

4. **VARIATION 79 – EXTENDING THE EXCEPTION FOR SITES CREATED PRIOR TO 8 MAY 1999**

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The purpose of this report is to recommend that the Council give its decision on Variation 79 to the proposed City Plan.

In May 2002 the Council initiated Variation 79 to the proposed Plan in order to correct certain anomalies that have arisen following the notification of decisions. These anomalies relate to exceptions to site density rules for residential units in Living Zones and exceptions to the minimum standards for subdivision.

The variation attracted three submissions, all of which have subsequently been withdrawn. It is now appropriate that the Council gives its decision on this variation pursuant to Clause 10(1) of the First Schedule to the Resource Management Act 1991. A copy of the variation is attached to this report.

Recommendation: That the Council adopt the amendments to the Proposed City Plan introduced by Variation 79, as attached to this report, for the reasons set out in the explanation to the variation.