

**MICHAEL FOWLER CENTRE CARPARK  
110 JERVOIS QUAY**

**PROPOSED CENTRAL AREA BUILDING**



**APPLICATION FOR RESOURCE CONSENT  
MFC DEVELOPMENT LIMITED PARTNERSHIP  
MARCH 2022**

# Resource consent application/ Fast-Track resource consent

Absolutely Positively  
Wellington City Council  
Me Heke Ki Pōneke

Under Sections 87AAC, 88, Resource Management Act 1991

## Notes for the applicant

Use this form to apply for resource consent. It gives us your contact information, details about your proposal and a checklist to help you with your application.

If you have any questions, visit [Wellington.govt.nz/resourceconsents](http://Wellington.govt.nz/resourceconsents), email [planning@wcc.govt.nz](mailto:planning@wcc.govt.nz) or phone us on 04 801 3590

Send the completed application or hand it in to us at:

Resource Consents  
Wellington City Council  
PO Box 2199, 101 Wakefield Street, Wellington

## General details

This application is for:  land use consent  subdivision consent  fast-track application  
 combined land use/subdivision consent

Omit this paragraph if the application does not qualify as a fast-track application under section 87AAC.

I  opt out/  do not opt out\* of the fast-track consent process.

\*Select one. Only applies to controlled activities and where an electronic address for service is provided.

The site to which this application relates is described as (legal description) Lot 1 DP 494594 (part only)

Any other commonly known name? Michael Fowler Centre Carpark

No: 110

Street: Jervois Quay

Suburb: Wellington Central

## Applicant details

Full name: MFC Development Limited Partnership

Postal address:

(or alternative method of service under s352 of the Act) c/- Willis Bond & Co, P O Box 24 137, Wellington 6142

Phone: (day) (04) 805 0000

Mobile: 027 535 3045 (Rosalind Luxford)

Email address for service: [alistair@urbanp.co.nz](mailto:alistair@urbanp.co.nz)

Note an electronic address for service must be provided if you are applying for a fast-track resource consent application.

## Your agent (if applicable)

Name: Alistair Aburn

Postal address:

(or alternative method of service under s352 of the Act) Urban Perspectives Ltd, P O Box 9042, Wellington 6141

Phone: (day) (04) 474 4111

Mobile:

Email address for service: [alistair@urbanp.co.nz](mailto:alistair@urbanp.co.nz)

## Owner of the site that is the subject of this application

Name: Wellington City Council

Postal address:

(or alternative method of service under s352 of the Act) P O Box 2199, Wellington 6140. Attention: David Cook

Phone: (day)

Mobile: 021 538 718

Email address for service: [david.cook@wcc.govt.nz](mailto:david.cook@wcc.govt.nz)

### Occupiers(s) of the site that is the subject of this application

Name: Wellington City Council (temporary occupation by Royal New Zealand Ballet)

Postal address:

(or alternative method of service under s352 of the Act) P O Box 2199, Wellington 6140. Attention: Property Department

Phone: (day)

Mobile:

Email address for service:

### Important

Send additional invoices to

Applicant

Agent

Owner

### Site description

Describe the site including its natural and physical characteristics and any adjacent uses that may be relevant to the consideration of the application.

The site of the proposed new building is the Michael Fowler Centre carpark - refer AEE Section 2.2

### Description of activity

Describe clearly the proposal to which this application relates.

The construction of a new 8-level Central Area building and associated site landscaping - refer AEE Section 2.1

- There are no other activities that are part of the proposal to which this application relates; or
- The other activities that are part of the proposal to which the application relates are as follows:  
[Describe the other activities that are part of the proposal to which the application relates. For any activities that are permitted activities, explain how the activity complies with the requirements, conditions, and permissions for the permitted activity so that a resource consent is not required for that activity under section 87A(1) of the Resource Management Act 1991.]

(Continue on another page if necessary.)

Are any other resource consent(s) required/granted for this proposal?  Yes  No  
 (To find out, please contact a planning technician on 801 3590)

If yes, show any other resource consent(s) required as part of this proposal by ticking the relevant boxes

	Resource consent required/granted	Description of required/granted consent	Information attached
Land use consent	<input type="checkbox"/>		<input type="checkbox"/> Yes <input type="checkbox"/> No
Subdivision consent	<input type="checkbox"/>		<input type="checkbox"/> Yes <input type="checkbox"/> No
Coastal permit (Wellington Regional Council)	<input type="checkbox"/>		
Water permit (Wellington Regional Council)	<input checked="" type="checkbox"/>		
Discharge permit (Wellington Regional Council)	<input checked="" type="checkbox"/>		
Land use consent (Wellington Regional Council)	<input type="checkbox"/>		

### Information which must be submitted with this application

Attach **two copies** of the following information to support this application, to satisfy the requirements of Section 88(2) of the Resource Management Act 1991 (RMA) and rule 3.2.2 in the District Plan. If all of the required information is not provided we may be unable to accept your application and it will be returned to you. Note: all plans must be to a measurable scale.

#### Permitted activities existing use rights

Where relying on permitted activities and/or existing use rights, these must be supported by:

1. sufficiently detailed plans; and
2. a compliance schedule and/or other supporting information that explains how the activity complies with the requirements of the District Plan or demonstrates how existing use rights are retained.

#### Assessment of environmental effects (AEE)

If you don't provide an AEE the Council cannot accept your application. The AEE should discuss all the actual and potential effects on the environment arising from this proposal. The amount of detail provided must reflect the nature and scale of the development and its likely effects. For example, if there are major effects arising from the proposal, a detailed analysis and discussion of these effects should be included in the AEE. You may have to provide information from experts such as an acoustic consultant or traffic engineer. If the effects of the proposal are very minor then a less-detailed AEE can be submitted.

For more information see clauses 6 and 7 of the Fourth Schedule of the Resource Management Act 1991, which includes information requirements and lists the matters to be addressed in an AEE.

#### Part 2

- I attach an assessment of the proposed activity against the matters set out in Part 2 of the Resource Management Act 1991.

#### Other relevant provisions

- I attach an assessment of the proposal against the provisions of any documents referred to in s104(1)(b) if relevant. Refer to clause 2(2) of Schedule 4. Please note that these documents include:
- National Environmental Standards and other regulations
  - National Policy Statements
  - the NZ Coastal Policy Statement
  - the Regional Policy Statement or proposed Regional Policy Statement
  - the District Plan or proposed District Plan

**Computer freehold registers (certificates of title) for the subject site (no more than three months old):**

- including any relevant consent notice(s) registered on the computer register
- any encumbrances or any other registered instruments, including such things as right of way documents, esplanade instruments, etc

**Locality plan (1:500) or aerial photograph (1:500) showing:**

- the location of the site in relation to other streets or landmarks
- street number of the subject site and those of adjoining sites, (rural sites can be shown at 1:1000 if required)

**Site plan (1:100/200) showing the EXISTING situation on the subject site, including (where relevant):**

- layout and location of proposed structures and buildings or alterations to existing structures and buildings (including fences, walls, retaining walls 2.5m or higher), depth of front yards and distances from existing buildings on adjoining sites
- existing floor plans and elevations
- design of earthworks and final levels and contours of the site
- road frontages (including any pedestrian crossings, steps or paths)
- buildings on adjacent sites
- topography
- watercourses and catchment orientation
- all significant vegetation (including vegetation on adjacent road reserve or surrounding properties)
- hazardous areas

- Plan/s showing the PROPOSED development including (where relevant):**
- layout and location of proposed structures and buildings or alterations to existing structures and buildings (*including fences, walls, retaining walls 2.5m or higher*), depth of front yards and distances from existing buildings on adjoining sites
  - design of earthworks and final levels and contours of the site
  - vehicle parking, servicing, circulation and manoeuvring, pedestrian crossings and number and width of kerb crossing/s
  - roads or right-of-way proposals
  - calculation of total site coverage
  - for a non-residential site, the gross floor area of all buildings on the site (*for assessing car parking requirements*)
  - for a subdivision, the position of all allotment boundaries, the area of all allotments, location and areas of any new roads, any further information requirements such as esp reserves/strips, access strips or any land to be vested in the territorial authority under S237A of the RMA.
  - details of any signs
  - all landscape design proposals, site planting and fencing
  - photo montages

- Elevation drawings (1:50/1:100) of all structures to be built or altered (existing and proposed), showing:**
- relationship of buildings to the natural ground level, existing and finished ground levels and certificate of title boundaries
  - relevant District Plan sunlight access planes and maximum height, the street elevation, and the relationship of proposed structures to structures on adjacent sites, including the location of existing private outdoor spaces and main living area windows (*where these overlook the development*)

- Other information which may be required by the District Plan including:**
- design statement where design guides apply (*multi-units, Central Area buildings, character areas, etc*)
  - wind report for Central Area buildings above 18.6 metres
  - Noise report
  - Traffic report
  - Other

- Written approvals from affected parties:**
- letter or neighbours' approval form dated and signed by the affected parties AND their signature and the date on the plans submitted with this application. Please note conditional written approvals cannot be accepted.

**Information required to calculate any development contribution:**

Household units: number existing		Number proposed	
Commercial: gross floor area existing	820 sqm	Gross floor area proposed	14,474 sqm
Residential subdivision: allotments existing		Allotments proposed	

**National Environmental Standard (NES) for Assessing and Managing Contaminants in Soil to Protect Human Health**

This site may be subject to or covered by the NES for Assessing and Managing Contaminants in Soil to Protect Human Health Regulations 2011. This is determined by reference to the Hazardous Activities and Industries List (HAIL) which identifies those activities and industries which are more likely to use or store hazardous substances and therefore have a greater probability of site contamination. A full list can be found on the Ministry for the Environment's website [www.mfe.govt.nz/issues/hazardous/contaminated/hazardous-activities-industries-list.pdf](http://www.mfe.govt.nz/issues/hazardous/contaminated/hazardous-activities-industries-list.pdf)

Has the piece of land subject to this application been used for (*including its present use*), or is it more likely than not to have been used for an activity on the HAIL?  Yes  No

If 'Yes', and your application involves subdividing or changing the use of the land, sampling or disturbing soil, or removing or replacing a fuel storage system, then the NES may apply and you may need to seek consent for this concurrently in your application.

**Site visit requirements**

In order to assess your application it will generally be necessary for the planning officer to visit your site. This typically involves an outdoor inspection only, and there is no need for you to be home for this purpose.

- Are there any locked gates, security systems or anything else restricting access by Council staff?  Yes  No
- Are there any dogs on the property?  Yes  No
- Do you require notice prior to the site visit eg if the property is tenanted?  Yes  No

Are there any other health and safety issues Council staff should be aware of before visiting your site?  
If so please provide details so Council staff can take the necessary precautions:

No

## Fees

An initial fee must be paid before we can process your application.

I enclose the initial fee of \$ 2,145.00 paid by (please tick the applicable box):

Credit card  Internet banking  Service Centre (receipt attached)

I understand that the Council may invoice me for the actual and reasonable costs incurred to process this application – as identified in Section 36 of the Resource Management Act and the Council's current fee schedule.

### Additional fees

If we spend additional time processing requests or incur expenses we need to invoice additional fees. This may happen during processing or once a decision on your application is made. We only charge for amounts over \$65. Likewise, refunds will only be made for unused amounts over \$65.

### Our payment terms

Additional fees are due by the 20th of the month following an invoice. If payment is not received, you will be liable for all legal and collection fees.

The declaration below must be signed by the person(s) or entity responsible for paying the application processing costs. If you are an agent, you will need to obtain the signature of the person(s) responsible for paying the fees before submitting the resource consent application to the Council.

### How to pay

#### Internet banking

The Council's bank account number is 06 0582 0106111 00. Use "RC" followed by the site address as a reference.

#### Online

Pay online using your credit card. Visit [Wellington.govt.nz/payonline](http://Wellington.govt.nz/payonline), choose Property from the dropdown box and follow the instructions.

#### Phone

You can pay over the phone with your credit card. Phone us on 04 801 3718.

#### In person

You can make payments by cash or EFTPOS at:

Wellington City Council Service Centre

12 Manners Street

8am-5pm, Monday to Friday.

We also accept Visa, MasterCard and American Express.

### Declaration

Subject to my rights under sections 357B and 358 of the RMA to object to any costs, I undertake to pay all costs associated with this application. I also agree to pay all the costs (*including debt collection or legal fees*) of recovering any unpaid costs.

## Send all additional invoices to

Full name MFC Development Limited Partnership

Postal address c/- Willis Bond & Co, P O Box 24 137, Wellington 6142

Applicant/Agent/Other (*give details*) Applicant


Phone (*day*) (04) 805 0000

Mobile (027) 535 3045 (Rosalind Luxford)

Email rosalind@willisbond.co.nz

I have read and understand the above conditions.

Signed

 AUSTINE ARMEN (AS AGENT)

Date

3-03-2022

NB: A signature is not required if the application is made by electronic means.

## Notes for the applicant

Incomplete applications will be returned. The Council may also request further information under Section 92 of the Resource Management Act 1991, to better understand the potential effects of the proposal.

Once this application is lodged with the Council, it becomes public information. If there is sensitive information in the proposal, please let us know.

The Council may require a registered surveyor to certify contours, natural ground level, building site(s) or structure(s), location of boundaries or any other feature which may affect this proposal.

### Fast-track application

Under the fast-track resource consent process, notice of the decision must be given within 10 working days after the date the application was first lodged with the authority, unless the applicant opts out of that process at the time of lodgement.

A fast-track application may cease to be a fast-track application under section 87AAC(2) of the Act.

## Privacy information

The information you have provided on this form is required so that your application can be processed under the Resource Management Act 1991, and so that statistics can be collected by Wellington City Council. The information will be stored on a public register and held by Wellington City Council.

Under the Privacy Act 2020, you have the right to see and correct personal information.

## Signature of applicant(s) or agent

Declaration for the applicant or authorised agent or other

I/we confirm that I/we have read and understood the notes above. If a private or family trust is the applicant, at least two New Zealand-based trustees are required to provide contact details and sign this form.

Applicant's name: MFC Development Limited Partnership

Applicant's signature:

Date:

Applicant's name:

Applicant's signature:

Date:

Applicant's name:

Applicant's signature:

Date:

NB: A signature is not required if the application is made by electronic means.

## Declaration for the agent authorised to sign on behalf of the applicant

As authorised agent for the applicant, I confirm that I have read and understood the above notes and confirm that I have fully informed the applicant of their/its liability under this document, including for fees and other charges, and that I have the applicant's authority to sign this application on their/its behalf.

Agent's full name: Alistair Aburn

Agent's signature:

Date:

3.03.2022

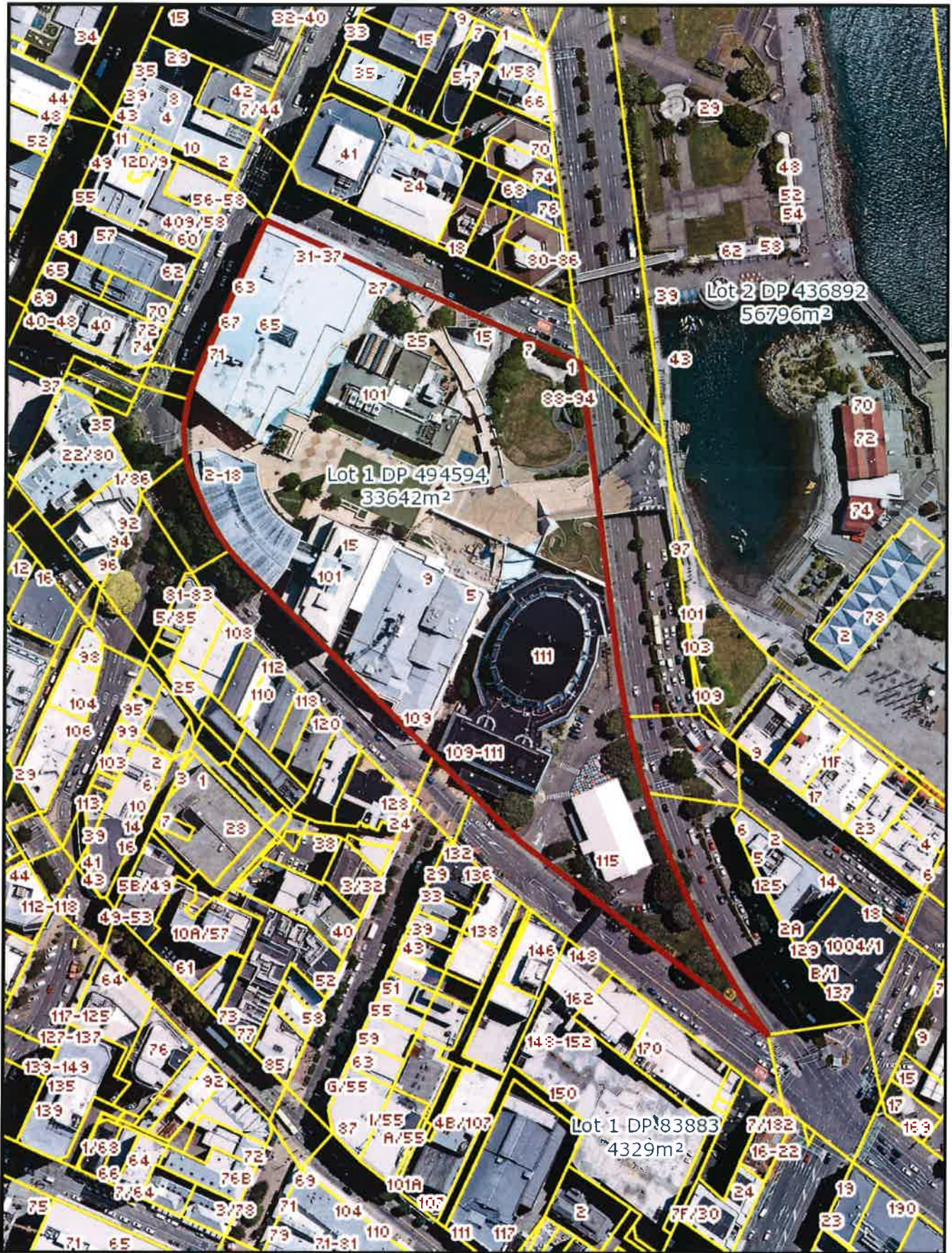
NB: A signature is not required if the application is made by electronic means.

## How do you wish to be served with any correspondence

via electronic address for service  
(please ensure you have provided an address on page 1)

via post, ie hardcopy, (or alternative method of service under s352 of the Act)





**Property Information**

Search Result: January 2021  
 Date of Imagery: 21 Feb 2022  
 Report Date:

**Copyright Notice**

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 from LINZ. Crown copyright reserved.

**Data Statement**

Accuracy of aerial imagery +/- 0.5m. Accuracy of property  
 boundaries: 1-3m in urban areas, up to 30m in rural areas.  
 Property boundaries and legal descriptions sourced from LINZ.





**RECORD OF TITLE  
UNDER LAND TRANSFER ACT 2017  
FREEHOLD  
Search Copy**



  
R. W. Muir  
Registrar-General  
of Land

**Identifier** 724107  
**Land Registration District** Wellington  
**Date Issued** 11 November 2016

**Prior References**

10607141.2	WN18D/503	WN269/80
WN269/81	WN30A/208	WN310/63
WN31A/689	WN35B/29	WN35B/31
WN35B/32	WNC1/1333	

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**Estate** Fee Simple  
**Area** 3.3645 hectares more or less  
**Legal Description** Lot 1 Deposited Plan 494594  
**Purpose** Public Utility  
**Registered Owners**  
Wellington City Council

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**Interests**

Subject to The Te Aro Reclamation Act 1879 (affects part formerly Reserve K City of Wellington contained in WN310/63)  
Subject to a right (in gross) to convey electricity and telecommunications over part marked A on DP 550747 in favour of Wellington Electricity Lines Limited created by Easement Instrument 12096918.1 - 27.5.2021 at 4:50 pm

