

OVERVIEW

Section 75 of the Resource Management Act requires the District Plan to identify the processes for addressing issues which cross territorial boundaries.

A cross-boundary issue is one which either:

- is common to Banks Peninsula District and one or more of the territorial authorities adjoining it; or
- relates to an issue within or derived from Banks Peninsula District that is also of significance to those authorities; or
- relates to an issue within or derived from an adjoining authority that is also of significance to Banks Peninsula District; or
- is a District issue or policy that affects or is affected by a regional issue or policy; or
- is a regional issue or policy that affects or is affected by a District issue or policy.

A cross-boundary issue can therefore relate to either an activity, such as the use or development of natural and physical resources that may have significant adverse effects which cross territorial boundaries, or to a Plan policy that affects the policies of other territorial authorities or is affected by such policies.

Banks Peninsula District adjoins Selwyn District and Christchurch City. There is potential for activities occurring within Banks Peninsula to have effects on adjoining authorities and vice versa. For example, activities proposed within the Port Hills need to be carefully assessed and monitored for their impact within and beyond the District's boundaries.

Furthermore, the development and implementation of District Plan policies may also have some impact or influence between authorities or between the District and regions.

1. Cross-Boundary Issues

A number of cross-boundary issues have been identified within the Banks Peninsula District which have relevance to adjoining authorities. These issues include:

- a) The use of and investment in infrastructure and resources which provide opportunities not only for people and communities within Banks Peninsula District but also in other local government areas. Policies which affect the scope and range of such opportunities therefore have an impact outside the District. Furthermore, the policies of other authorities may impact on Banks Peninsula District.
- b) The District's coastal environment, landscape and other natural features and resources have importance to the region and to adjoining authorities.

- c) District boundaries shared with Selwyn District and Christchurch City do not coincide with cadastral boundaries. The subdivision controls which apply to the parts of the two authorities adjacent to the common boundary are different from those which apply on Banks Peninsula.
- d) Activities for which plan changes or applications may be sought along or near common boundaries may impact across such boundaries.
- e) Noise from ships in the Coastal Marine Area.
- f) Activities on those parts of wharves which are outside the District boundary, e.g. Akaroa.
- g) The provision and maintenance of a safe and efficient road and rail transport corridor between the Port of Lyttelton and Christchurch.
- h) The integrated management of the margins, lake bed, and activities on the surface of Lake Ellesmere/Te Waihora.
- i) The integrated management of outstanding landscapes of the Port Hills.
- j) The integrated management of the coastal marine area.

2. Processes

Processes to deal with any issue, which crosses boundaries, shall include the following:

2.1 Resource Consent Applications/Requests for Plan Changes

- Any resource consent application or request for a District Plan Change received by the Council shall be assessed to establish whether it has a potential cross-boundary effect. There will be appropriate consultation if such effects are identified.
- A resource consent application or request for a District Plan Change shall include an explanation of any consultation undertaken with any relevant adjoining authority and/or potentially affected persons within an adjoining district or city.
- Where consultation has not been undertaken by the applicant, the Council shall notify any relevant adjoining authority that there is a potential for a cross-boundary effect arising from the proposal.
- Consultation with the relevant local authority will be undertaken when considering an application for subdivision of any site which extends beyond the boundaries of the District.

2.2 Plan Reviews

- In any review of the District Plan, the Council will consult with adjoining territorial authorities and the Canterbury Regional Council to identify issues of common interest or which cross boundaries.
- The Council will seek to identify common issues and policy responses in respect of any consultation undertaken by other authorities as part of their Plan reviews.
- The Council seek to have the Canterbury Regional Coastal Plan amended to make appropriate provision to control noise generated on ships and wharves outside the District boundary.

2.3 Other Processes

- The Council will regularly meet with other territorial authorities within the region to identify and discuss common issues and possible responses to such issues.
- The Council will respond to requests by other authorities when issues of common importance arise.