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## LGOIMA

When releasing responses to previous LGOIMA requests, names and contact details of individual requestors will be withheld to protect their privacy.

Information requested by the media, lobby groups, public sector organisations and MPs will always be published, while information specific to an individual or their property will not generally be published.

<b>Request from:</b>	Private Individual
<b>Information requested:</b>	Approval of Allied Petrol Station in Franz Josef
<b>Response by:</b>	Simon Bastion, Chief Executive

26 October 2021

Private Individual

Via Email:

Dear Private Individual

**Official information request for the final approval of the Allied Petrol Station at 20 Franz Josef Highway**

I refer to your official information request dated 15 October 2021 for the final approval of the Allied Petrol Station at 20 Franz Josef Highway.

You have asked for the following information:

**1) For the approval document to put the petrol station in this location?**

**Please find enclosed decision document for Resource Consent 940073.**

**2) Who signed off on the approval?**

**The Planning Manager at the time.**

There is no charge in supplying this information to you.

**Council has adopted a Proactive Release Policy and accordingly may publish LGOIMA responses on the Council Website at <https://www.westlanddc.govt.nz/lgoima-responses>.**

The collection and use of personal information by the Westland District Council is regulated by the Privacy Act 2020. Westland District Council's Privacy Statement is available on our website [here](#)

If you wish to discuss this decision with us, please feel free to contact Mary-anne Bell, Senior Administration Officer at [LGOIMA@westlanddc.govt.nz](mailto:LGOIMA@westlanddc.govt.nz), 03 756 9091.

Sincerely,



**Simon Bastion** | Chief Executive

SB/MB

73/94

13 October, 1994

**REPORT OF COMMITTEE OF STAFF**

**RESOURCE CONSENT NUMBER 73/94: DISCRETIONARY LAND USE CONSENT:  
ESTABLISHMENT OF SERVICE STATION: GLACIER MOTORS LIMITED AT FRANZ  
JOSEF**

**APPLICANT:**

The applicant is Glacier Motors Limited who are the proposed purchasers of the land concerned.

**LOCATION:**

The land is located on the corner of Condon Street and State Highway 6 and is land described as Sections 15 and 16 held in Certificates of Title 2A/489 and 2B/491.

**PROPOSAL:**

The applicant seeks to develop the site on the corner of State Highway 6 and Condon Street as a Service Station.

**DISTRICT PLAN:**

The application is a discretionary activity land use consent as Service Stations have a discretionary status within the District Plan. The signage is discretionary as signs erected in the Service Zone must not be obtrusively visible from the rural zone.

The land is zoned Service 2. The Transitional District Plan policies recognise that Franz Josef needs to provide for community and commercial facilities which are compatible with residential uses and which are necessary to service the travelling public.

**STATUTORY FRAMEWORK:**

1. This application is for a discretionary activity and has not been notified.
2. Approvals have been received from persons likely to be affected who are:
  - a) Scenic Circle Corporation.



- b) M.G. Richards.
  - c) Department of Conservation.
  - d) Transit New Zealand.
  - e) Fern Grove Holdings Limited.
  - g) C.R. Brookes.
  - h) M. and O. Morris.
3. Sections 5, 6, 7, 104 and 105 of the Resource Management Act are relevant.
  4. The adverse environmental effects of the development are assessed as being minimal.

**EVALUATION:**

1. The proposed development is in accordance with the policies and objectives of the Transitional District Plan.
2. The signage will be visible from the rural area but is unlikely to impinge upon those amenities due to the surrounding village.
3. The applicants have negotiated with those persons likely to be affected, with the result that Condon Street will be widened for a distance of some 36 metres on the north side only.
4. Plans provided with the application demonstrate a tidy layout with nothing extraordinary to be established.
5. The plans also provide for no buildings other than a retaining wall, pump shed and LPG tank to be sited on the eastern boundary.
6. The application also provides for limiting of the workshop hours from 7.00 a.m. to 7.00 p.m.
7. The installation will need to comply with the relevant Dangerous Goods Legislation.
8. Why the District Plan treats the establishment of a Service Station as discretionary is not immediately clear and it is presumed that it is discretionary in relation to the suitability of the site. It is not anticipated that there is anything unsuitable about the proposed site.
9. The proposal complies with the height, bulk and location requirements of the District Plan.
10. There are sufficient parking spaces on site.

**DECISION:**

Pursuant to Section 105 of the Resource Management Act 1991 land use consent is granted to Glacier Motors Limited for the activity as hereunder described:



*The establishment of a Service Station on the corner of Condon Street and State Highway 6, Franz Josef (Sections 15 and 16 Town of Waiho Gorge, CT 2B/489 and CT 2B/491).*

The activity is to be undertaken generally in conformity with and described more fully in an application recorded as being received on the 7 October 1994

**CONDITIONS:**

1. Road widening as outlined on the amended plan dated 21 September 1994 is to be undertaken by the developer at the cost of the developer.
2. No buildings, other than the proposed 9000 litre LPG tank and adjacent block wall as shown on Royds Consulting Plan Number 55375/1B shall be erected within 7 metres of the eastern boundary.
3. Workshop hours shall be limited to 7.00 a.m. to 7.00 p.m. seven days per week.

**NOTE TO THE CONSENT:**

The Consent Holder is advised that this Consent is additional to approvals required under the jurisdiction of the Dangerous Goods Act 1974 and the Building Act 1991.

**REASON FOR DECISION:**

The proposal is not inconsistent with the amenities of the area and assists in providing a service to the travelling public and meeting the tourist demand at Franz Josef. The commercial nature of the undertaking is compatible with the Service Zoning and the overall development is not obtrusive, particularly as the development is not an additional Service Station but is the relocation of an existing Service Station.

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**J W Olson**  
**GENERAL MANAGER**

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**Richard Simpson**  
**MANAGER: PLANNING & REGULATORY**

RS/DM