to provide Council and the community with a clear understanding of what is anticipated by certain activities.

Oranga Tamariki support the proposed definition for 'supported residential care activities' under the PCC:PDP, which refers to 'land and buildings in which residential accommodation, supervision, assistance, care and/or support are provided by another person or agency for residents'. Oranga Tamariki commend the Council's acknowledgement of diverse residential activity types and consider that this definition aligns well with community homes that Oranga Tamariki (or its providers/partners) establish and operate.

Supported residential care activity is not a nested term. At its core, supported residential care activities are a residential land use and this is supported by the PCC:PDP which provides for this activity as “permitted” within both residential zones. We consider that supported residential care activity should be included within the residential nest to reflect its residential character and function. The resulting nest would include the following (updated activity underlined):

Residential

Residential activities

Residential units

Minor residential units

Supported residential care activities

Residential Zone Objectives and Policies

Reference is made within the proposed Objectives and Policies of the residential zones (including GRZ-01, GRZ-P1, MRZ-O1, MRZ-P2) to “residential activities”. Residential activities are included within the “residential” nest of the PCC:PDP and are a defined term both in the PCC:PDP and in the National Planning Standards.

The purpose of the definition nesting tables is to show the relationship between land uses and activities. By specifically referencing a nested term (in this case residential activities) the objectives and policies inadvertently exclude other uses within that nest (in this case residential units, minor residential units and our proposed amendment for supported residential care activities). We consider that the objectives and policies should refer to the nest itself (i.e. residential) rather than a specific term within the nest. This would better reflect the ultimate intent of the objectives and policies which seek to provide for a range of residential land uses.

The following table sets out the proposed amendments sought by Oranga Tamariki, which are shown as underlined (for new text sought) and ~~struckthrough~~ (for deletion).

Table 1: Requested Policy and Objectives Amendments

| Objective/policy | PCC:PDP | Proposed Amendment |
|--|--|---|
| General Residential Zone – GRZ | | |
| Objective GRZ-01: Purpose of the General Residential Zone | The General Residential Zone: 1. Primarily consists of residential activities in a range of residential unit types and sizes; and 2. Accommodates other activities that support the health and wellbeing of people and communities, where they are compatible with the character and amenity values of the Zone. | The General Residential Zone: 1. Primarily consists of residential <u>activities</u> <u>land uses</u> in a range of residential unit types and sizes; and 2. Accommodates other activities that support the health and wellbeing of people and communities, where they are compatible with the character and amenity values of the Zone. |

| | | |
|---|---|---|
| Policy GRZ-P1: Residential activity | Enable residential activities and a diverse range of residential unit types and sizes where these are compatible with the built form, character and amenity values anticipated in the General Residential Zone. | Enable residential activities <u>land uses</u> and in a diverse range of residential unit types and sizes where these are compatible with the built form, character and amenity values anticipated in the General Residential Zone. |
| Medium Density Residential Zone - MRZ | | |
| Objective MRZ-01: Purpose of the Medium Density Residential Zone | The Medium Density Residential Zone: 1. Primarily consists of residential activities in a range of residential unit types and sizes including apartments, at a higher density than is anticipated in the General Residential Zone; and 2. Accommodates other activities that support the health and wellbeing of people and communities, where they are compatible with the character and amenity values of the Zone. | The Medium Density Residential Zone: 1. Primarily consists of residential unit <u>activities land uses</u> in a range of residential unit types and sizes including apartments, at a higher density than is anticipated in the General Residential Zone; and 2. Accommodates other activities that support the health and wellbeing of people and communities, where they are compatible with the character and amenity values of the Zone. |
| Policy MRZ-P1: Residential activity | Enable residential activities and a diverse range of residential unit types and sizes, compatible with the built form, character and amenity values anticipated in the Medium Density Residential Zone. | Enable residential activities <u>land uses</u> and a diverse range of residential unit types and sizes, compatible with the built form, character and amenity values anticipated in the Medium Density Residential Zone. |

Standard for supported residential care within the proposed Residential Zones

Oranga Tamariki support the Permitted Activity status' of 'supported residential activities' in the General Residential Zone (GRZ-R12) and the Medium Density Residential Zone (MRZ-R8), as well as the associated permitted activity standard where, *'the maximum occupancy does not exceed six residents'*. To avoid any potential uncertainty in relation to occupancy of residents versus any required support staff, it is recommend that the GRZ-R12 and MRZ-R8 is amended as follows (amendment is shown as underlined):

The maximum occupancy does not exceed six residents (excluding staff).

In summary, Oranga Tamariki seeks the following decision from the local authority:

- Retain the definition for 'supported residential care activities'.
- Include supported residential care activities within the residential definition nest.
- Minor amendments the wording of GRZ-01, GRZ-P1, MRZ-01 and MRZ-P1 as outlined in Table 1 of this submission.
- Minor amendments to the wording of GRZ-R12 and GRZ-R8 to clarify the maximum residents permitted in the residential zone standards.
- Such other orders, alternative and/or additional relief and consequential amendments as are appropriate or necessary to address the matters outlined in this submission.

It is considered that these amendments will better enable the integration of a range of residential accommodation types such as community homes into the community and will allow Oranga Tamariki to effectively fulfil its duties.

Oranga Tamariki could not gain a competitive advantage in trade competition through this submission.

Oranga Tamariki wishes to be heard in support of its submission.

Yours faithfully



Kristina Gurshin
Planner

on behalf of

Beca Limited

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Sent: Thursday, 19 November 2020 2:31 PM
To: dpreview
Cc: Kristina Gurshin
Subject: [EXTERNAL] Submission to the Proposed Porirua District Plan on behalf of Oranga Tamariki
Attachments: OT Submission Porirua Proposed Plan Change - OT and Legal Review.pdf

Kia ora

Please find attached a submission on behalf of Oranga Tamariki – Ministry of Children to the proposed Porirua District Plan.

Oranga Tamariki support the proposed district plan in part and seek the amendments outlined in the attached submission.

Oranga Tamariki would consider presenting a joint case with other submitters, who make a similar submission, at a hearing.

We look forward to receiving your confirmation of receipt of the submission.

Nga mihi

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