

8 December 2022

Ashburton District Council
PO Box 94
ASHBURTON 7740

Dear Sir/Madam

RESOURCE CONSENT APPLICATION – ADVICE OF DECISION

Applicant:	Ashburton District Council
Reference:	LUC22/0115
Site location:	Baring Square East and Baring Square West, Ashburton
Description of application:	Land use consent for the relocation of Heritage Item 107 (Boer War Cenotaph) from Baring Street East to Baring Square West, zoned Open Space A
Zoning:	Open Space A
Status of activity:	Non Complying

This application was lodged and formally received with the Ashburton District Council on 10 October 2022.

Following an assessment of your resource consent application under the Resource Management Act 1991 (RMA) and with reference to the Ashburton District Plan a decision has been by Commissioner Patricia Harte, under delegated authority to grant your application with conditions.

For your reference a copy of the section 42A report and Council's decision is attached. It outlines the basis for the decision and any associated conditions. A copy of the decision has been forwarded to every person who made a submission. No hearing was held as the applicant did not request a hearing and no submitters wished to be heard.

If you are the applicant or a submitter, and you disagree with the decision, or parts of it, you can file an appeal with the Environment Court within 15 working days of receiving this decision.

ASHBURTON DISTRICT COUNCIL

Objections under section 357 of the Resource Management Act 1991 should be addressed to the Planning Manager, Ashburton District Council - within 15 working days of the receipt of the decision. Any objection to additional charges relating to the processing of the application, made under section 357B, shall be made in writing to council (the last mentioned address) within 15 working days of receipt of the invoice.

The applicant and/or any submitter may appeal the council decision under section 120 of the Resource Management Act 1991 to the Environment Court. If an appeal is lodged, any person who made a submission on the application may become a party to the proceedings by lodging a notice under section 274 of the Resource Management Act 1991. The information on objections and appeals in this letter is provided as a guide only and does not constitute legal advice. Information on the appeal process can be found on the Environment Court website www.justice.govt.nz/courts/environment-court.

A copy of the appeal must be served on the council (PO Box 94 Ashburton 7740) within 15 working days of the receipt of the decision and on all submitters within 5 working days of lodging the appeal with the Environment Court. Information on the appeal process can be found on the Environment Court website www.justice.govt.nz/courts/environment-court.

If you have any queries, please contact **Lauren Wright** at Lauren.Wright@adc.govt.nz and quote the application number above.

Yours faithfully,



Ian Hyde
Planning Team
District Planning Manager