# **Land Information Memorandum**

### **Disclaimer:**

This Land Information Memorandum (LIM) has been obtained from the Auckland City Council on behalf of the Vendors and copies are made available to prospective Purchasers and interested parties for general information purposes only. The information originates from a third party, the Auckland City Council and not from the real estate agent, Cooper and Co Real Estate Ltd or from the Vendor.

Neither the Vendors nor Cooper and Co Real Estate Ltd warrants the accuracy of the LIM and no liability is accepted for any errors or omissions.

It is recommended to all Purchasers and interested parties that they make their own property file enquiries with the Auckland City Council for 'Due Diligence' purposes, and your own investigations with your lawyer.

Furthermore, Cooper and Co Real Estate Ltd prohibits its sales agents from making statements about structural or weather tight qualities of homes which it sells. Prospective purchasers are advised to seek a Building Report or make their own investigations to be satisfied in all respects.

This Information Compilation has been compiled primarily by the collection, classification and summarisation of records, documents, representations, and financial information ("Compilation") supplied by the Vendor or the Vendors agents. Accordingly Cooper and Co Real Estate Ltd – Licensed Agent REAA 2008 is merely passing over the information as supplied to us by the Vendor or the Vendor's agents. The information herein has been sighted and approved by the Vendor

# **Passing**

# Over Form

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The attached information has been provided by the Vendor in order to be helpful by assisting you with general information about this property. The information originates from a third party Building Inspector or from Auckland Council and not from the real estate agent, Cooper & Co Real Estate Ltd or from the Vendor.

Neither the Vendor, the agent, nor Cooper & Co Real Estate Ltd, make any warranty or representation regarding the accuracy, completeness or currency of the information attached.

You should make your own investigations with your lawyer, the Auckland Council, a Building Inspector and any other desired advisors and you should be satisfied that any adviser or building report is to the New Zealand standards and the provider is covered by indemity insurance, before you decide to commit to buying this property.

### **Prospective Purchaser to Complete**

confirm that I will not rely on the attached information and that I will make my own investigations in relation to this property.
Property address:
Signature/s
Date

Passing Over Form V1 2017

c/- Harcourts Harcourts 128 Hurstmere Road Takapuna AUCKLAND 0622



**Applicant** c/- Harcourts Harcourts

**LIM address** 1/4 Pemberton Avenue Bayview 0629

Application number 8270054107

**Customer Reference** 

Date issued 30-Nov-2017

**Legal Description** Flat 1 DP 71958, 1/2 SH Lot 2 DP 53708

Certificates of title NA28B/671

### Disclaimer

This Land Information Memorandum (LIM) has been prepared for the applicant for the purpose of section 44A of the Local Government Official Information and Meetings Act 1987.

The LIM includes information which:

- Must be included pursuant to section 44A of the Local Government Official Information and Meetings Act 1987
- · Council at its discretion considers should be included because it relates to land
- · Is considered to be relevant and reliable

This LIM does not include other information:

- · Held by council that is not required to be included
- · Relating to the land which is unknown to the council
- · Held by other organisations which also hold land information

Council has not carried out an inspection of the land and/or buildings for the purpose of preparing this LIM. Council records may not show illegal or unauthorised building or works on the land.

The applicant is solely responsible for ensuring that the land or any building on the land is suitable for a particular purpose and for sourcing other information held by the council or other bodies. In addition, the applicant should check the Certificate of Title as it might also contain obligations relating to the land.

The text and attachments of this document should be considered together.

This Land Information Memorandum is valid as at the date of issue only.

### s44A(2)(a) Information identifying any special feature or characteristics of the land

This information should not be regarded as a full analysis of the site features of this land, as there may be features that the Council is unaware of. The applicant is solely responsible for ensuring that the land is suitable for a particular purpose including development.

### **Site Contamination**

No land contamination data are available in Council's regulatory records.

#### Wind Zones

Wind Zone(s) for this property: Specific engineering design (not covered by NZS 3604:2011)

The wind zones are based on wind speed data specific to all building sites as outlined in NZS 3604:2011. Other factors such as topographic classes, site exposure and ground roughness determine the actual wind bracing demands and bracing elements required for the building.

For further information refer to NZS 3604:2011 Section 5 — Bracing Design

### Soil Issues

The Auckland Council is not aware of any soil issues in relation to this land. If any soil information/reports have been prepared in relation to this property, they will be available for viewing at an Auckland Council Service Centre or via the property file product services.

### **Exposure Zones**

New Zealand Standard 3604:2011E classifies all properties in New Zealand into zones based on environmental features including wind, earthquake, snow load and exposure. These zones are relevant to building requirements, such as strength of buildings, materials that should be used and maintenance. All building sites are classified as being in Exposure Zones Extreme Sea Spray, B, C, or D, depending on the severity of exposure to wind driven salt.

This property is classified as: Unknown or Unassessed Corrosion Zone

Unknown or unassessed - No known information is available relating to these sites. Recommended that specific sites and/or product designed and to consult suppliers information for specific durability requirements.

### s44A(2)(b) Information on private and public stormwater and sewerage drains

Information on private and public stormwater and sewerage drains is shown on the <u>underground services</u> map attached.

Note: Private drainage is the responsibility of the land owner up to and including the point of connection to the public sewer or drain.

### s44(2)(ba) Information notified to Council by a drinking water supplier under Section 69ZH of the Health Act 1956

Prospective purchasers should be aware of other drinking water systems connected to this property. There may also be private drinking water supply systems such as rainwater tanks or private water bores. You are advised to clarify the drinking water supply with the current landowner.

No Information has been notified to Council.

### s44A(2)(bb) Information Council holds regarding drinking water supply to the land

For metered water information, please contact Watercare (09) 422 2222 for services provided to this property.

### s44A(2)(c) Information relating to any rates owing in relation to the land

### **Billing Number/ Rate Account:**

12340685669

Rates levied for the Year 2017/2018:

\$1,775.38

Total rates to clear for the current year (including any arrears):

\$1,041.21

The rates figures are provided as at 8 a.m. 30/11/2017. It is strongly advised these are not used for settlement purposes.

### **Retrofit Your Home Programme**

The Retrofit Your Home programme provides financial assistance, advice and information to householders wanting to create an improved home environment.

The scheme contributes to the achievement of the Air Quality National Environmental Standards encouraging the installation of clean heat and insulation in homes as well as supporting access to central government grants and subsidies. The programme offers homeowners a retrofit plan for their homes and financial assistance up to \$5000 repaid through a targeted rate.



Auckland Council (09) 890 7898 if you require further information



mretrofit@aucklandcouncil.govt.nz

s44A(2)(d) Consents, Certificates, Notices, Orders or Requisitions affecting the land or any buildings on the land(da) the information required to be provided to a territorial authority under section 362T(2) of the Building Act 2004:s44A and (2)(e) Information concerning any Certificate issued by a Building Certifier pursuant to the Building Act 1991 or the Building Act 2004

Note: if the land is part of a cross lease title or unit title, consents and permits for the other flats or units may be included in this LIM. If the land has been subdivided there may be consents and permits included that relate to the original property.

It is recommended that the full property file is viewed and compared with the actual building and activities on the land to identify any illegal or unauthorised building works or activities.

### Financial / development contributions

Financial and development contributions are relevant for recently subdivided land, vacant lots, new residential unit(s) or where there is further development of a site. If any financial or development contribution has not been paid, Council can recover outstanding amount(s) from a subsequent owner of the land.

Please note that financial contributions and development contributions may be paid in land, cash or a combination of these. The form of payment of contributions may be subject to negotiation but final discretion remains with the Council.

### **Resource Management**

### **Planning**

There are **NO** Planning resource consents recorded.

### **Subdivisions**

There are **NO** Subdivision resource consents recorded.

### **Engineering Approvals**

There are NO Engineering approvals recorded.

If there are any conditions, then only that portion of the consent will be included in the attachments section. The applicant should satisfy themselves as to whether all conditions of resource consents for this property have been met.

### **Further Information**

The Council may hold additional information for this property, for example concerning resource consents for discharges to air, land or water issued by the former Auckland Regional Council prior to 1 November 2010. If you would like Auckland Council to search for this type of information, please contact us.

### **Building**

### 4 Pemberton Avenue Bayview 0629

Application No.	Description	Issue Date	Status
22189	Two units	29/03/1973	Issued (See Note 1)
47557	Drainage	29/03/1973	Issued (See Note 1)

#### 2/4 Pemberton Avenue Bayview 0629

Application No.	Description	Issue Date	Status	
G98223	Addition to existing unit	15/04/1976	Issued (See Note 1)	

Note	Description
1	Permit issued prior to the Building Act 1991 taking effect. Code Compliance Certificates (CCC) were not required.

Please note that prior to the Building Act 1991; Councils were not required to maintain full records of building consents [etc] issued under the Building Act. While Auckland Council has always endeavoured to maintain full records of pre-Building Act 1991 matters, not all records for this period have survived and in other cases where building work is documented, information may be incomplete. Council does not accept responsibility for any omission.

It is recommended that the Council property file is viewed and compared with the actual building and activities on site to identify any illegal or unauthorised building works or activities.

### **Compliance Schedules (Building Warrant of Fitness)**

The Council has no record of a Compliance Schedule for this property/building.

If it is evident that any specified systems such as lifts or commercial fire alarms are present in the building, the owner must ensure there is a current compliance schedule or building warrant of fitness.

### **Swimming/Spa Pool Barriers**

The Council has no record of a swimming pool or spa pool being registered on this property. Swimming pools and spa pools must have a barrier that complies with the Building Act 2004.

Pool barrier information is available for viewing at http://www.aucklandcouncil.govt.nz

### Licences

There are NO current licences recorded

s44A(2)(ea) Information notified under Section 124 of the Weathertight Homes Resolution Services Act 2006

The Council has not been notified of any information under Section 124 of the Weathertight Homes Resolution Services Act 2006 relating to this property.

s44A (2)(f) Information relating to the use to which the land may be put and any conditions attached to that use

Purchasers or those intending to develop the land should satisfy themselves that the land is suitable for any intended use or future development proposal. In addition to any site specific limitations recorded below, general restrictions that apply across the region may be relevant to any development proposals on this property.

Residential 1 - 8 Residential 4A

Proposed Modifications	No site specific modification recorded

### **Notified District Plan Changes**

From time to time changes to the District Plan are proposed through Plan Changes. Plan changes are publicly notified so that people can make submissions on the proposed changes. These Plan Changes may propose to alter the zone or policies or rules that apply to land or sites in a particular locality. Plan changes may affect particular land, sites or development rights and obligations in many and varied ways. Please refer to the District Plan for information on any proposed Plan Changes or see the Auckland Council website at: http://www.aucklandcouncil.govt.nz/EN/planspoliciesprojects/plansstrategies/DistrictRegionalPlans/Pages/proposedamendmentstoplans.aspx.

District Plans (including appendices) and any proposed changes to them are available to view at all Council offices or on-line at Councils' website: www.aucklandcouncil.govt.nz. Please note the District Plan attached is relevant to the property of the LIM. Where a property abuts a Legacy Council boundary, only the District Plan details of that property are shown.

### **Proposed Unitary Plan**

Please note that the Auckland Unitary Plan - Operative in part applies to this property and should be carefully reviewed and considered, as it may have implications for how this property can be developed and/or used. As from 15 November 2016 parts of the Auckland Unitary Plan are operative. Where that is the case, those parts of the Auckland Unitary Plan replace the corresponding parts of legacy regional and district plans. Certain parts of the Auckland Unitary Plan have not become operative. Where this is the case, both the Auckland Unitary Plan and the legacy regional and district plans will need to be considered.

The relevant planning maps from the Auckland Unitary Plan and legacy district plans are attached. The Auckland Unitary Plan can be viewed online at:

http://www.aucklandcouncil.govt.nz/EN/planspoliciesprojects/plansstrategies/unitaryplan/Pages/home.aspx and the (legacy) regional and district plans can be viewed online at

http://www.aucklandcouncil.govt.nz/EN/planspoliciesprojects/plansstrategies/DistrictRegionalPlans/Pages/Home.aspx

Unitary plan documentation on last attachment.

Copies of the appeals to the Auckland Unitary Plan can be viewed online at: <a href="http://www.aucklandcouncil.govt.nz/EN/planspoliciesprojects/plansstrategies/unitaryplan/Pages/paupappeals.asp">http://www.aucklandcouncil.govt.nz/EN/planspoliciesprojects/plansstrategies/unitaryplan/Pages/paupappeals.asp</a>

### Information concerning Caveat, Bond, Encumbrance, Consent Notice and Covenant

For any information concerning Caveats, Bonds, Encumbrances, Consent Notices or Covenants, please refer to the Certificate of Title for this property.

s44A(2)(g) Information regarding the land which has been notified to Council by another statutory organisation

No information has been notified to Council.

s44A(2)(h) Information regarding the land which has been notified to Council by any network utility operator pursuant to the Building Act 1991 or Building Act 2004

Underground Services and District Plan maps are attached.

Please note: Height restrictions apply where overhead power lines cross the site. Works near water services utilities may require approval. Works near high-pressure Gas, Oil or LPG pipelines create risk of damage and must first be approved. Please contact the relevant Utility provider in your area for further information.

Any escape of gas or liquid from the pipelines is potentially dangerous and requires immediate action as soon as discovered (Dial 111 and ask for the Fire Service).

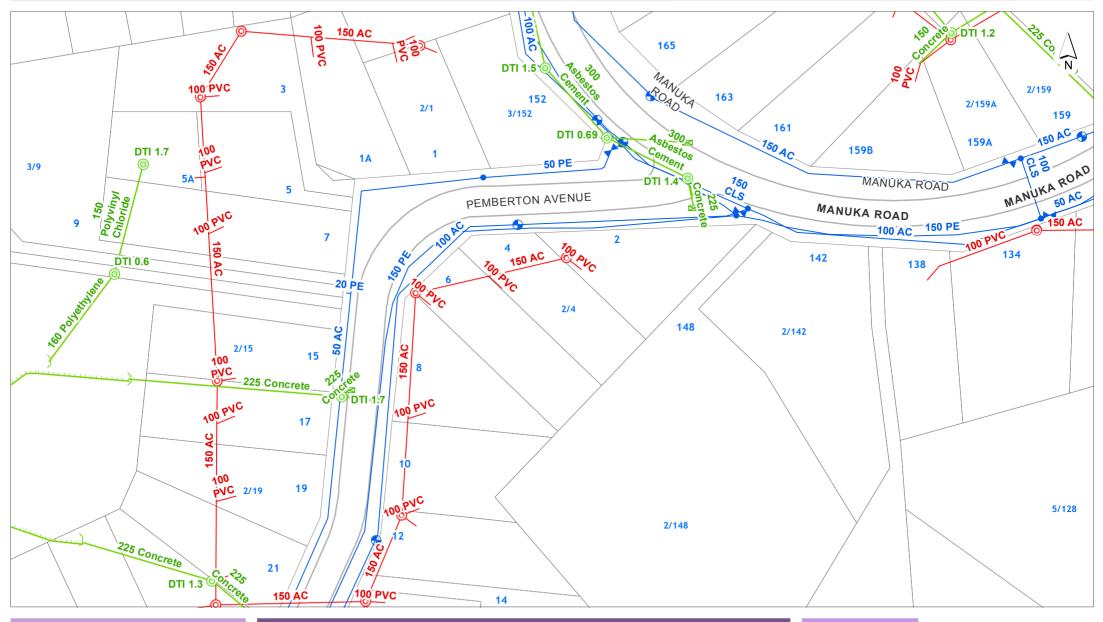
### **Attachments**

As the placement of the building/s on the attached maps is based on aerial photography we cannot guarantee the accuracy. A formal survey will indicate the exact location of the boundaries.

- Underground Services & Utilities Map and Map Legend
- · Special Land Features Map and Map Legend
- The Proposed Auckland Unitary Plan Decisions version
- · District Plan Excerpt Map and Map Legend
- · Proposed Auckland Unitary Plan Property Summary Report

Please note Map Legends have been created for use across the region and may contain features which were not captured by the previous legacy Councils; therefore the information may not be available for these maps. Please contact the Resource Management Planning Team in your area for further information on any features which may or may not appear on your map.

· As Built Drainage Plan : Drainage



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**Underground Services** 

1/4 Pemberton Avenue Bayview 0629





### Stormwater

Note: Unless otherwise specified, Stormwater feature status is represented by the following colour scheme:

Overland Flowpath

Overland Flowpath

Forebay (Public)

Forebay (Private)

Treatment Facility

Treatment Facility

Pump Station

Embankment

Viewing Platform

(Other Structure)
Erosion & Flood Control

(Wall Structure)

**Erosion & Flood Control** 

(Public)

(Private)

(Public)

(Private)

Planting

Bridge

Public, Private or Abandoned

ii catiliciit bevic	•	Treatment	Device
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S Septic Tank

Septic Tank (Hi-Tech)

Soakage System

Inspection Chamber

Manhole (Standard / Custom)

Inlet & Outlet Structure

( Inlet & Outlet (No Structure)

Catchpit

Spillway

Safety Benching

Culvert / Tunnel

Subsoil Drain

Gravity Main

Rising Main

Connection

× × Fence

Channel

Watercourse

### Water

Valve

Hydrant

Fitting

Other Watercare Point Asset

Other Watercare Linear
Asset

Local Pipe (Bulk)

Local Pipe (In Service)

Local Pipe (Abandoned)

Transmission Pipe (In

Service)

Transmission Pipe (Out of

Service)

Transmission Pipe

(Proposed)

Pump Station

Reservoir

Other Structure (Local)

Chamber (Transmission)

Water Source (Transmission)

Other Watercare Structures and Areas

Wastewater

Fitting

Fitting (Non Watercare )

Manhole

Pipe (Non Watercare)

Local Pipe (Main / Service Line)

Local Pipe (Abandoned)

Local Pipe (Future)

Transmission Pipe (In

Service)

Transmission Pipe (Out Of

Service)

Transmission Pipe

(Proposed)

Chamber

Structure (Non Watercare)

Pump Station

Wastewater Catchment

Waitakere (WCC) only:

waitakere (weee) only.

Septic Tank Hi-Tech

Septic Tank Standard

Caravan Dumping Point

Chemical System

Composting Toilet

▶ DEVONBLUE - Treatment

Plant

Recirculation Textile Filter

Wastewater Disposal Bed or Field

Utilities

Transpower Site

Pylon (Transpower)

220kv Line (Transpower)

110kv Line (Transpower)

33kv Line (Transpower) & Underground Line (Mercury)

Transmission Line (Vector)

Oil Services Pipeline [Wiri]

Liquid Fuels Pipeline [Wiri to

Marsden]

High-Pressure Gas Pipeline

(Vector & Orion)

Medium-Pressure Gas
Pipeline (Vector & Orion)

Indicative Steel Mill Slurry

Pipeline

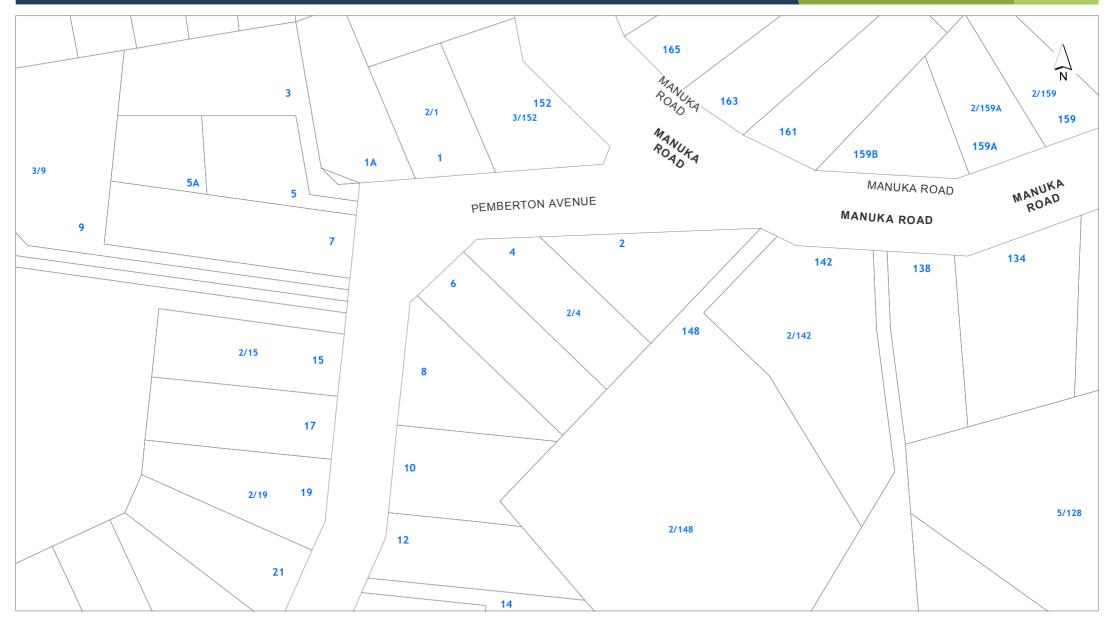
Indicative Steel Mill Water Pipeline

Pipellile

Fibre Optic Cable (ARTA)

Legend updated: 30/11/2016





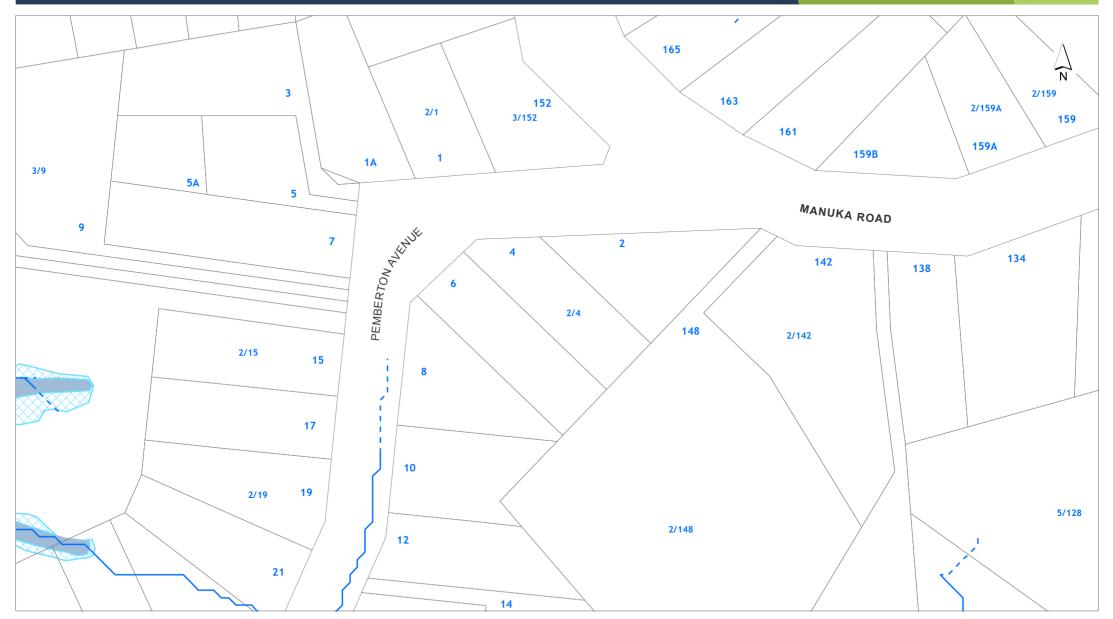
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1 - Hazards

1/4 Pemberton Avenue Bayview 0629







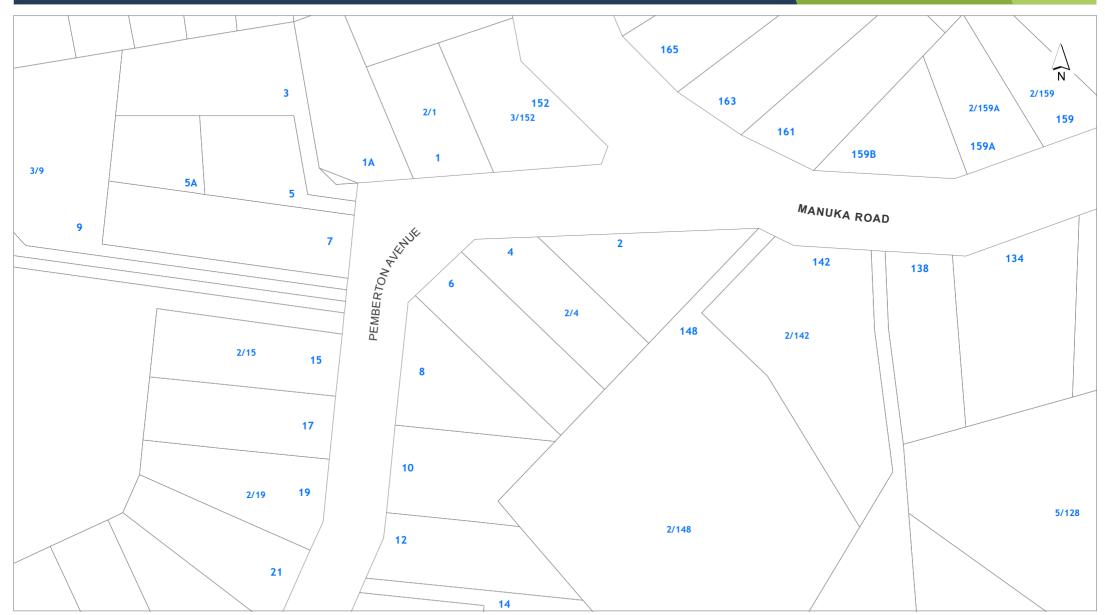
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2 - Natural Hazards

1/4 Pemberton Avenue Bayview 0629







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3 - Other

1/4 Pemberton Avenue Bayview 0629





### **Hazards**

#### Soil Warning Area



Fill (Franklin District only)



Advisory (Franklin District only)



Contamination (Franklin District only)



Erosion (Franklin District only)



Hazardous Activities & Industries List (HAIL) (Franklin District only)



Inundation (Franklin District only)



Rainfall Event (Franklin District only)



Slippage (Franklin District only)



Subsidence (Franklin District only)



Slippage / Subsidence / Erosion etc (Auckland City and Papakura District only)



Uncertified Fill (Auckland City and Papakura District only)



Organic Soil (Auckland City and Papakura District only)



Filled / Weak Ground (Auckland City and Papakura Distrcit only)





Refuse Tips Site / Weak Area (Auckland City and Papakura District only) Unstable / Suspected Ground (Auckland City and Papakura District only)



Allochthon Waitemata (Rodney District only)



Motatau Complex (Rodney District only)



Puriri Mudstone (Rodnev District only)



Mahurangi Limestone (Rodney District only)



Mangakahia Complex (Rodney District only)



Hukerenui Mudstone (Rodney District only)



Whangai Formation (Rodney District only)



Tangihua Complex (Rodney District only)



within 150m of Northland Allochthon (Rodney District only)

### Hazards

#### Soil Warning Area continued



Soil D (Rodney District only)



within 150m of Soil D (Rodney District only)



Soil C (Rodney District only)



within 150m of Soil C (Rodney District only)



Soil B (Rodney District only)



within 150m of Soil B (Rodney District only)



Soil A (Rodney District only)





Gas Main Pipeline Petroleum Pipeline



Closed Landfill (Auckland Council owned)



Closed Landfill (Privately owned)





Air Discharge (Franklin District only)



No Soakage (Franklin District only)



Indicative Steel Mill Slurry Line 20m Buffer (Franklin District only)



Indicative Steel Mill Water Line 20m Buffer (Franklin District only)

### **Natural Hazards**

#### Overland Flow Path





4000m2 to 3ha



3ha and above



Flood Plains



Flood Prone Areas



Flood Sensitive Areas



Coastal Inundation



Sea Spray



Volcanic Cones

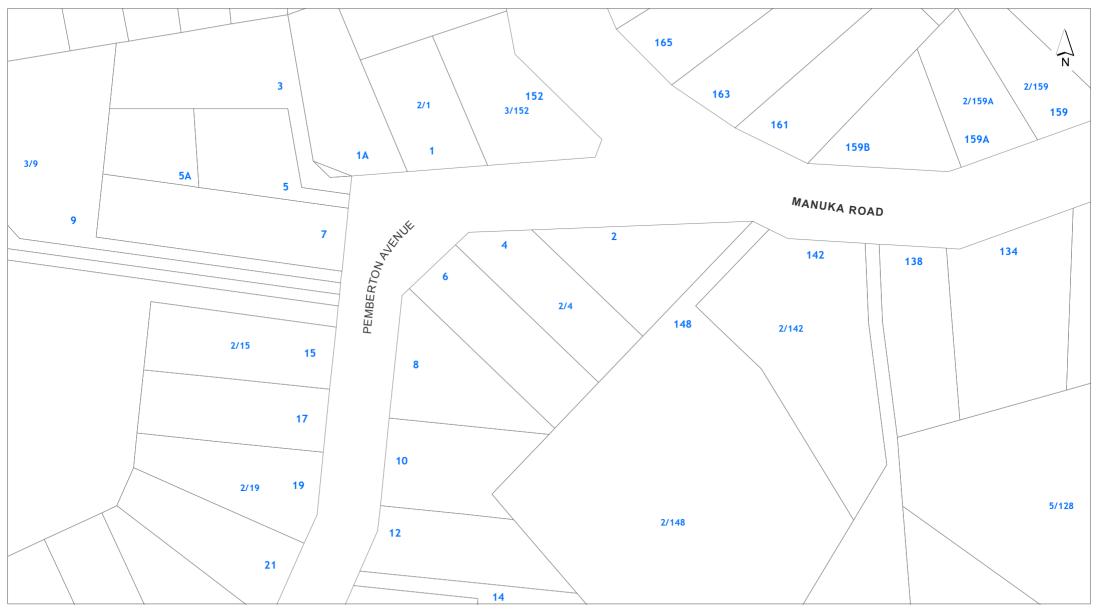
### Other

#### **Cultural Heritage Index**

- Archaeological Site
- Havward and Diamond
- Historic Botanical Site
- Historic Structure
- Maori Heritage Area
- Maritime Site
- Reported Historic Site

The information Council holds in relation to Special Land Features differs based on the area a property is located in. Those areas where information is held on a Special Land Feature is denoted in the legend above.

Legend updated: 5/05/2017



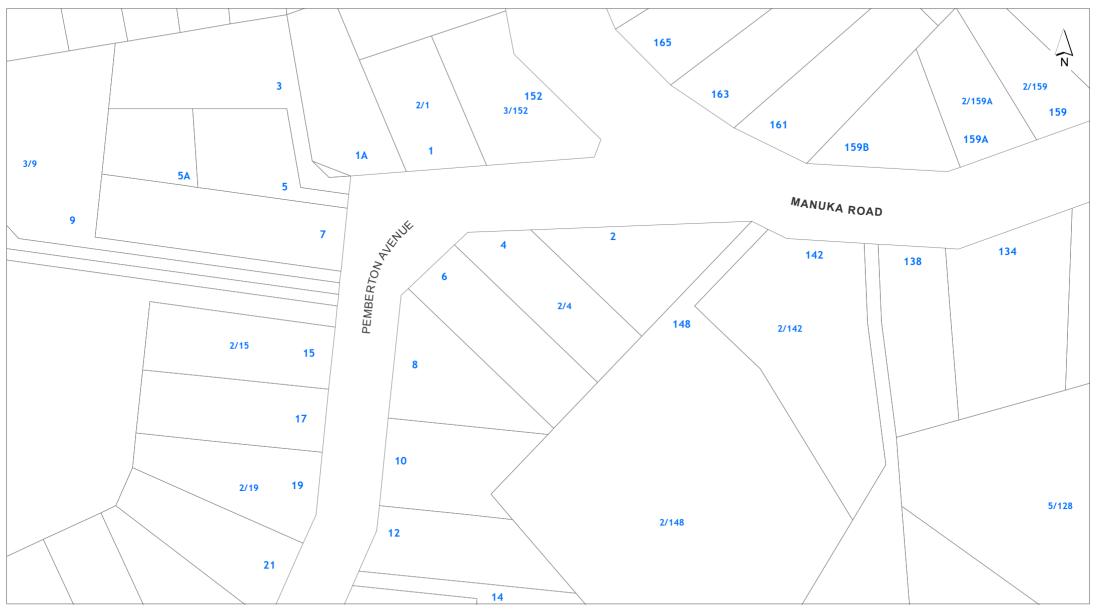
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**Built Environment** 

1/4 Pemberton Avenue Bayview 0629







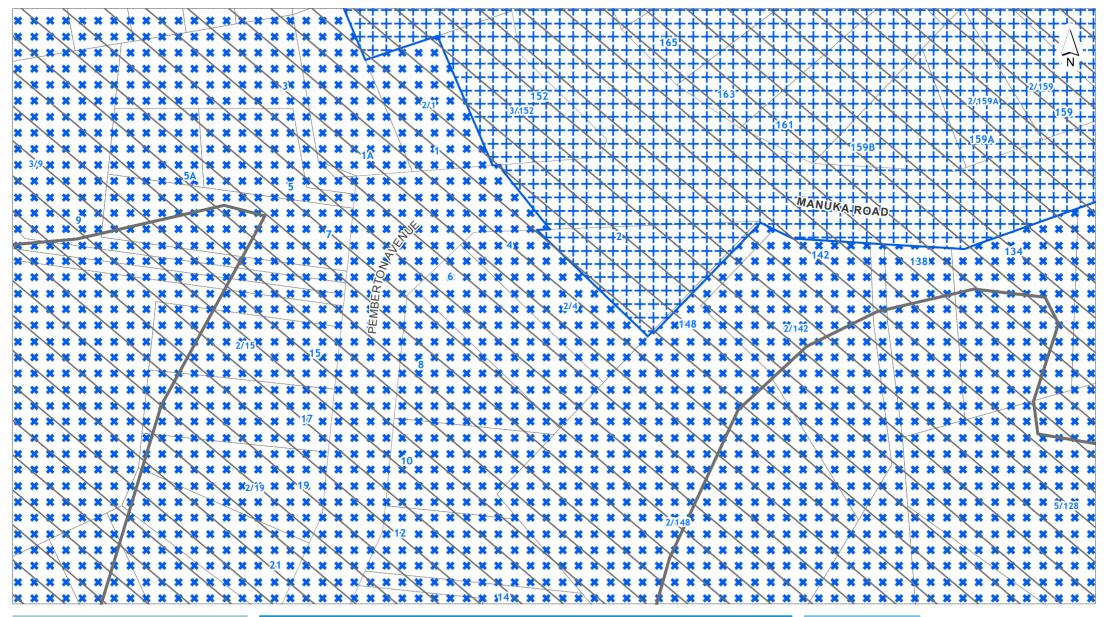
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**Built Heritage and Character** 

1/4 Pemberton Avenue Bayview 0629







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#### **Controls**

1/4 Pemberton Avenue Bayview 0629

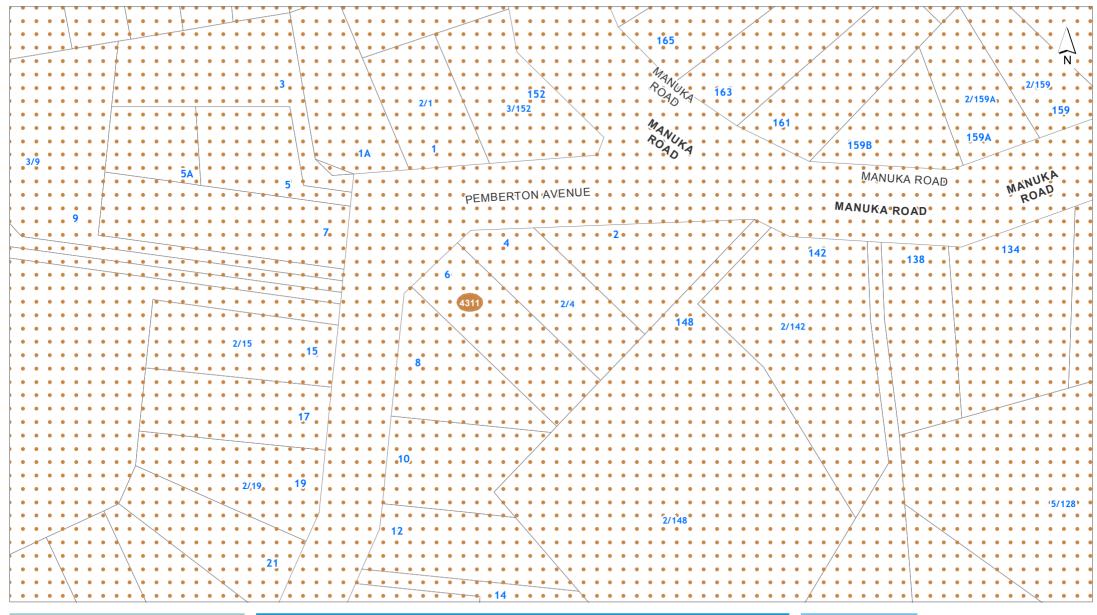
Flat 1 DP 71958 on Lot 2 DP 53708 1/2sh



Scale @ A4 = 1:1,000

**Date Printed:** 30/11/2017



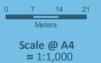


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Designations

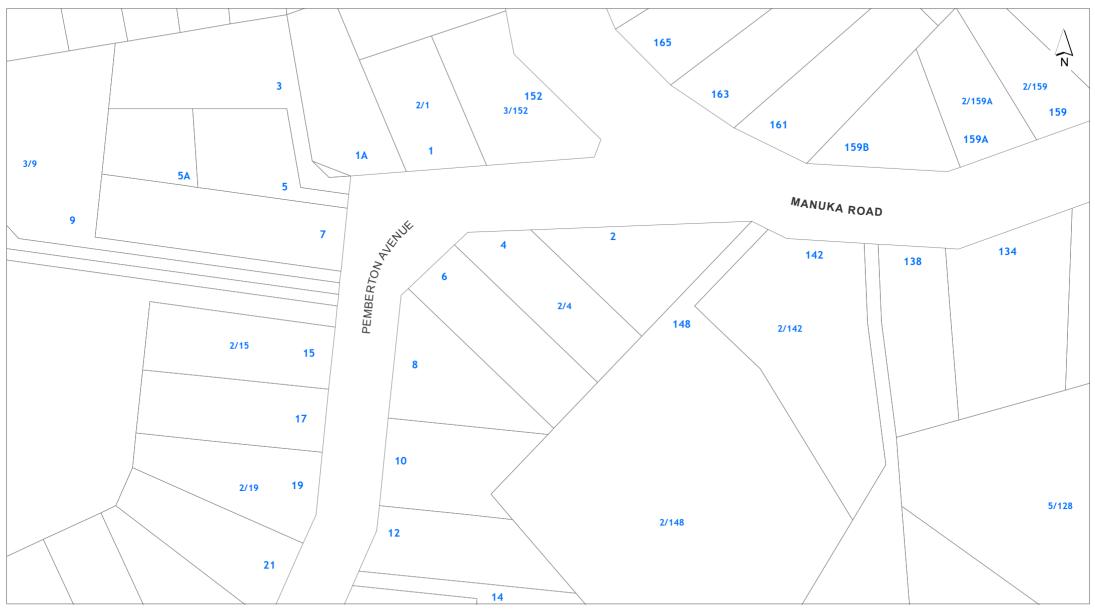
1/4 Pemberton Avenue Bayview 0629

Flat 1 DP 71958 on Lot 2 DP 53708 1/2sh



**Date Printed:** 30/11/2017





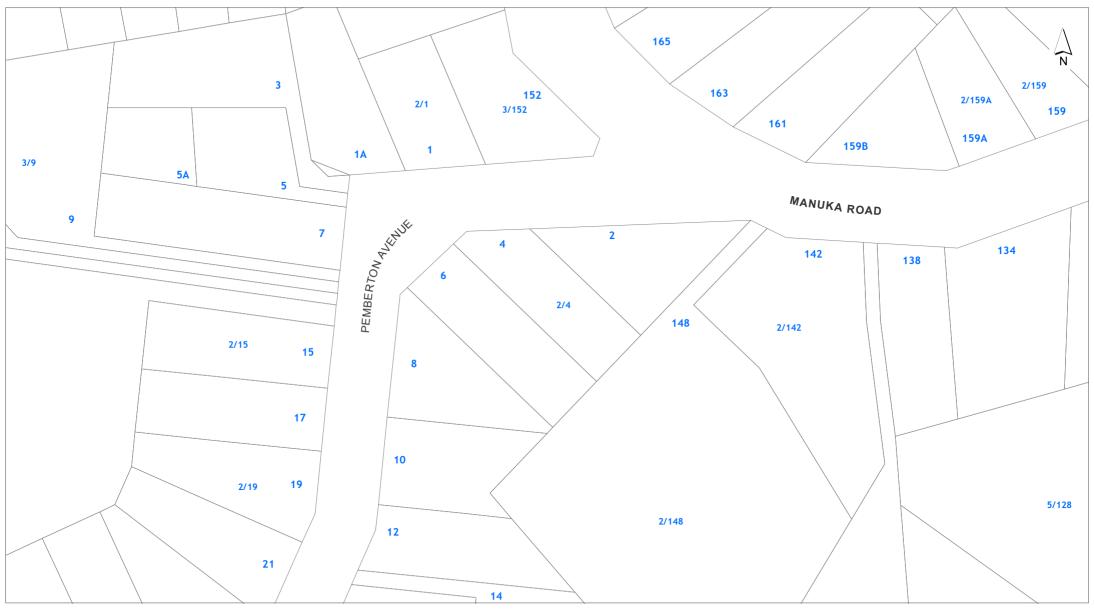
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Infrastructure

1/4 Pemberton Avenue Bayview 0629







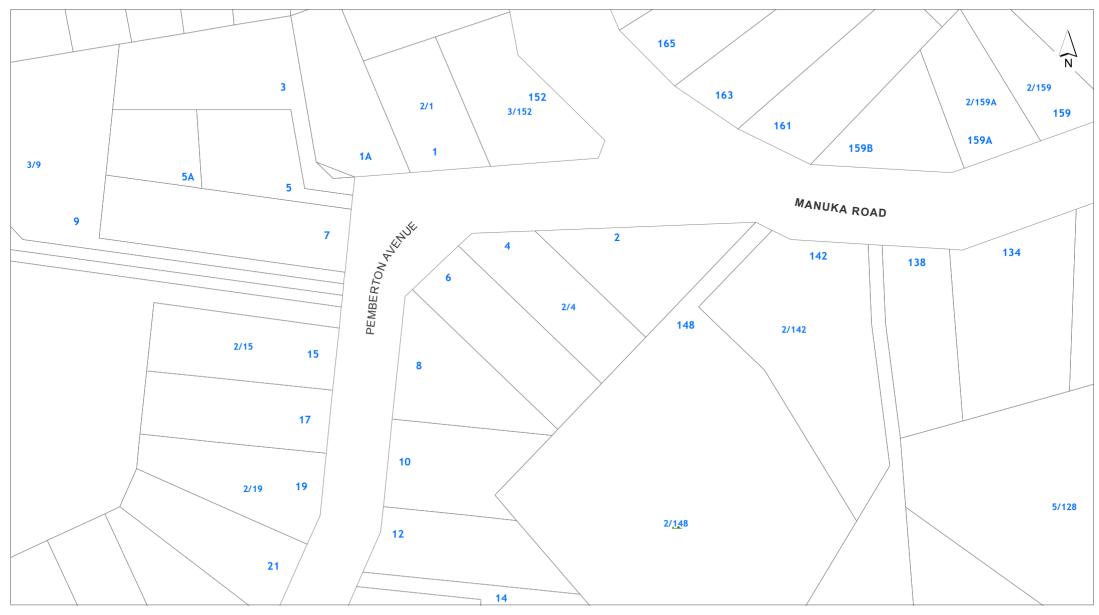
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Mana Whenua

1/4 Pemberton Avenue Bayview 0629







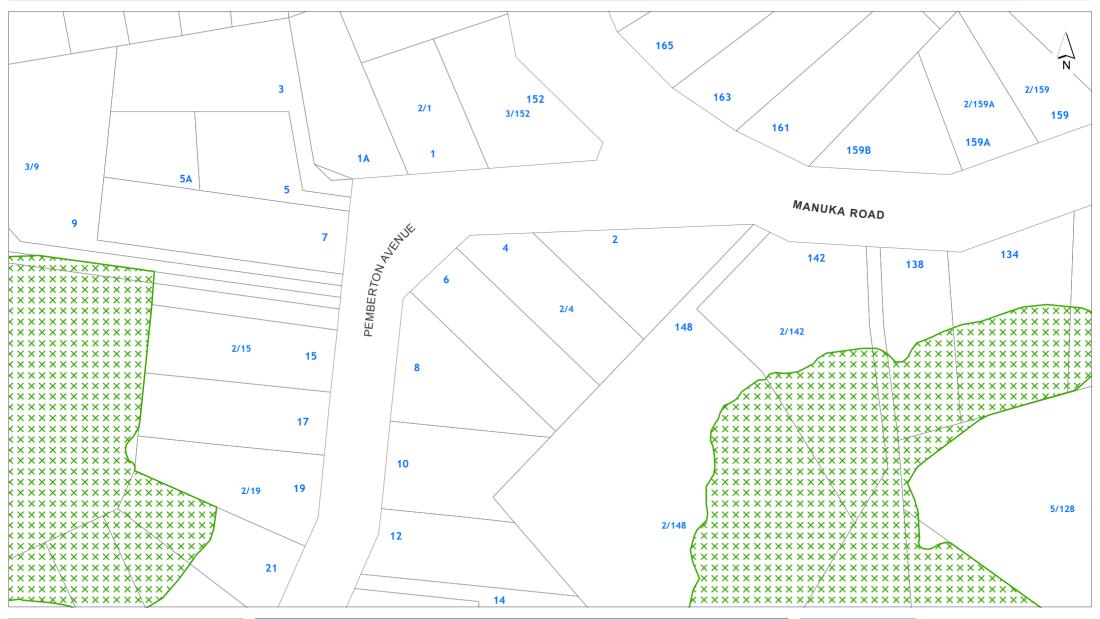
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Natural Heritage

1/4 Pemberton Avenue Bayview 0629







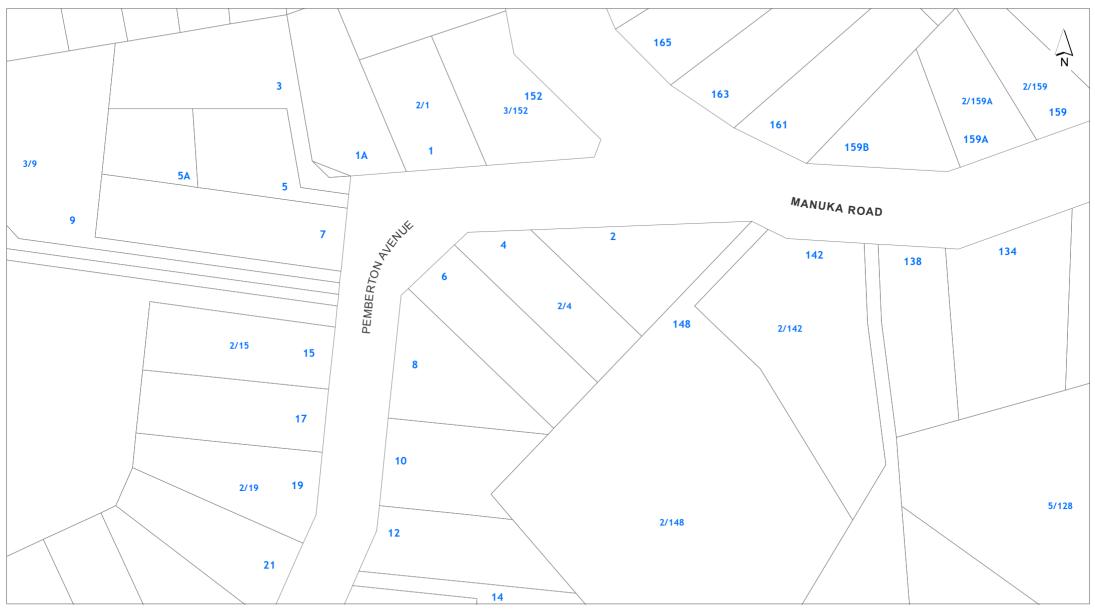
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**Natural Resources** 

1/4 Pemberton Avenue Bayview 0629







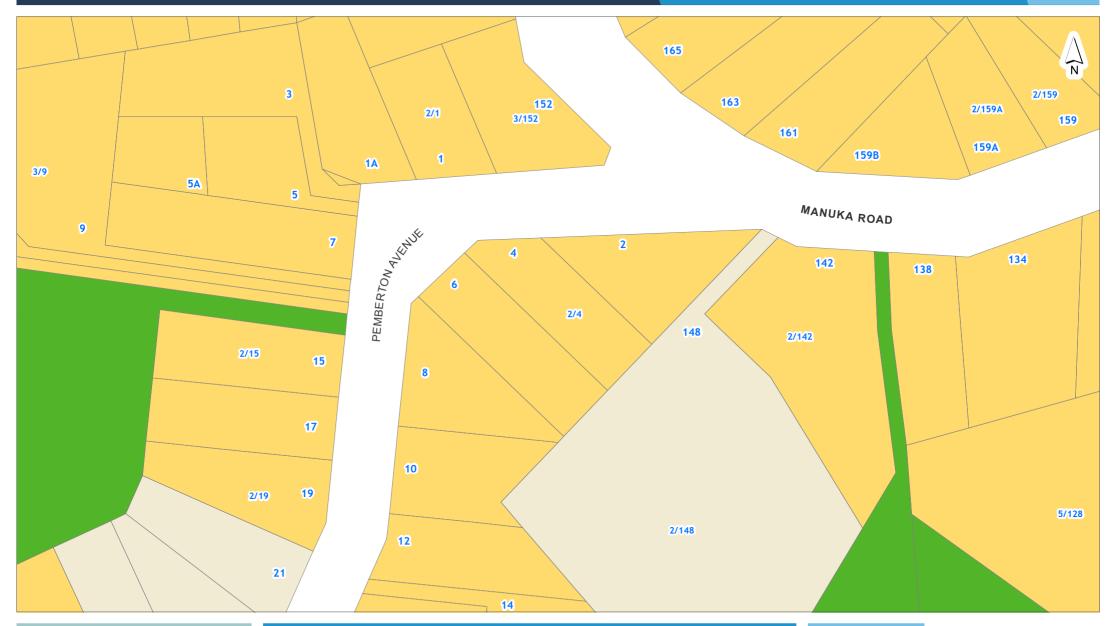
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**Precincts** 

1/4 Pemberton Avenue Bayview 0629





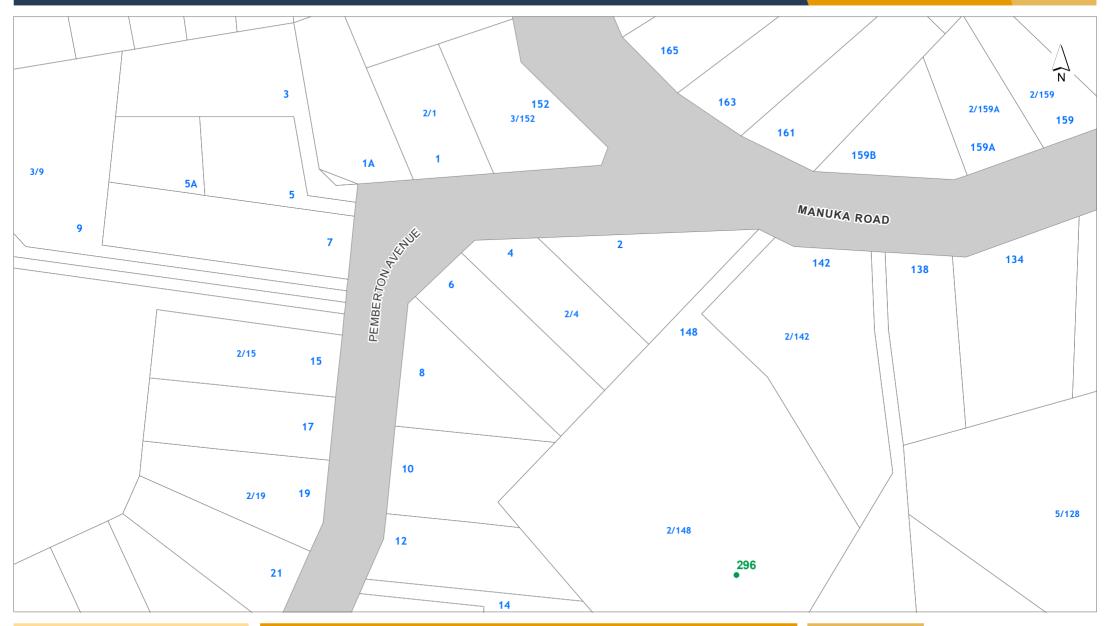


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Zones and Rural Urban Boundary
1/4 Pemberton Avenue Bayview 0629







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1/4 Pemberton Avenue Bayview 0629

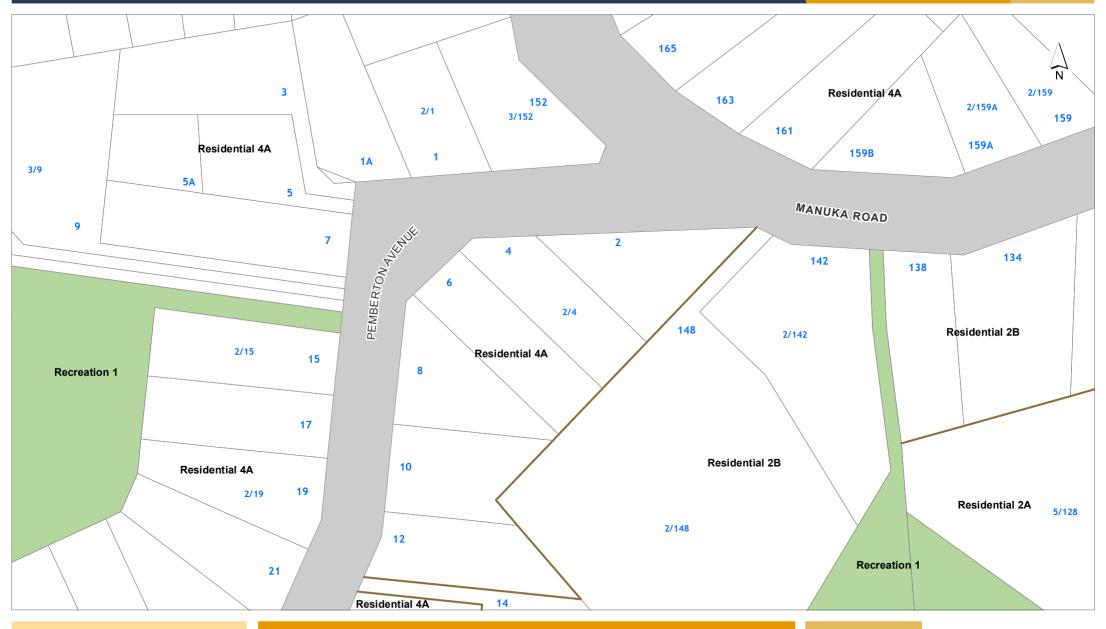




**North Shore City Zones** 

**District Plan Excerpt** 





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1/4 Pemberton Avenue Bayview 0629





### Zones



Recreation 1 - 4

Residential 1 - 8

Residential Expansion

Rural 1 - 4

Wharf

Special Height Restriction

Special Purpose 1 - 15

Zone Boundary

(Indicates the boundary between two different zones of the same type, or; where a zone does not follow a cadastral boundary)

### **General Overlays**

Building Line Restriction

1 Designation

Road, Service Lane, Accessway

Road to be Closed

---- Preferred Road

Dairy Flat Runway Approach

### **Natural Features**

#### Reserve / Open Space

\_\_\_\_\_ Stream

Stormwater Ponds
(location indicative)

Reserve / Open Space Linkages

Proposed Reserve

▲ Small Geological Site

Large Geological Site

## - SSWI) -

Site of Special Wildlife Interest



Significant Landscape Features



Coastal Conservation Area



Coastal Marine Area Boundary



Foreshore Yard (Measured from either; Mean High Water Spring or a surveyed reference line)

### Long Bay

—— Ridgeline Height Control

Long Bay Streams

Riparian Margin (Long Bay 6 Zone)

Service Utility (location indicative)

10m Vaughans Road Setback

Piripiri Point Protection
Area

Park Interface Protection
Area



Landscape Protection Area - Conservation



Landscape Protection Area - Enhancement



Landscape Protection Area - Restoration



Heritage Management Plan Area



Ecology / Stormwater Management Area



Stream Interface Management Area



Proposed Road or Service Lane

### Heritage

Archaeological Site



Notable Trees



Notable Grove of Trees

### Structure Plan Zones

Historic Building, Object or Place

A(A) - Area A: Environmental Protection (Albany)

A(G) - Area A: Environmental Protection (Greenhithe)

B(A) - Area B: Environmental Protection (Albany)

B(G) - Area B: Environmental Protection (Greenhithe)

C - Area C : Standard Residential (Albany & Greenhithe)

D - Area D : Standard Residential (Albany & Greenhithe)

MX - Area MX : Mixed Use Overlay Area (Albany & Greenhithe)

LB1A - Long Bay 1A (Large Lot Residential 2500m2)

LB1B - Long Bay 1B (Rural Residential 5000m2)

LB1C - Long Bay 1C (Piripiri Point Rural)

LB2 - Long Bay 2 (Suburban Neighbourhood)

LB3A/B - Long Bay 3A & 3B (Urban Neighbourhood)

LB4 - Long Bay 4 (Urban Village)

LB5A/B - Long Bay 5A & 5B (Village Centre)

LB7 - Long Bay 7 (Heritage Protection)

LB6 - Long Bay 6 (Stormwater Management)

Legend updated: 4/11/2016

This property may be affected by designations not shown on this map due to scaling or represented on this Legend. Please refer to the Auckland Council District Plan (North Shore Section)

Private bag 92300, Victoria Street Auckland 1142 09 301 0101 www.aucklandcouncil.govt.nz



### Auckland Unitary Plan Operative in part (15th November 2016) Property Summary Report

### Address

1/4 Pemberton Avenue Bayview 0629

### **Legal Description**

Flat 1 DP 71958 on Lot 2 DP 53708 1/2sh

### **Appeals**

### **Modifications**

### **Zones**

Residential - Mixed Housing Suburban Zone

### **Precinct**

### Controls

Controls: Macroinvertebrate Community Index - Urban

Controls: Stormwater Management Area Control - KAIPATIKI - Flow 1

### **Overlays**

### **Designations**

Designations: Airspace Restriction Designations - ID 4311 - Defence purposes - protection of approach and departure paths (Whenuapai Air Base) - Minister of Defence

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