

Submission no	Submitter	Support / in part / oppose	Plan section	Plan provision	Relief sought
51.01	KiwiRail (KRH)	Support	9. Definitions	Functional Need	Retain as proposed.
51.02	KRH	Support	9. Definitions	Maintenance (in relation to network utilities)	Retain as proposed.
51.03	KRH	Support	9. Definitions	Network Utility Operator	Retain as proposed.
51.04	KRH	Seek amendment	9. Definitions	Noise Sensitive Activity	Amend as follows:  Noise sensitive activity;  means residential units and minor residential units, boarding houses, co-housing developments, compact housing developments, retirement villages, visitor accommodation, papakāinga units and papakāinga housing developments, residential based visitor accommodation, managed care facilities and other buildings used for residential activities; <u>and</u> <u>educational activities;</u> <u>health care activities;</u> <u>indoor community activities including libraries and congregation spaces within any place of worship;</u> <u>Hospitals;</u> <u>Marae complex</u>
51.05	KRH	Support	9. Definitions	Operational Need	Retain as proposed.
51.06	KRH	Seek amendment	9. Definitions	Road approach visibility line	Amend as follows;  <del>Road approach visibility line</del> <u>Approach sightline</u>  means the minimum distance along the railway line(s) from the level crossing that either: a driver is able to see a train and stop before reaching the level crossing, or a driver continues at the approach speed and crosses the level crossing safely ahead of a previously unseen train or a train far enough away to be clearly not a collision threat.
51.07	KRH	Seek amendment	9. Definitions	Road approach visibility line	Amend by altering definition title to ' <u>approach sightline</u> '
51.08	KRH	Seek amendment	9. Definitions	Restart View Line	Amend definition for Restart line as follows;  <del>Restart view sightline</del> <u>Restart view sightline</u> means the minimum distance, along the railway line(s) from the driver's eye position in a vehicle at the stop line position of the closest railway line, required to allow the driver to start from a stopped position and clear the railway line before a train arrives.
51.09	KRH	Seek amendment	9. Definitions	Regionally Significant Infrastructure	Amend to update current reference to RPS maps showing regionally significant infrastructure.
51.10	KRH	Support	9. Definitions	Maintenance (in relation to network utilities)	Retain as proposed.
51.11	KRH	Support with amendment	9. Definitions	Reverse Sensitivity	Amend by adding a new definition of reverse sensitivity (modelled on the Waikato RPS) as follows:  <u>Is the vulnerability of a lawfully established activity to a new activity or land use. It arises when a lawfully established activity causes potential, actual or perceived adverse environmental effects on the new activity, to a point where the new activity may seek to restrict the development,</u>

					<u>upgrading, operation and maintenance, or require mitigation of the effects of, the existing activity.</u>
51.12	KRH	Seek amendment	9. Definitions	Transport Corridor	Amend as follows:  means the whole corridor ( <u>including railway corridors</u> ) that provides for carriageway, berms and any adjoining pedestrian footpaths, walkways and cycleways, landscaping and lighting, and includes road, and access segregation strips.
51.13	KRH	Seek amendment	16-Strategic direction, urban form and development	SD-08	Amend by adding new Objective as follows;  <u>SD-0'X'</u> <u>Manage land use activities to avoid, remedy or mitigate adverse effects, including reverse sensitivity effects, of subdivision, land use and development, on regionally significant infrastructure including transport corridors.</u>
51.14	KRH	Support	16. Strategic direction, urban form and development	SD-021	Retain as proposed.
51.15	KRH	Support	16. Strategic direction, urban form and development	SD-030	Retain as proposed.
51.16	KRH	Support	19. Network utilities	NU-P1	Retain as proposed.
51.17	KRH	Support	19. Network utilities	NU-P5	Retain as proposed.
51.18	KRH	Support	19. Network utilities	NU-P12	Retain as proposed.
51.19	KRH	Support	19. Network utilities	NU-P19	Retain as proposed.
51.20	KRH	Seek amendment	19. Network utilities	NU-R3	Amend NU-R3 as follows:  Operation, maintenance, <u>repair</u> , and removal of existing network utilities and existing ancillary access tracks.
51.21	KRH	Seek amendment	19. Network utilities	NU-R4	Amend table as follows:  Outstanding natural features, heritage buildings and structures, sites and areas of significance to Māori and significant archaeological sites <del>DIS</del> <u>RDIS</u> .
51.22	KRH	Support	19. Network utilities	NU-R12	Retain as proposed.
51.23	KRH	Seek amendment	19. Network utilities	NU-R13	Amend NU-R13 as follows:  RDIS New structures <del>on or</del> adjacent to a railway corridor or an indicative road
51.24	KRH	Support	19. Network utilities	NU-R17	Retain as proposed.
51.25	KRH	Support	20. Transport	TRAN-02	Retain as proposed.
51.26	KRH	Support	20. Transport	TRAN-05	Retain as proposed.
51.27	KRH	Support	20. Transport	TRAN-04	Retain as proposed.
51.28	KRH	Support	20. Transport	TRAN-P2(7)	Retain as proposed.
51.29	KRH	Support	20. Transport	TRAN-P3	Retain as proposed.
51.30	KRH	Support	20. Transport	TRAN-P7	Retain as proposed.
51.31	KRH	Support	20. Transport	TRAN-P10	Retain as proposed.
51.32	KRH	Seek Amendment	20. Transport	TRAN-R9	Amend as follows:  Activity Status: RDIS TRAN-R9. Erection of structures <del>on or</del> adjacent to a railway corridor or an indicative road
51.33	KRH	Seek amendment	20. Transport	TRAN-R10	Amend as follows:

					<p>TRAN-R10. Vehicle access obtained by crossing a railway line All zones, all precincts.</p> <p>Activity Status: RDIS Where:  The new vehicle access point from a site to a <u>road</u> transport corridor I obtained by crossing a railway line; or  There is an existing vehicle access point and the on-site activity changes in nature or intensity but remains compliant with the Integrated Transport Assessment (ITA) thresholds in TRAN – Table 3;</p>
51.34	KRH	Seek amendment	20. Transport	TRAN-R14	<p>Amend as follows:</p> <p><del>TRAN-R14 Rail level crossings</del>  <del>Rail vehicle crossing setbacks and sightlines</del></p> <p>New vehicle access points must be located a minimum of 30m from a railway level crossing, as measured from the closest rail track to the edge of the seal on the vehicle access point; and  For railway level crossings controlled by <del>stop signs</del> or give way signs, any structures, vegetation or other visual obstructions must not be located within the approach sightlines or restart sightline areas as shown in the shaded areas of Figure - TRAN 3 and Figure - TRAN 4.</p>
51.35	KRH	New	23. Natural hazards	New rule	<p><u>Amend to add new rule as follows; Applying to all Hazard overlays NH-RX</u>  <u>Existing Regionally Significant Infrastructure - maintenance, replacement and upgrading</u>  <u>Where: PER-1</u>  <u>The infrastructure is within 5m of the existing alignment or location; and</u></p> <p>-  <u>PER-2</u>  <u>The above ground footprint of the infrastructure is not increased by more than 10%;</u></p> <p><u>Activity status where compliance not achieved: Restricted Discretionary</u></p> <p>-  <u>Matters of discretion are restricted to:</u>  <u>any adverse effects arising from locating the regionally significant infrastructure in this location; and</u>  <u>any potential adverse effects of diverting or blocking overland flow path(s), including upstream and downstream flood risks; and</u>  <u>the effectiveness and potential adverse effects of any proposed mitigation measures; and</u>  <u>alternative locations for the regionally significant infrastructure; and</u>  <u>any positive effects of locating the regionally significant infrastructure at this location; and</u>  <u>the ability for the regionally significant infrastructure to be efficiently recovered after a hazard event; and</u>  <u>the operational need or functional need for the activity to be established in this location.</u></p>
51.36	KRH	Seek amendment	26. Ecosystems and indigenous biodiversity	ECO-P3	<p>Amend as follows:</p> <p>ECO-P3.  Provide for permitted activities and for the continued operation of lawfully established activities in and adjacent to significant natural areas by enabling the removal of indigenous vegetation for:  The relocation, maintenance or construction of fence lines for stock exclusion; and</p>

					Conservation activities; and Construction of permitted building platforms including services and access; and Maintenance of existing roads, <u>railways</u> , driveways, tracks and water intake/discharge structures; and
51.37	KRH	Support with amendment	27. Natural character	NATC-R5	Amend NATC R5 Exemptions as follows:  The following activities are exempt from the provisions of NATC – Table 1: Municipal water supply intake structures and buildings; and  Rural water supply intake structures; and Municipal wastewater discharge structures and buildings; and Structures, earthworks or vegetation clearance for flood management or protection purposes or drainage works where these are undertaken by the Waikato or Manawatū Whanganui Regional Councils, Waitomo District Council or on their behalf by an approved contractor; and The operation and maintenance of existing district roads, bridges, <u>railway corridors</u> and state highways;
51.38	KRH	Support	29. Subdivision	SUB-010	Retain as proposed.
51.39	KRH	Support	29. Subdivision	SUB-P3	Retain as proposed.
51.40	KRH	Support	33. Earthworks	EW-P1	Retain as proposed.
51.41	KRH	Support	37. Noise	NOISE-O3	Retain as proposed.
51.42	KRH	Support	37. Noise	NOISE-P2	Retain as proposed.
51.43	KRH	New	40. Temporary activities	New rule	Amend by adding a new rule as follows:  <u>TEMP-RX Temporary buildings and structures ancillary to construction work</u> <u>All zones</u>  <u>Activity status: Permitted Where:</u> <u>PER-1 The temporary building and/or structure is located on the same site as the associated construction work; and</u>  <u>PER-2 The maximum combined gross floor area of any temporary buildings and/or structures does not exceed 50m2 where the site is located within or adjoining a Residential zone; and</u>  <u>PER-3 The temporary building and/or structure is removed from the site upon completion of the associated construction work, or within 24 months from the date it was located on the site, whichever is sooner; and</u>  <u>PER-4 The temporary building and/or structure must comply with the height, height in relation to boundary, and setback requirements of the zone where the activity is located.</u>  <u>Note: The activity must comply with NOISE-R4</u>  <u>Activity status where compliance not achieved with PER-4: Restricted Discretionary</u>  <u>Matters of discretion are restricted to:</u>  <u>loss of outlook, shading, loss of privacy and loss of amenity; and location and design.</u> <u>Activity status where compliance not achieved with PER-1 or PER-2 or PER-3: RDIS</u>

51.44	KRH	Seek amendments	Zone rules	<p>Various zones including</p> <ul style="list-style-type: none"> <li>a. RESZ Residential zone</li> <li>b. GRUZ General Rural zone</li> <li>c. RPROZ Rural Production zone</li> <li>d. RLZ Rural Lifestyle zone</li> <li>e. SETZ Settlement Zone</li> <li>f. COMZ Commercial Zone</li> <li>g. MPZ Māori Purpose Zone</li> <li>h. INZ Industrial Zone</li> <li>i. OSZ Open Space Zone</li> </ul>	<p>Support the provisions in the zones listed, such as RLZ-25</p> <p>Noise insulation for noise sensitive activities, which establish the principle for managing noise effects on noise sensitive receivers adjacent to land transport corridors in the Proposed Plan zone rules; and</p> <p>Amend by adding a new rule to the zones listed a standard applying within 100 metres of the legal boundary of any railway corridor boundary as follows;</p> <p><u>Within 100m of a railway corridor boundary</u></p> <ol style="list-style-type: none"> <li>1. <u>Any habitable room in a new building used for a noise sensitive activity, or an alteration to an existing building that changes its use to a noise sensitive activity;</u> <ol style="list-style-type: none"> <li>a. <u>is designed, constructed and maintained to achieve indoor noise levels resulting from the railway not exceeding 35 dB LAeq(1h);</u> <u>or</u></li> <li>b. <u>is a single-storey framed residential building with habitable rooms designed, constructed and maintained in accordance with the construction schedule in Table XX - Minimum construction requirements for external building elements of habitable rooms to achieve an advanced level of acoustic insulation (see attached Appendix A).</u></li> </ol> </li> <li>2. <u>A report is submitted to the council demonstrating compliance with the above prior to the construction or alteration of any building containing an activity sensitive to noise.</u></li> </ol> <p><u>Note - Railway noise is assumed to be 70 dB LAeq(1 hour) at a distance of 12 metres from the track and must be deemed to reduce at a rate of 3 dB per doubling of distance up to 40 metres and 6 dB per doubling of distance beyond 40 metres.</u></p> <p><u>Matters over which discretion is restricted:</u></p> <ol style="list-style-type: none"> <li>1. <u>the extent to which building(s) containing activities sensitive to noise have been located and designed with particular regard to proximity to the rail corridor;</u></li> <li>2. <u>the extent of non-compliance with the noise standard and the effects of any non-compliance;</u></li> <li>3. <u>the extent to which topographical features or location of other buildings or structures will mitigate noise effects; and</u></li> <li>4. <u>Any noise management implications arising from technical advice from an acoustic rail noise expert and KiwiRail</u></li> </ol>
51.45	KRH	Seek amendment	37. Noise	<p>Various zones including</p> <ul style="list-style-type: none"> <li>a. RESZ Residential zone</li> <li>b. GRUZ General Rural zone</li> <li>c. RPROZ Rural Production zone</li> <li>d. RLZ Rural Lifestyle zone</li> </ul>	<p>Amend by inserting new standard as follows:</p> <p><u>NOISE-SX Indoor railway vibration</u></p> <ol style="list-style-type: none"> <li>1. <u>Any new buildings or alterations to existing buildings containing an activity sensitive to noise, closer than 60 metres from the boundary of a railway network;</u> <ol style="list-style-type: none"> <li>a. <u>is designed, constructed and maintained to achieve rail vibration levels not exceeding 0.3 mm/s vw,95 or</u></li> <li>b. <u>is a single storey framed residential building with:</u> <ol style="list-style-type: none"> <li>i. <u>a constant level floor slab on a full-surface vibration isolation bearing with natural frequency not exceeding 10 Hz, installed in accordance with the supplier's instructions and recommendations; and</u></li> <li>ii. <u>vibration isolation separating the sides of the floor slab from the ground; and</u></li> <li>iii. <u>no rigid connections between the building and the ground.</u></li> </ol> </li> </ol> </li> <li>2. <u>A report is submitted to the council demonstrating compliance with the above prior to the construction or alteration of any building containing an activity sensitive to vibration.</u></li> </ol>

				<ul style="list-style-type: none"> <li>e. SETZ Settlement Zone</li> <li>f. COMZ Commercial Zone</li> <li>g. MPZ Māori Purpose Zone</li> <li>h. INZ Industrial Zone</li> <li>i. OSZ Open Space Zone</li> </ul>	<p><u>Matters of discretion are restricted to:</u></p> <ol style="list-style-type: none"> <li>1. <u>Whether the activity sensitive to vibration could be located further from the railway network.</u></li> <li>2. <u>The extent to which the vibration criteria are achieved and the effects of any non-compliance.</u></li> <li>3. <u>The character of, and degree of, amenity provided by the existing environment and proposed activity.</u></li> <li>4. <u>The outcome of any consultation with KiwiRail.</u></li> </ol>
51.46	KRH	Seek Amendment	37. Noise	<p>NOISE-S4</p> <p>Various zones including</p> <ul style="list-style-type: none"> <li>a. RESZ Residential zone</li> <li>b. GRUZ General Rural zone</li> <li>c. RPROZ Rural Production zone</li> <li>d. RLZ Rural Lifestyle zone</li> <li>e. SETZ Settlement Zone</li> <li>f. COMZ Commercial Zone</li> <li>g. MPZ Māori Purpose Zone</li> <li>h. INZ Industrial Zone</li> <li>i. OSZ Open Space Zone</li> </ul>	<p>Amend each zone listed by adding new standard as follows:</p> <ol style="list-style-type: none"> <li>1. <u>The requirements of ('XXX' being the railway noise acoustic insulation standard wherever it appears in the Plan) must be achieved at the same time as the ventilation requirements of the New Zealand Building Code. An alternative means of ventilation must be provided within any habitable room unless an acoustic design certificate signed by a suitably qualified acoustic engineer is provided that states the design of any habitable room as proposed will comply with the acoustic insulation standard with windows open.</u></li> <li>2. <u>Ventilation systems where installed must:</u> <ol style="list-style-type: none"> <li>a. <u>provide cooling and heating that is controllable by the occupant and can maintain the inside temperature between 18°C and 25°C;</u></li> <li>b. <u>not generate more than 35 dB LAeq(30s) when measured 1 metre away from any grille or diffuser; and</u></li> <li>c. <u>provide an adjustable airflow rate of up to at least 6 air changes per hour.</u></li> </ol> </li> </ol>
51.47	KRH	Support	39. Signs	SIGN-02	Retain as proposed.
51.48	KRH	Seek amendment	39. Signs	SIGN-15	Amend SIGN R15 as follows;

					<ol style="list-style-type: none"> <li>1. Signs must not be located in or project over the railway corridor; and</li> <li>2. Signs must not be located in or project over a road, indicative road, vehicle access point, accessway, service lane or driveway; and</li> <li>3. Signs must not obstruct the line of sight of any road corner, bend, intersection, vehicle or rail crossing; and</li> <li>4. Signs must not be placed within 20 m of a road intersection; and</li> <li>5. Signs must not obstruct, obscure or impair the view of any traffic or railway sign or signal; and</li> <li>6. Signs must not have flashing or revolving lights or lasers and must not be shaped or use images or colours that could be mistaken for a traffic control device in colour, shape or appearance</li> </ol>
51.49	KRH	Seek amendment	Multiple	<p>All zones adjacent to rail corridor including:</p> <ol style="list-style-type: none"> <li>a. RESZ Residential zone</li> <li>b. GRUZ General Rural zone</li> <li>c. RPROZ Rural Production zone</li> <li>d. RLZ Rural Lifestyle zone</li> <li>e. SETZ Settlement Zone</li> <li>f. COMZ Commercial Zone</li> <li>g. MPZ Māori Purpose Zone</li> <li>h. INZ Industrial Zone</li> <li>i. NOSZ Natural Open Space Zone</li> <li>j. OSZ Open Space Zone</li> </ol>	<p>Amend to add a new performance standard as follows:</p> <p><u>Minimum setback from railway corridor boundaries</u> Where:</p> <p><u>No building or structure may be located within 5m of any site boundary with the rail corridor.</u></p> <p><u>Activity status when compliance not achieved: RDIS</u></p> <p><u>New rule:</u> <u>Buildings or structures not meeting Rule XXX-RX Activity Status Restricted Discretionary</u> <u>Where:</u> <u>The building or structure is setback less than 5m from the rail corridor boundary.</u></p> <p>Where the activity is RDIS, the matters over which discretion is restricted are:</p> <ol style="list-style-type: none"> <li>a. <u>The size, nature and location of the structure on the site; and</u></li> <li>b. <u>The extent to which the safety and efficiency of current and future rail operations will be adversely affected; and</u></li> <li>c. <u>Whether the structure would compromise the design, construction or functioning of the future transport system; and</u></li> <li>d. <u>Whether any land use activities enabled or established by the structure would be incompatible with rail operations or the transport system or create reverse sensitivity issues; and</u></li> <li>e. <u>The outcome of consultation with KiwiRail.</u></li> </ol>
51.50	KRH	Support	55. Designation	KRH KiwiRail Holdings Limited	Retain as proposed.
51.51	KRH	Support with amendment	SCHED6 Significant natural areas		That the Proposed District Plan Maps are Amended to remove the Significant Natural Area overlay from KiwiRail's corridor designations (as listed under "KR 01 in the Designations schedule).

51.52	KRH	Support	55. Designation	KRH KiwiRail Holdings Limited	Retain as notified. all KiwiRail designations as notified under 'KiwiRail Holdings Limited' and in the Planning maps.
51.53	KiwiRail Holdings Limited	Oppose	55. Designations	WDC51	Remove WDC 51.
52.01	Grant Lennox	Oppose	Not specified	Not specified	Proposed rules are too restrictive.
53.01	Department of Conservation (DOC)	Support	9. Definitions	All definitions	Retain as notified, except where specific changes are requested below.
53.02	DOC	New definition	9. Definition	New Definition – Effects Management Hierarchy	<p>I seek the following or relief to like effect</p> <p>Insert a new definition of 'Effects Management Hierarchy' which is generally consistent with the draft National Policy Statement for Indigenous Biodiversity (NPS-IB).  <u>The effects management hierarchy is an approach to managing the adverse effects of an activity. It requires that:</u></p> <ul style="list-style-type: none"> <li>(a) <u>adverse effects are avoided where practicable; and</u></li> <li>(b) <u>where adverse effects cannot be demonstrably avoided, they are minimised where practicable; and</u></li> <li>(c) <u>where adverse effects cannot be demonstrably minimised, they are remedied where practicable; and</u></li> <li>(d) <u>where more than minor residual adverse effects cannot be demonstrably avoided, minimised, or remedied, biodiversity offsetting is provided where possible; and</u></li> <li>(e) <u>where biodiversity offsetting of more than minor residual adverse effects is not demonstrably possible, biodiversity compensation is provided; and</u></li> <li>(f) <u>if biodiversity compensation is not appropriate, the activity itself is avoided.</u></li> </ul>
53.03	DOC	Oppose	9. Definitions	Definition of Biodiversity offsets	<p>Delete the notified definition and insert the following or words to the like effect:</p> <p><b><u>biodiversity offset</u></b> means a measurable conservation outcome that <u>complies with the framework in Appendix 4 and results from actions that:</u></p> <ul style="list-style-type: none"> <li>(a) <u>redress any more than minor residual adverse effects on indigenous biodiversity after all appropriate avoidance, minimisation, and remediation measures have been sequentially applied; and</u></li> <li>(b) <u>achieve a measurable net gain in type, amount, and condition (structure and quality) of indigenous biodiversity compared to that lost.</u></li> </ul>
53.04	DOC	Support in part	9. Definitions	Definition of Conservation activities	<p>Amend the definition as follows:</p> <p>Means any activity that involves the preservation and protection of indigenous habitat, flora and fauna that fundamentally benefits indigenous biodiversity and safeguards it for future generations. For the avoidance of doubt, the following activities are conservation activities:</p> <ul style="list-style-type: none"> <li>(a) Conservation planting.</li> <li>(b) The restoration of wetlands and the margins of water bodies.</li> <li>(c) Stock exclusion.</li> <li>(d) Research and monitoring.</li> <li>(e) The establishment, maintenance or upgrading of public walking/cycle tracks.</li> </ul>



					<p>(f) Interpretive signs and directional signs.</p> <p>(g) Any Department of Conservation or Fish and Game New Zealand structure or building for visitor purposes or staff accommodation on public conservation land.</p> <p>(h) Underground structures on Crown land.</p> <p>(i) Ecosystem protection, rehabilitation or restoration works including removing plant pests as identified in the Waikato Regional Pest Management Plan and riparian fencing, including crossings and their approaches that are consented, permitted or otherwise authorised by Waikato Regional Council.</p> <p>(j) <u>Any use of aircraft by the Department of Conservation.</u></p>
53.05	DOC	Oppose	9. Definitions	Definition Environmental Compensation -	<p>Delete the notified definition and insert the following or words to like effect:</p> <p><b><u>Biodiversity compensation</u></b> means a conservation outcome that complies with the principles in Appendix 4 and results from actions that are intended to compensate for any more than minor residual adverse effects on indigenous biodiversity after all appropriate avoidance, minimisation, remediation, and biodiversity offset measures have been sequentially applied.</p>
53.06	DOC	New definition	9. Definitions	New Definition – Bat Protection Area	<p>Insert Bat Protection Areas as follows or with relief to like effect:</p> <p><u>Areas of significant habitat that provide the resources and conditions needed for long and/or short tailed bats to remain present, and will include, but may not be limited to areas that provide for breeding, roosting, foraging and commuting.</u></p>
53.07	DOC	New definition	9. Definitions	New Definition – Light Sensitive Area	<p>Insert the following definition or relief to like effect</p> <p><u>Light Sensitive Area:</u></p> <p><u>Includes land in the following areas:</u></p> <ol style="list-style-type: none"> <li><u>Significant Areas Overlay</u></li> <li><u>Outstanding Natural Landscapes Overlay</u></li> <li><u>the Natural Open Space Zone.</u></li> <li><u>Bat Protection Areas Overlay</u></li> </ol>
53.08	DOC	New definition	9. Definitions	New Definition – Risk	<p>Insert a new definition for risk consistent with the definition of risk in the New Zealand Coastal Policy Statement.</p>
53.09	DOC	Oppose in part	9. Definitions	Definition of Farm quarrying	<p>Amend as follows or with wording to like effect:</p> <p>Means an activity where sand or rock is extracted primarily for use on the source land holding and the material extracted must not exceed 1000 m<sup>3</sup> per holding per calendar year.</p> <p><u>It does not include earthworks, indigenous vegetation or habitat of indigenous fauna disturbance or the use of land and accessory buildings for offices, workshops and car parking area. See also forestry quarrying, quarrying activities and quarry.</u></p>
53.10	DOC	Oppose in part	9. Definitions	Definition of forestry quarry	<p>Amend as follows or with wording to like effect:</p> <p>Has the same meaning as Resource Management (National Environmental Standards for Plantation Forestry) Regulations 2017 (as set out below):</p> <p>(a) means the extraction of rock, sand, or gravel for the formation of forestry roads and construction of other plantation forestry</p>

					infrastructure, including landings, river crossing approaches, abutments, and forestry tracks,— (i) within a plantation forest; or (ii) required for the operation of a plantation forest on adjacent land owned or managed by the owner of the plantation forest; and (b) includes the extraction of alluvial gravels outside the bed of a river, extraction of minerals from borrow pits, and the processing and stockpiling of material at the forest quarry site; but (c) does not include <u>indigenous vegetation or habitat of indigenous fauna disturbance</u> earthworks, mechanical land preparation, or gravel extraction from the bed of a river, lake, or other water body
53.11	DOC	New definition	9. Definitions	New Definition: Significant Natural Area	Insert the following definition or relief to like effect:  <u>Means:</u>  (a) <u>identified areas of significant indigenous vegetation and significant habitats of indigenous fauna, as set out in SCHED 6 and shown on the Planning Maps; or</u> (b) <u>areas that have been assessed as an area of significant indigenous vegetation or significant habitat of indigenous fauna in accordance with the criteria set out in WRPS APP5</u>
53.12	DOC	Oppose in part	9. Definitions	Definition of quarry	Amend as follows or with wording to like effect:  means a location or area used for the permanent removal and extraction of aggregates (clay, silt, rock or sand). It includes the area of aggregate resource and surrounding <b>land</b> associated with the operation of a quarry and which is used for <b>quarrying activities</b> . <u>It does not include earthworks, indigenous vegetation or habitat of indigenous fauna disturbance or the use of land and accessory buildings for offices, workshops and car parking area.</u>
53.13	DOC	Oppose in part	17. Energy	ENGY-O4	I seek the following or relief to like effect: Provide for authorised activities in the rural production zone by:  1. Enabling the growth and expansion of such activities to meet the future demand of the district; and  <del>2.</del> Managing adverse environmental effects on the receiving environment <del>by or through</del> avoid, remedy, or mitigation measures through consistent application of the <del>as far as practicable effects management hierarchy.</del>
53.14	DOC	New	17. Energy	New Objective ENGY-Ox	I seek the following or relief to like effect:  <u>The adverse effects of renewable electricity generation activities are:</u> 1. <u>avoided on the identified characteristics and values of the sensitive environments the infrastructure is located within; and</u> 2. <u>managed by applying the effects management hierarchy to achieve the relevant objectives for the underlying zone in other areas.</u>
53.15	DOC	Support in part	17. Energy	ENGY-P5	I seek the following or relief to like effect:  Allow <u>renewable electricity generation and</u> activities associated with the investigation, identification and assessment of potential sites and energy sources for renewable electricity generation, however they must be avoided within: 1. An identified outstanding natural landscape or an outstanding natural feature; or 2. An area of outstanding natural character or high/very high natural character; or

					<ul style="list-style-type: none"> <li>3. The site or surroundings of a heritage building or structure; or</li> <li>4. A significant archaeological site; or</li> <li>5. A site or area of significance to Māori; or</li> <li>6. A significant natural area.</li> <li>7. <u>A bat protection area.</u></li> </ul>
53.16	DOC	Oppose in part	17. Energy	ENGY-P13	<p>I seek the following or relief to like effect:</p> <p>ENGY-P13. Within the rural production zone where the removal of indigenous vegetation in a significant natural area is <u>proposed unavoidable</u> to provide for: regionally significant infrastructure, adverse effects must be <u>managed by applying the effects management hierarchy.</u></p> <ul style="list-style-type: none"> <li>1. <u>If the effects management hierarchy has been sequentially applied and offsetting</u> adverse effects is the only practicable option, indigenous biodiversity values and ecological characteristics of the significant natural area will be <u>restored and enhanced maintained</u> by: <ul style="list-style-type: none"> <li>a. Providing a biodiversity offset that is consistent with the framework detailed in Appendix 4 Biodiversity Offsetting Framework: and</li> <li>b. Ensuring the biodiversity offset can achieve <u>a net gain or at minimum</u> no net loss of indigenous biodiversity values at a regional scale, preferably in the affected significant natural area, or where that is not practicable, in the ecological district in which the affected significant natural area is located.</li> </ul> </li> </ul>
53.17	DOC	Oppose in part	17. Energy	ENGY-R9	<p>I seek the following or relief to like effect:</p> <p>One wind turbine with a rated capacity up to and including 5kW per site, except for the industrial, general rural, rural production zones &amp; PREC3 where the maximum is two wind turbines with a rated capacity of up to and including 5kW each per holding.</p> <p><del>PER: Outstanding Natural landscapes</del></p> <p>DIS: Heritage buildings and structures, sites and areas of significance to Māori, significant archaeological sites, outstanding natural character, <u>significant natural areas, bat protection areas, outstanding natural landscapes.</u></p>
53.18	DOC	Oppose in part	17. Energy	ENGY-R11	<p>New renewable electricity generation activities including community scale renewable electricity activities not provided for elsewhere in Table 1</p> <p>NC: Outstanding natural landscapes, outstanding natural features, heritage buildings and structures, sites or areas, <u>significant natural areas (local, regional, national or international significance)</u> or, as preferred by the D-G, delete differing significance hierarchy and <i>apply the standard significance test in accordance with WRPS APP5.</i></p> <p>DIS: Karst overlay, landscapes of high amenity value, <del>significant natural areas (local significance)</del>, coastal environment.</p>
53.19	DOC	Oppose in part	19. Network Utilities	Indigenous Vegetation NU-P8	<p>I seek the following or relief to like effect:</p> <p>Indigenous vegetation NU-P8. <del>Enable the effects of clearance of</del> Indigenous vegetation <u>clearance</u> outside of overlays, scheduled sites and features, cave entrances and</p>

					sinkholes, coastal and water body margins <u>is managed by applying the effects management hierarchy.</u>
53.20	DOC	Oppose	19. Network Utilities	NU-P11	I seek the following or relief to like effect:  Delete: <del>NU-P11</del> Ensure consideration of the values, qualities and characteristics of overlays, scheduled sites and features when proposing new infrastructure or undertaking significant upgrades to existing infrastructure
53.21	DOC	Oppose in part	19. Network Utilities	NU-P12	I seek the following or relief to like effect:  <del>Provide for</del> <u>Avoid the adverse effects of</u> regionally significant infrastructure within overlays, scheduled sites and features <del>where</del> <u>unless:</u> <ol style="list-style-type: none"> <li>1. There is a demonstrated functional or operational need for the infrastructure to be located within the overlay, scheduled site or feature; and</li> <li>2. It is demonstrated through an options assessment that locating within the overlay, scheduled site or feature is the best practicable option, having particular regard to the <del>financial implications</del>, social, cultural and environmental effects of the preferred option, compared to alternative options; and</li> <li>3. <u>It is managed by applying the effects management hierarchy.</u></li> </ol>
53.22	DOC	Support in part	19. Network Utilities	NU-P21	I seek the following or relief to like effect:  Provide for the upgrading of the national grid by: <ol style="list-style-type: none"> <li>1. <del>Seeking to avoid</del> <u>Avoiding</u> adverse effects on areas identified in SCHED1 - heritage buildings and structures, SCHED2 - significant archaeological sites, SCHED3 and SCHED 4 - sites of significance to Māori, SCHED6 - significant natural areas, and SCHED8 - outstanding natural features; <u>and SCHEDx bat protection area; and SCHEDx light sensitive areas.</u></li> <li>2. When considering major upgrades, have regard to the extent to which adverse effects have been avoided, remedied or mitigated by the route, site and method selection; and</li> <li>3. Recognising the constraints arising from the operational needs and functional needs of the national grid, when considering measures to avoid, remedy or mitigate any adverse effects; and</li> <li>4. Recognising the potential benefits of upgrades to the national grid to people and communities; and</li> <li>5. Where appropriate, substantial upgrades should be used as an opportunity to reduce existing effects of the national grid.</li> </ol>
53.23	DOC	Oppose in part	19. Network Utilities	NU-P22	I seek the following or relief to like effect: <ol style="list-style-type: none"> <li>1. In urban zoned areas, development should minimise adverse effects on urban amenity and should avoid material adverse effects on the commercial zone, areas of high recreational or amenity value and existing sensitive activities; and</li> <li>2. <del>Seek to avoid</del> <u>Avoid</u> the adverse effects of the national grid within overlays, scheduled sites and features; and</li> <li>3. Where the national grid has a functional need or operational need to locate within the coastal environment, manage adverse effects by:  (i) <del>Seeking to avoid</del> <u>Avoiding</u> adverse effects on areas identified in SCHED6 - significant natural areas, SCHED7 - outstanding natural landscapes, SCHED8 - outstanding natural features, and SCHED10 - areas of outstanding natural character; <u>and SCHEDx bat protection areas; SCHEDx light sensitive areas; and any indigenous biodiversity values</u></li> </ol>

					<p>that meet the criteria in Policy 11(a) of the NZCPS 2010; and</p> <p>(ii) Where it is not practicable to avoid adverse effects on the values of the areas identified in SCHED6 - significant natural areas, SCHED7 - outstanding natural landscapes, SCHED8 - outstanding natural features, and SCHED10 - areas of outstanding natural character because of the functional needs or operational needs of the national grid, remedy or mitigate adverse effects on those values; and</p> <p>(iii) <del>Seeking to avoid</del> significant adverse effects on:</p> <p>i. SCHED11 - areas of high/very high natural character, SCHED9 - landscapes of high amenity value and SCHED12 - karst overlay; and</p> <p>ii. SCHED1 - heritage buildings and structures, SCHED2 - significant archaeological sites, SCHED3 and SCHED 4 - sites of significance to Māori; and</p> <p>iii. indigenous biodiversity values that meet the criteria in Policy 11(b) of the NZCPS 2010; and</p> <p>iv. Avoiding, remedying or mitigating other adverse effects to the extent practicable; and</p> <p>4. When considering the adverse effects in respect of NU-P22.1 - NU-P22.3 above;</p> <p>(i) Have regard to the extent to which adverse effects have been avoided, remedied or mitigated by the route, site and method selection and techniques and measures proposed; and</p> <p>(ii) Consider the constraints arising from the operational needs and or functional needs of the national grid, when considering measures to avoid, remedy or mitigate any adverse effects.</p> <p><del>5. Other than policies relating to the coastal environment, in the event of any conflict with any other policies within the plan, NUP20, NU-P21 and NU-P22 take precedence.</del></p>
53.24	DOC	Support with amendment	19. Network Utilities	NU-R4, NU-R12, NU-R15, NU-R16, NU-R20, NU-R23, NU-R37 Matters of discretion	<p>I seek the following words or relief to like effect</p> <p>Extend the matters of discretion for RDIS activities under rules NU-R4, NU-R12, NU-R15, NU-R16, NU-R20, NU-R23, NU-R37 to:</p> <p><u>Any adverse effects on indigenous vegetation and habitats of indigenous fauna and proposed mitigation measures and the extent to which any adverse effect can be avoided, remedied or mitigated by applying the effects management hierarchy.</u></p>
53.25	DOC	Oppose in part	19. Network Utilities	NU-R20	<p>I seek the following or relief to like effect:</p> <p>NU-R20 New substations, ground mounted transformers, compressor/scrapper stations, gas regulation valves and/or take off stations and ancillary energy storage batteries</p> <p><del>RDIS-DIS:</del> <i>Significant natural areas</i></p>
53.26	DOC	Oppose in part	19. Network Utilities	NU-R37	<p>I seek the following or relief to like effect:</p> <p>NU-37 Removal of indigenous vegetation PER activities must (except for SNA):</p> <p><del>Note: There are no rules in this plan that control the removal of exotic vegetation other than in relation to plantation forestry. PER: Significant Natural Area</del></p> <p>PER activities in an SNA must:</p> <p>2. Not exceed <del>50m<sup>2</sup></del> <u>150</u> per holding, per calendar year <del>or 250m<sup>2</sup></del> of clearance per holding <u>in any five-year period</u> AND</p> <p>3. Be required by statute or regulations, including the Electricity (Hazards from Trees) Regulations 2003 and the Telecommunications Act 2001; or</p>

					4. Be undertaken because indigenous vegetation is threatening or damaging a network utility; or 5. Be for maintenance purposes on or within 2 m of existing roads, driveways, tracks, fences or water intake/discharge structures. PER activities in SNA that do not comply are DIS activities
53.27	DOC	Oppose	19. Network Utilities	NU-R52	Delete NU-R52  Any other similar, alternative, additional, or consequential relief which will address the matters position and reasoning.
53.28	DOC	Amend	26. Ecosystems and indigenous biodiversity	ECO-01 ECO-04	Replace ECO-01 and ECO-04 with the following or words to like effect:  <u>There is a net increase in indigenous biodiversity throughout the District, comprising:</u> 1. <u>Protected and restored SNAs, identified in SCHED6; and</u> 2. <u>Other areas of indigenous biodiversity that are maintained and enhanced, and</u> 3. <u>The restoration and enhancement of areas of indigenous biodiversity is encouraged and supported.</u>
53.29	DOC	Oppose in part	26. Ecosystems and indigenous biodiversity	ECO-P1	Recognise and protect the values, characteristics or extent of significant natural areas identified in SCHED6 by <u>applying the effects management hierarchy:</u> 1. Avoiding loss or degradation in preference to remediation or mitigation; and 2. Remedying or mitigating any unavoidable adverse effects; and 3. Where any adverse effects cannot be avoided, remedied or mitigated in accordance with ECO-P1.1 and P1.2, significant residual adverse effects are offset to achieve <del>no net loss</del> and preferably a net gain; and 4. Where remediation, mitigation or offsetting are required, as a first priority it relates to the indigenous biodiversity that has been lost or degraded. <u>5. Where biodiversity offsetting or compensation is required it is in accordance with APP4.</u>
53.30	DOC	New	26. Ecosystems and indigenous biodiversity	New	Insert the following or words to like effect: <u>ECO-Px</u> <u>Identify Significant Natural Areas by:</u> 1. <u>assessing and continuing to identify new areas of indigenous vegetation and habitats of indigenous fauna according to the criteria set out in WRPS APP5-Criteria for Identifying Significant Natural Areas; and</u> 2. <u>including Significant Natural Areas on the Planning Maps and in SCHED7 – Schedule of Significant Natural Areas.</u>
53.31	DOC	New	26. Ecosystems and indigenous biodiversity	New	Insert the following or words to like effect:  <u>Protect and restore SNAs and those other areas that meet the criteria set out in WRPS APP5 by:</u>  1. <u>avoiding adverse effects on SNAs including:</u> a. <u>loss of ecosystem representation and extent;</u> b. <u>disruption to sequences, mosaics, or ecosystems within an SNA;</u> c. <u>fragmentation of SNAs or the loss of buffers or connection to other important habitats or ecosystems;</u>

					<p>d. <u>a reduction in the function of the SNA as a buffer or connection to other important habitats or ecosystems;</u></p> <p>e. <u>a reduction in the population size or occupancy of Threatened, At Risk (Declining) species that use an SNA for any part of their life cycle.</u></p> <p>2. <u>avoiding the clearance of indigenous vegetation and earthworks within SNAs unless these activities:</u></p> <p>a. <u>can be undertaken in a way that protects identified ecological values; and</u></p> <p>b. <u>are for regionally significant infrastructure and it can be demonstrated that adverse effects are managed in accordance with the effects management hierarchy.</u></p> <p>3. <u>promoting the restoration and enhancement of significant indigenous vegetation and habitats; and</u></p> <p>4. <u>supporting and promoting the use of covenants, reserves, management plans and community initiatives.</u></p>
53.32	DOC	Oppose in part	26. Ecosystems and indigenous biodiversity	ECO-P2	<p>Recognise, protect, and enhance the ecological sustainability, indigenous biodiversity values and characteristics of significant natural areas by:</p> <p>1. Only allowing the removal of indigenous vegetation in sustainable quantities <del>within locally significant natural areas; and where the significance of the vegetation or habitat is not reduced.</del></p> <p><del>2. Only allowing the removal of indigenous vegetation in limited circumstances within internationally, nationally or regionally significant natural areas; and</del></p> <p>2. <u>Protecting the health and functioning of Significant Natural Areas by avoiding inappropriate land use practices, subdivision and development.</u></p> <p>3. <u>Avoiding indigenous vegetation clearance in locations that are of significance to mana whenua; and</u></p> <p>4. <u>Protecting the health and functioning of significant natural areas that are wetland or include part of a wetland, by avoiding inappropriate land use practices, subdivision and development.</u></p> <p>5. <u>Protect and enhance connectivity along and between significant natural areas and other areas of indigenous vegetation and habitat of indigenous fauna.</u></p>
53.33	DOC	New	26. Ecosystems and indigenous biodiversity	New	<p>Insert new Policy which addresses the maintenance and enhancement of indigenous vegetation and habitats of indigenous fauna that do not meet the significance criteria.</p> <p>Matters that should be set out in the policy are:</p> <ul style="list-style-type: none"> <li>- the ongoing assessment of the current state of indigenous biodiversity within the District;</li> <li>- not only limiting vegetation clearance within sensitive areas but also within areas of indigenous vegetation that contain threatened, at risk species, or species at the reach of their national or regional distribution limits in the District or are naturally uncommon ecosystems; and</li> <li>- providing support and enabling the use of non-regulatory mechanisms to maintain and enhance indigenous biodiversity.</li> </ul>

53.34	DOC	New policy	26. Ecosystems and indigenous biodiversity	New Policy ECO-Px Protection for bats	Insert a new policy with the following or words to like effect: <u>ECO- Px Protection for bats</u> Protect native bats by:  <ol style="list-style-type: none"> <li>1. <u>Identifying important habitat for native bats as a Bat Protection Area overlay on the Planning Maps; and</u></li> <li>2. <u>Protecting, the bats and their habitat within this overlay.</u></li> </ol>
53.35	DOC	Support in part	26. Ecosystems and indigenous biodiversity	ECO-P3	Amend with the following or with wording to like effect:  ECO-P3. Provide for permitted activities and for the continued operation of lawfully established activities in and adjacent to significant natural areas by enabling the removal of indigenous vegetation for:  <ol style="list-style-type: none"> <li>1. The relocation, maintenance or construction of fence lines for stock exclusion; and</li> <li>2. Conservation activities; and</li> <li>3. Construction of permitted building platforms including services and access; and</li> <li>4. Maintenance of existing roads, driveways, tracks and water intake/discharge structures; and</li> <li>5. Sustainable harvesting of indigenous vegetation and/or removal of manuka or kanuka where the indigenous biodiversity values; and ecological characteristics of the significant natural area are maintained or enhanced; and</li> <li>6. Limited indigenous vegetation removal to manage fire risk; and</li> <li>7. Limited indigenous vegetation removal for small scale renewable energy generation.</li> </ol> For all of these activities, the removal of indigenous vegetation is only enabled where: (i) The adverse effects on indigenous biodiversity values and connectivity are appropriately avoided, remedied or mitigated; and (ii) Any existing cleared areas on a site that are suitable to accommodate subdivision or new development are used in the first instance; and (iii) Any practicable alternative locations that would reduce the need for indigenous vegetation removal are used in the first instance; <del>and</del> <i>(iv) Consideration is given to the positive benefits of the activity in respect of people's health and wellbeing</i>
53.36	DOC	Oppose in part	26. Ecosystems and indigenous biodiversity	ECO-P4	Amend with the following or words to like effect:  <del>In limited circumstances, provide for the unavoidable removal of indigenous vegetation for larger scale Activities sequentially exhaust each step of the effects management hierarchy, any residual adverse effects on the indigenous biodiversity values and ecological characteristics of the significant natural area are offset in accordance with the framework in Appendix 4 Biodiversity Offsetting. only where the ensuing operations remedy or mitigate adverse effects in the first instance or if this is not practicable, offset residual adverse effects on the indigenous biodiversity values and ecological characteristics of the significant natural area by:</del> <ol style="list-style-type: none"> <li>1. <del>Providing a biodiversity offset that is consistent with the framework detailed in Appendix 4 Biodiversity Offsetting Framework; and</del></li> <li>2. <del>Ensuring the biodiversity offset is as close as practicable to the affected significant natural area and achieves no net loss of indigenous biodiversity at a regional scale.</del></li> </ol>



53.37	DOC	Support in part	26. Ecosystems and indigenous biodiversity	ECO-P5	<p>Amend with the following or words to like effect: Where the limited circumstances of unavoidable removal of indigenous vegetation, or habitats of indigenous fauna, or disturbance of wetland areas are being considered (including situations provided for in ECO-P4), regard must be given to the following matters:</p> <ol style="list-style-type: none"> <li>1. <del>Whether the area contains activity</del> <u>avoids adverse effects on</u> nationally significant examples of indigenous community types and indigenous ecosystems and/or vegetation types that are threatened in the coastal environment, or are naturally rare;</li> <li>2. Effects on the required range of habitats, including roosting, nesting, foraging and migratory pathways of fauna; and</li> <li>3. Effects on the habitats of threatened and at-risk species including migratory pathways; and</li> <li>4. Effects on the maintenance of ecological corridors, processes and sequences; and</li> <li>5. Whether sensitive sites remain buffered from intensive land use, development and subdivision; and</li> <li>6. The outcome of consultation where indigenous vegetation clearance is proposed in locations that are of significance to mana whenua; and</li> <li>7. Effects on natural waterway and wetland habitats and hydrology; and</li> <li>8. The legal and physical protection of existing habitat; and</li> <li>9. Whether consideration has been given to opportunities that contribute to no net loss of indigenous biodiversity at a regional scale; and</li> <li>10. Whether any practicable alternative locations that would reduce the need for removal of indigenous vegetation or habitats of indigenous fauna or disturbance of wetland areas, are used in the first instance.</li> </ol>
53.38	DOC	Amend	26. Ecosystems and indigenous biodiversity	ECO-P6	<p>Where considering any application for activities in a significant natural area, <u>or any activity that will adversely affect indigenous biodiversity generally, protect-promote</u> the long-term ecological functioning and indigenous biodiversity value of significant natural areas by encouraging:</p> <ol style="list-style-type: none"> <li>1. Landowners to manage the adverse effects of stock grazing or plant and animal pests through fencing and/or voluntary covenants; and</li> <li>2. The establishment of both mountain to sea corridors and north- south corridors of terrestrial and aquatic ecosystems; and</li> <li>3. The reconnection of fragmented ecosystems on land and via waterways; and</li> <li>4. The establishment of buffers around underrepresented and/or threatened indigenous ecosystems; and</li> <li>5. The creation of ecological stepping stones or corridors to</li> </ol>

					<p>link indigenous vegetation; and</p> <ol style="list-style-type: none"> <li>6. The enhancement of habitat of nationally threatened or at risk indigenous species; and</li> <li>7. The enhancement or restoration of indigenous habitats adjoining wetlands, rivers, springs, karst ecosystems, coastal cliffs, dunes, estuaries and fragmented forests; and</li> <li>8. The establishment and on-going management of pest free areas; and</li> <li>9. The enhancement or restoration of rare ecosystems; and</li> <li>10. The retention and enhancement of indigenous vegetation cover; and</li> <li>11. The restoration, maintenance and enhancement of natural wetland and karst hydrology; and</li> <li>12. The avoidance of physical and legal fragmentation; and</li> <li>13. The role of mana whenua as kaitiaki and for the practical exercise of kaitiakitanga in restoring, protecting and enhancing significant natural areas.</li> </ol>
53.39	DOC	Oppose in part	26. Ecosystems and indigenous biodiversity	ECO-P3 ECO-R13	<p>Amend objectives, policies and rules as appropriate to recognise and implement measures to address and manage the increased threat status of myrtle rust for manuka and kanuka.</p> <p>Any other similar, alternative, additional, or consequential relief which will address the matters outlined above.</p> <p>In regard ECO-R13 I seek the following or similar relief to like effect: ECO-R13 Removal of Manuka or Kanuka on a sustainable basis Activity Status: <i>PER</i> Where:</p> <ol style="list-style-type: none"> <li>1. The removal of manuka or kanuka is no more than <math>250\text{ m}^2</math>, or 1% of the SNA whichever is the lesser, per holding per calendar year, or <math>250\text{ m}^2</math> over any 5-year period; and</li> <li>2. The area from which manuka or kanuka is removed shall be replanted within 6 months or allowed to regenerate; and</li> <li>3. No removal of manuka or kanuka occurs within <u>5-10 m</u> of a water body.</li> <li>4. No removal of manuka or kanuka occurs within a bat protection area</li> <li>5. The removal of manuka or kanuka will not adversely affect any at-risk or threatened indigenous fauna.</li> </ol> <p>Note: For setbacks from natural wetlands see the Resource Management (National Environmental Standards for Freshwater) Regulations 2020.</p>
53.40	DOC	Support	26. Ecosystems and indigenous biodiversity	ECO-P8	Retain as notified.
53.41	DOC	Support	26. Ecosystems and indigenous biodiversity	ECO-P9	Retain as notified.
53.42	DOC	Oppose in part	26. Ecosystems and indigenous biodiversity	Indigenous Biodiversity in the	ECO-P11. Protect indigenous biodiversity, including significant natural areas, located in the coastal environment overlay by:

				coastal environment ECO-P11	<p>1. Avoiding adverse effects on: avoid adverse effects of activities on:</p> <ul style="list-style-type: none"> <li>(i) <u>indigenous taxa that are listed as threatened or at risk in the New Zealand Threat Classification System lists;</u></li> <li>(ii) <u>taxa that are listed by the International Union for Conservation of Nature and Natural Resources as threatened;</u></li> <li>(iii) <u>indigenous ecosystems and vegetation types that are threatened in the coastal environment, or are naturally rare;</u></li> <li>(iv) <u>habitats of indigenous species where the species are at the limit of their natural range, or are naturally rare;</u></li> <li>(v) <u>areas containing nationally significant examples of indigenous community types; and</u></li> <li>(vi) <u>areas set aside for full or partial protection of indigenous biological diversity under other legislation;</u></li> </ul> <p>2. Avoiding significant adverse effects and avoiding, remedying or mitigating the other adverse effects of activities on:</p> <ul style="list-style-type: none"> <li>(i) Areas of predominately indigenous vegetation in the coastal environment; and</li> <li>(ii) Habitats in the coastal environment that are important during the vulnerable life stages of indigenous species; and</li> <li>(iii) Indigenous habitats and ecosystems that are unique to the coastal environment and vulnerable to modification and the impacts of climate change, including estuaries, lagoons, coastal wetlands, dune lands and dune lakes, intertidal zones, rocky reef systems, seagrass and saltmarsh; and</li> <li>(iv) Habitats of indigenous species that are important for recreational, commercial, traditional or cultural purposes; and</li> <li>(v) Ecological corridors, areas and routes important to indigenous and migratory species;</li> </ul> <p>3. Maintaining or enhancing:</p> <ul style="list-style-type: none"> <li>(i) The habitats of wading/coastal birds including breeding, feeding, roosting sites; and</li> <li>(ii) Whitebait spawning areas</li> </ul> <p>4. Recognising that adverse effects on indigenous biodiversity within the coastal environment are cumulative and controlling these adverse effects to protect and enhance indigenous biodiversity; and</p> <p>5. Recognising the potential effects of sea level rise in the consideration of any resource consent application by ensuring sufficient coastal habitat inland migration opportunities are retained.</p>
53.43	DOC	Oppose in part	26. Ecosystems and indigenous biodiversity	ECO-P13	<p>Amend ECO-P13 with wording that fully addresses the maintenance and enhancement of indigenous vegetation and habitats of indigenous fauna that do not meet the significance criteria.</p> <p>Matters that should be set out in the policy are:</p> <ul style="list-style-type: none"> <li>- the ongoing assessment of the current state of indigenous biodiversity within the District;</li> <li>- not only limiting vegetation clearance within sensitive areas but also within areas of indigenous vegetation that contain threatened, at risk species, or species at the reach of their national or regional distribution limits in the District or are naturally uncommon ecosystems; and</li> </ul>

					- providing support and enabling the use of non-regulatory mechanisms to maintain and enhance indigenous biodiversity.
53.44	DOC	New	26. Ecosystems and indigenous biodiversity	New Rule	<p><u>ECO-Rx Clearance of trees in the Bat Protection Area</u>  <u>Activity Status: PER</u></p> <p><u>Where:</u></p> <p><u>It does not exceed:</u></p> <ol style="list-style-type: none"> <li><u>a diameter of 150mm when measured at 1.4m in height above ground level.</u></li> </ol> <p><u>Activity Status where compliance not achieved: Restricted discretionary</u></p> <p><u>Matters of discretion are restricted to:</u></p> <ol style="list-style-type: none"> <li><u>whether, upon specialist assessment by a suitably qualified ecologist (class x), tree/s proposed to be removed is habitat for long-tailed bats; and</u></li> <li><u>the extent to which the removal of tree/s would impact on the ability of the long-tailed bat protection area to provide for the habitat needs of the bats</u></li> <li><u>the reasons for removal of the tree and any alternatives considered; and</u></li> <li><u>If the ecologist report determines the vegetation is being used as bat habitat, submission of a Bat Management Plan which will assess any measures to avoid, remedy or mitigate the adverse effects.</u></li> </ol>
53.45	DOC	Support in part	26. Ecosystems and indigenous biodiversity	ECO-R1-R10	<p>Amend ECO – Table 1 – Activities rules as follows or with words to like effect:</p> <p><del>ECO-R3 - To remove, dead or damaged indigenous vegetation or indigenous vegetation presenting an imminent danger to human life</del></p> <p><del>ECO-R4 – ECO-R4. In the general rural, natural open space, open space and rural lifestyle zones to maintain, relocate or construct perimeter fences for stock exclusion.</del></p> <p><del>ECO-R6 – In the event of a track being destroyed by flooding or landslip or other natural hazard and there are no alternative options to obtain access to undertake existing farming activities, plantation forestry activities or to access an existing residential unit</del></p> <p>ECO-R7 - In all zones to manage fire risk</p> <p><del>ECO-R9 – For pest management activities as identified in the Waikato Regional Pest Management Plan.</del></p> <p>Activity Status: PER</p> <p><u>Where:</u></p> <ol style="list-style-type: none"> <li><u>From 20 October 2022 any clearance must be no more than 2100 m<sup>2</sup>, or 1% of the SNA, whichever is the lesser, per holding per calendar year, or 500 m<sup>2</sup> over any 5 year period; or in total cumulatively per holding OR less than 1% of the SNA size at any one time or in total cumulatively per holding – whichever is the lesser.</u></li> <li><u>Any clearance must be more than 10m from a waterbody</u></li> </ol>

53.46	DOC	Support in part	26. Ecosystems and indigenous biodiversity	ECO-R14	<p>Amend ECO-R14 with the following or words to like effect:</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The clearance is 500-m<sup>2</sup> or less of indigenous vegetation per holding and not more than <u>250 m<sup>2</sup> cumulatively over any five year period</u> <del>OR less than 1% of the SNA size — whichever is the lesser</del>, to provide for outdoor education activities or adventure tourism activities comprising ziplining, canyon swinging, high ropes, rock climbing, abseiling or caving activities only; and</li> <li>2. In <del>the a Significant Natural Area</del>, coastal environment overlay or karst overlay, a report from an experienced ecologist is submitted at the time of application which demonstrates that the site is not vegetation or habitat that is currently a naturally uncommon or significantly underrepresented ecosystem or habitat for indigenous species or associations of indigenous species that are classified as threatened or at risk, endemic to the Waikato region or at the limit of their natural range.</li> </ol> <p><b>Matters over which discretion is restricted:</b></p> <ol style="list-style-type: none"> <li>(a) The location, extent and area of indigenous vegetation proposed to be removed; and</li> <li>(b) Effects on indigenous biodiversity, connectivity, values and characteristics of the significant natural area; and</li> <li>(c) Outcomes of the ecological assessment report; and</li> <li>(d) Outcomes of consultation with mana whenua where the site has identified cultural or archaeological values; and</li> <li>(e) Positive effects on the ecological values of the site; and</li> <li>(f) The extent to which existing vegetation is retained in order to mitigate the effects of streambank, coastal and slope erosion, sedimentation, water quality degradation and loss of indigenous species habitat; and</li> <li>(g) Methods proposed to avoid or minimise potential adverse effects on indigenous biodiversity including consideration of the no net loss principle and rehabilitation measures; and</li> <li>(h) Alternatives to removing indigenous vegetation from a significant natural area.</li> </ol> <p><b>Activity status where compliance is not achieved: DIS</b></p>
53.47	DOC	Support	26. Ecosystems and indigenous biodiversity	ECO-R15, ECO-R16,	Retain as notified.
53.48	DOC	Support	26. Ecosystems and indigenous biodiversity	ECO-R17	Retain as notified.
53.49	DOC	Support	27. Natural character	Natural Character Provisions	Retain as notified, except where specific changes are requested below.
53.50	DOC	Support	27. Natural character	NATC-01	Retain as notified.
53.51	DOC	Support in part	27. Natural character	NATC-P2	<p>Amend NATC-P2 as follows or with wording to like effect:</p> <p>When considering the appropriateness of subdivision, land use or development activities, ensure the values of wetlands, and lakes and rivers and their margins are preserved, <u>restored and enhanced</u> by:</p> <ol style="list-style-type: none"> <li>1. Assessing the functional <del>necessity</del> <u>need</u> of the activity being located in or near wetlands, and lakes and rivers and their margins;...</li> </ol>
53.52	DOC	Oppose in part	27. Natural character	ASW-P2	<p>Amend AWS-P2 as follows or words to like effect:</p> <p>Ensure any activities (including temporary activities) proposing to locate on the surface of the water, including structures and tourism activities, are appropriate having regard to the:</p> <ol style="list-style-type: none"> <li>1. Particular natural character, ecological, cultural, historical,</li> </ol>

					<p>amenity and/or recreational values of the water body and the impact of the activity on these values; and</p> <p>2. Purpose of the activity and whether it has a functional need to locate on the surface of the water; and</p> <p>3. Ability to provide, maintain, or enhance public access to the water body; and</p> <p>4. Ability to restore and rehabilitate the water body and/or off-set any adverse <u>residual effects to a net gain outcome</u>; and</p> <p>5. Ability to maintain or enhance the natural character and natural functions of the water body and its margins; and</p> <p>6. Potential to create new or exacerbate existing natural hazards, including flooding or streambank erosion.</p>	
53.53	DOC	Support	32. environment	Coastal	Whole chapter	Retain as notified, except where specific changes are requested below.
53.54	DOC	Oppose	32. environment	Coastal	CE-O1	<p>Replace the proposed CE-O1 with the following or with words to like effect:</p> <p><u>The natural character of the coastal environment is protected from inappropriate subdivision, use and development</u></p>
53.55	DOC	Support in part	32. environment	Coastal	CE-P1	<p>Amend CE-P1 with following or with words to like effect:</p> <p>When considering the appropriateness of subdivision, land use or development activities, ensure the natural character qualities of the coastal environment are preserved by:</p> <ol style="list-style-type: none"> <li>1. Encouraging any new activities to consolidate within and around existing developments or in locations where the natural character values have already been compromised; and</li> <li>2. Avoiding the sprawl of development along the coastline; and</li> <li>3. Assessing the functional and operational need of the activity being located in the coastal environment; and</li> <li>4. Recognising the potential for restoration, rehabilitation or enhancement of natural character <del>to mitigate the adverse effects of an activity</del>; and</li> <li>5. Ensuring sufficient development setbacks are in place; and</li> <li>6. Ensuring any earthworks in close proximity to the coastline are restricted to <u>activities that have a functional or operational need to locate in the coastal environment</u> <del>limited activities and where other earthworks are proposed</del>, ensure they are small scale and are designed and located to minimise effects on the coastal environment; and</li> <li>7. Avoiding significant adverse effects of subdivision, use and development where it would damage, diminish or compromise natural character or public access to the coastline and <u>avoid remedy or mitigate other adverse effects</u>; and</li> <li>8. Allowing for seawall maintenance and repair and enabling seawalls where they protect public infrastructure; and</li> <li>9. Encouraging alternatives to hard protection structures; and</li> <li>10. Avoiding activities that damage the stability of coastal dune systems; and</li> <li>11. Avoiding developments in locations that are of significance to mana whenua; and</li> <li>12. Ensuring that activities are carried out in a way that maintains or enhances water quality in the coastal environment; and</li> <li>13. Providing for the continued operation of lawfully established farming activities; and</li> <li>14. Recognising and protecting the following natural elements, patterns, processes and experiential qualities which contribute to natural character of the coastal environment:</li> </ol>

					<ul style="list-style-type: none"> <li>(i) Areas in their natural states or close to their natural state; and</li> <li>(ii) Coastal landforms and landscapes; and</li> <li>(iii) Coastal physical processes, including the movement of water and sediment; and</li> <li>(iv) Biodiversity; and</li> <li>(v) Biological processes and patterns; and</li> <li>(vi) Water flows and levels, and water quality; and</li> <li>(vii) The experience of the above elements, patterns and processes.</li> </ul>
53.56	DOC	Support	32. Coastal environment	CE-P2	Retain as notified.
53.57	DOC	Support in part	32. Coastal environment	CE-P3	<p>Amend CE-P3 as follows or with words to like effect:</p> <p>Protect indigenous biodiversity, including <u>but not limited to</u> significant natural areas, located in the coastal environment overlay by:</p> <ol style="list-style-type: none"> <li>1. Avoiding adverse effects on: <ul style="list-style-type: none"> <li>(i) <u>indigenous taxa that are listed as threatened or at risk in the New Zealand Threat Classification System lists;</u></li> <li>(ii) <u>taxa that are listed by the International Union for Conservation of Nature and Natural Resources as threatened;</u></li> <li>(iii) <u>indigenous ecosystems and vegetation types that are threatened in the coastal environment, or are naturally rare;</u></li> <li>(iv) <u>habitats of indigenous species where the species are at the limit of their natural range, or are naturally rare;</u></li> <li>(v) <u>areas containing nationally significant examples of indigenous community types; and</u></li> <li>(vi) <u>areas set aside for full or partial protection of indigenous biological diversity under other legislation;</u></li> </ul> </li> <li>2. Avoid significant adverse effects and avoid, remedy or mitigate other adverse effects of activities on: <ul style="list-style-type: none"> <li>(i) Areas of predominately indigenous vegetation in the coastal environment; and</li> <li>(ii) Habitats in the coastal environment that are important during the vulnerable life stages of indigenous species; and</li> <li>(iii) Indigenous habitats and ecosystems that are unique to the coastal environment and vulnerable to modification and the impacts of climate change, including estuaries, lagoons, coastal wetlands, dunelands and dune lakes, intertidal zones, rocky reef systems, seagrass and saltmarsh; and</li> <li>(iv) Habitats of indigenous species that are important for recreational, commercial, traditional or cultural purposes; and</li> <li>(v) <u>Habitat, including areas and routes, important to migratory species; and</u></li> <li>(vi) Ecological corridors, areas and routes important to indigenous and migratory species.</li> </ul> </li> <li>3. <del>Maintaining</del> <u>Protecting</u> or enhancing: <ul style="list-style-type: none"> <li>(i) The habitats of wading/coastal birds including breeding, feeding, roosting sites; and</li> <li>(ii) Whitebait spawning areas;</li> </ul> </li> <li>4. Recognising that adverse effects on indigenous biodiversity within the coastal environment are cumulative and <del>controlling</del></li> </ol>

						<u>minimising</u> these adverse effects to protect and enhance indigenous biodiversity.
53.58	DOC	Support in part	32. environment	Coastal	CE-P5	Amend CE-P5 as follows or with words to like effect:  <del>Controlling</del> <u>Minimising</u> activities in the coastal environment which would result in outcomes such as: <ol style="list-style-type: none"> <li>1. An increased threat from animal and plant pests; and/or</li> <li>2. An increase in noise, visual and physical disturbance adversely affecting indigenous species; and/or</li> <li>3. Adverse effects on the cultural values and spiritual relationships of mana whenua</li> </ol>
53.59	DOC	Support in part	32. environment	Coastal	CE-P6	Amend CE-P6.6 as follows or with words to like effect:  ....  6. Avoiding <del>or minimising</del> the removal of indigenous vegetation; and
53.60	DOC	Support in part	32. environment	Coastal	CE-P9	Amend CE-P9.3 and CE-P9.4 as follows or with relief to like effect:  <del>3. Allowing for limited vegetation removal for scientific purposes; and</del>  <del>4. Allowing for limited earthworks and vegetation removal for the purposes of track maintenance and establishment of fence lines.</del>
53.61	DOC	Seeks clarification	32. environment	Coastal	CE-O5	Amend CE-O5 as follows or with relief to like effect:  Ensure that coastal communities are resilient to the risks that natural hazards <u>and climate change</u> pose on people, property, infrastructure and the environment by providing for subdivision, use and development of land only where these risks are avoided or appropriately mitigated.
53.62	DOC	Support amendment with	32. environment	Coastal	CE-P13	The term "coastal edge", used in clause 5 is not defined in the PDP. The D-G seeks clarification as to it's meaning and requests that it receives a definition, is mapped or otherwise deleted.
53.63	DOC	Support amendment with	32. environment	Coastal	CE-R6	Amend CE-R6 with the following or with relief to like effect:  CE-R6 Areas of high/very high natural character RDIS
53.64	DOC	Support amendment with	32. environment	Coastal	CE-R8, CE-R9, CE-R10, CE-R12, CE-R13 Matters of discretion	Add a new or amend the relevant matters of discretion with the following or with relief to like effect:  <u>Measures to avoid significant adverse effects and avoid remedy, or mitigate other adverse effects of activities on...</u>  This relief is to be added to any matters of discretion that address effects on indigenous biodiversity, vegetation clearance, high or very high natural character and landscape.
53.65	DOC	Support amendments with	36. Light		Introduction	Amend the LIGHT introduction with the following or relief to like effect:  If artificial lighting is not properly located, installed and designed it can have adverse effects on people, particularly if it causes sleep disturbance. Poorly designed artificial lighting can also affect traffic safety and <u>wildlife, such as long tailed bats and seabirds.</u>
53.66	DOC	New	36. Light		New Objective and Policy	I seek the following or relief to like effect:  Retain: LIGHT-O1



					<p>LIGHT-02</p> <p>Introduce new objective LIGHT-Ox:  <u>Artificial outdoor lighting is designed and located to minimise its adverse effects, is compatible with the character and qualities of the surrounding area and protects the values and characteristics of light sensitive areas.</u></p> <p>Introduce new policy LIGHT-Px:  <u>Avoid all artificial outdoor lighting that does not meet the intensity, type, and direction requirements for light sensitive areas unless it is critical for health and safety reasons.</u></p>
53.67	DOC	Oppose in part	36. Light	Rules Light Table 1 Light Table 2	<p>I seek the following or relief to like effect: Amend:</p> <p>LIGHT-R1</p> <p>Add new Rule: Unless specifically stated otherwise, the rules in this table apply to all zones, precincts, all roads, new roads approved by resource consent and activities on the surface of water.</p> <p>Light Sensitive areas: LIGHT-Rx – Emission of artificial light in Light Sensitive Areas Activity Status: PER Where: 1. All of the relevant performance standards in LIGHT Table 3 LIGHT – Table 3 – Performance Standards LIGHT -Rx Emission of Artificial Light in Light Sensitive Area</p> <p>The D-G requests that performance standards should include, at minimum, a requirement that light (lux) be as low as possible (0.1 lux) at the boundary or within any area set aside for bat protection, including any such SNAs and/or corridor, lux level should be in line with the Eurobats Guidelines for consideration of bat in lighting projects. Standards should also manage colour temperature, directing that fixed lighting in the Light Sensitive Area will be white and not exceed 2700 kelvins with as little blue light as possible. All lighting should emit zero upward light, be installed with the light emitting surface directly down and be mounted as low as practical.</p> <p>In accordance with the D-G's recommended definition for 'light sensitive areas the D-G also requests lighting performance standards appropriate to avoid and mitigate adverse effects on the characteristics and values of SNAs, ONLs, NOSZ. It requested that these standards consider other indigenous biodiversity that are affected by lights such as seabirds.</p> <p>Any other similar, alternative, additional, or consequential relief which will address the matters outlined above.</p>
53.68	DOC	Oppose in part	37. Noise	NOISE-R8	<p>I seek the following or relief to like effect:</p> <p><u>NOISE-R8</u>  <u>Emission of noise from helipads, farm helipads and helicopter landing areas</u>  <u>Activity Status: PER</u>  <u>Where:</u>  <u>1. The Department of Conservation is undertaking a conservation activity</u></p>

					Any other similar, alternative, additional, or consequential relief which will address the matters outlined above.
53.69	DOC	Oppose	37. Noise	RRPOZ-P2	<p>Delete RPROZ-P2 or relief to like effect:</p> <p><del>Where the removal of indigenous vegetation in a significant natural area is unavoidable to provide for activities on sites identified as regionally significant, the ensuing operations must remedy or mitigate adverse effects in that order in the first instance, or if this is not possible, offset adverse effects on the indigenous biodiversity values and ecological characteristics of the significant natural area by:</del></p> <ol style="list-style-type: none"> <li><del>1. Providing a biodiversity offset that is consistent with the framework detailed in Appendix 4 Biodiversity Offsetting Framework; and</del></li> <li><del>2. Ensuring the biodiversity offset can achieve no net loss of indigenous biodiversity values at a regional scale, preferably in the affected significant natural area, or where that is not practicable, in the ecological district in which the affected significant natural area is located.</del></li> </ol>
53.70	DOC	Support	37. Noise	Introduction - Natural Open Space Zone NOSZ-O1, NOSZ- O2, NOSZ-P1, NOSZ-P2, NOSZ- P3, NOSZ-P4, NOSZ-P5, NOSZ- P5, NOSZ-P6, NOSZ-P7, NOSZ- R1, NOSZ-R3, NOSZ-R4, NOSZ- R5, NOSZ-R6	Retain as notified.
53.71	DOC	Support in part	37. Noise	SCHED 6 Significant Natural Areas, SCHED 7 Outstanding Natural Features, SCHED 8 Outstanding Natural Landscapes, SCHED 9 Landscapes of high amenity value SCHED 10 Areas of outstanding natural character (SCHED 11 Areas of high/very high natural character), SCHED12 Karst overlay, (SCHED13 Coastal environment overlay)	Amend as required.
53.72	DOC	Support with amendment	APP1	APP 1.x Information requirements for all applications undertaken within or partially within a Bat Protection Area, where removal of bat roosting habitat is proposed	<p>The D-G seeks the following or relief to like effect:</p> <p>The Bat Management Plan will:</p> <ul style="list-style-type: none"> <li>• Have an objective specified in the PDP 'information requirements' provisions against which its effectiveness can be measured.</li> <li>• Extend beyond roosting sites and manage effects on foraging and commuting sites to protect the functionality of core bat habitat.</li> <li>• Be prepared by the same suitably qualified ecologist/s to ensure they integrate to achieve the specified objective.</li> <li>• Be peer reviewed by a suitably qualified ecologist.</li> <li>• Consider roosting tree removal as a last resort but include best practice tree <b>removal</b> protocols<sup>4</sup>, and mitigation for any</li> </ul>

					<p>potential trees that have been identified for removal.</p> <ul style="list-style-type: none"> <li>• Set out how protected, restored or enhanced habitat will link to other areas immediately outside of the application site. It is important that connectivity to the wider landscape is accounted for.</li> <li>• Any other similar, alternative, additional, or consequential relief which will address the matters outlined above.</li> </ul>
53.73	DOC	Support in part	APP 4 – Biodiversity Offsetting Framework	APP 4 – Biodiversity Offsetting Framework	<p>The D-G seeks the following or relief to like effect:</p> <p>Revise APP 4 to APP4a – Biodiversity offsetting and APP4b Biodiversity Compensation to be in line with the good practice principles as set out in appendices 3 and 4 of the NPS-IB exposure draft.</p> <p>Any other similar, alternative, additional, or consequential relief which will address the matters outlined above.</p>
54.01	Apiculture New Zealand	Not specified	Not specified	Not specified	Not specified.
55.01	Kura Stratford	Support in part	51. Māori purpose zone and Maps	Whole Chapter	<ul style="list-style-type: none"> <li>• Retain the provisions that support marae purpose living, papakaainga. Provide a pathway in the rule framework, which enables the development of Māori freehold land.</li> <li>• The Draft Waitomo Plan can be further enhanced to enable the development of Māori owned land referred to in the Māori Land Court as Māori Freehold land (ancestral lands), that will also give effect to section 6 of the RMA.</li> <li>• Although the mapping/zoning of Māori Purpose Zones may have some benefit to Mana whenua who are associated with that marae and surrounding areas (particularly if the land is under general title), the Waitomo District Plan should recognise Māori freehold land through a rule framework and not zoning. This approach would be more beneficial for Mana whenua and the development of Māori land.</li> </ul>
55.02	Kura Stratford	Support in part	41. Residential zone, 42. General rural zone and 45. Settlement zone	Whole chapters	<ul style="list-style-type: none"> <li>• Retain the provisions in the residential, general rural and settlement zone that provide for papakaainga development around each marae. However, there needs to be recognition of Māori freehold land and treaty settlement land (general land use for Māori purpose) rather than a zoning approach.</li> <li>• Amend the PDP to enable the development of Māori freehold land (ancestral lands) inherited by whakapapa, that will better give effect to section 6 matters of the RMA.</li> <li>• Amend the PDP to include the same approach that has been adopted by the Waikato District Council in its appeals version (17. Māori Land) of the PDP for Māori land (which includes Māori freehold land and treaty settlement land).</li> <li>• I suggest the Proposed District Plan can be improved by enabling the Māori landowners to decide how many houses they need for their whānau and not limiting it to just six whānau members on one fee simple title.</li> <li>• I suggest the restrictions on the number of houses for Māori land should be removed. Māori landowners should be afforded the opportunity to use tikanga, kawa, Mātauranga to develop their lands for their future development and for successive generations.</li> </ul>

55.03	Kura Stratford	Support in part	51. Māori purpose zone and Maps	Whole Chapter	<p>Retain the provisions that support marae purpose living, papakaainga. Provide a pathway in the rule framework, which enables the development of Māori freehold land.</p> <p>The Waikato Proposed District Plan has provisions under Māori land for Māori Freehold land, Treaty Settlement land (which came back as General Land) is treated the same if used for Māori land purpose benefits. I suggest that Waitomo District Council consider these provisions. Waikato District Council have provided forward thinking for whenua Māori development. Incorporate the following Waikato Proposed District Plan provisions.</p> <p>Part 2: District-wide matters / Historical and cultural values / ML – Māori land Proposed Waikato District Plan – Appeals Version 8 August 2022</p> <p>Refer to ML-P2 Non-regulatory policies.</p>
56.01	BP Oil New Zealand Limited and Z Energy Limited (The Fuel Companies)	Support	22. Hazardous substances	Overview, HS-O1, HS-P1 to HS-P4 and HS-R1 to HS-R2	<p>The following relief is sought:</p> <p>a. Retain the Hazardous Substances Chapter overview, objectives, policies and rules as notified.</p>
56.02	The Fuel Companies	Support in part	9. Definitions	Significant hazardous facility	<p>Amend the exclusions of the significant hazardous facility definition as follows:</p> <p>[...] For the avoidance of doubt, the following activities are not significant hazardous facilities:</p> <ul style="list-style-type: none"> <li>(i) The incidental use and storage of hazardous substances in minimal domestic scale quantities;</li> <li>(ii) Retail outlets for hazardous substances intended for domestic usage (eg supermarkets, hardware stores, and pharmacies);</li> <li>(iii) The incidental storage and use of agrichemicals, fertilisers and fuel for land based primary production activities;</li> <li>(iv) Pipelines used for the transfer of hazardous substances such as gas, oil, trade waste and sewage;</li> <li>(v) Fuel in motor vehicles, boats, airplanes and small engines;</li> <li>(vi) Military training activities;</li> <li>(vii) The transport of hazardous substances; <del>and</del></li> <li>(viii) Emergency management activities; <del>and</del></li> <li>(ix) <u>The underground storage of diesel and petrol.</u></li> </ul>
56.03	The Fuel Companies	Support in part	20. Transport	TRAN-P2	<p>Amend clause (5) of Policy TRAN-P2 as follows:</p> <p>5. Appropriately locate, maintain and operate electric vehicle charging <del>stations</del> <u>devices</u>;</p>
56.04	The Fuel Companies	Support in part	20. Transport	TRAN-P3	<p>Amend the title and performance standards of Rule TRAN-R3 as follows:</p> <p>TRAN-R3. Electric vehicle charging <del>stations</del> <u>devices</u>.</p> <ol style="list-style-type: none"> <li>1. The electric vehicle charging device is installed in an existing, permitted or consented vehicle parking space, vehicle depot or garage structure or is installed on the road reserve;</li> <li>2. <del>and</del> 2. The electric vehicle charging device does not exceed a height of <del>1.8</del> <u>3.0 m</u> as measured from ground level, and an area of <del>1.5</del> <u>3.0 m<sup>2</sup></u>.</li> </ol>

					<u>This rule does not apply to poles, cables and cable support systems associated with the electric vehicle charging device.</u>
56.05	The Fuel Companies	Support in part	19. Network utilities	NU-R8	<p>Amend the title and performance standards of Rule NU-R8 as follows:</p> <p>NU-R8. New electric vehicle charging <del>facilities</del> <u>devices</u></p> <p>1. Be installed in an existing, permitted or consented vehicle parking space, vehicle depot or garage structure, or installed on the road reserve; and</p> <p>2. Not exceed a height of <del>1.8</del> <u>3.0 m</u> and an area of <del>1.5</del> <u>3.0 m<sup>2</sup></u>.</p> <p><u>This rule does not apply to poles, cables and cable support systems associated with the electric vehicle charging device.</u></p> <p>Use 'electric vehicle charging devices' in all other instances in the Plan which currently use other terms to refer to electric vehicle charging infrastructure. These terms include, but are not limited to, 'electric vehicle charging stations' or 'electric vehicle charging facilities'.</p>
56.06	The Fuel Companies	Support	23. Natural hazards	NH-P4	Retain Policy NH-P4 as notified.
56.07	The Fuel Companies	Support in part	23. Natural hazards	NH-P5	<p>Amend clause (1) of Policy NH-P5 as follows:</p> <p>1. In Building Platform Suitability Area C, ensuring that the potential adverse effects of <del>land disturbance</del> <u>earthworks</u> activities on flood storage capacity, overland flows and run-off volumes on surrounding properties and infrastructure, are avoided or mitigated; and</p>
56.08	The Fuel Companies	Support in part	23. Natural hazards	NH-R5	<p>Amend the title of Rule NH-R5 as follows:</p> <p>NH-R5. <u>Non-habitable accessory buildings or shipping containers, and</u> <del>Additions to an existing building, or construction of a new building housing a sensitive activity</del></p>
56.09	The Fuel Companies	Support	23. Natural hazards	NH-R6	Retain Rule NH-R6 as notified.
56.10	The Fuel Companies	Support	33. Earthworks	EW-R6	Retain Rule EW-R6 as notified.
56.11	The Fuel Companies	Support in part	33. Earthworks	EW-R7	<p>Amend the performance standards of Rule EW-R7 as follows:</p> <p>1. The cut depth or fill height (measured vertically) must not exceed:</p> <p>(i) Outside the minimum building setback for the underlying zone - 1.5 m; and</p> <p>(ii) Inside the minimum building setback for the underlying zone - 0.5 m; and</p> <p>(iii) Where no minimum building setback applies (eg in the road reserve), the cut depth or fill height shall not exceed 1.5 m vertically.</p> <p>This rule does not apply to:</p> <p><u>(a) Lawfully established underground tanks (excluding underground fuel storage systems) and septic systems where the replacement is 'like for like'. That is a cut or fill that is in the same location and the effects are the same or similar in character, intensity and scale to those that previously existed; and</u></p> <p><u>(b) Land disturbance associated with the replacement and/or removal of underground fuel storage systems and drainage devices.</u></p>
56.12	The Fuel Companies	Support	21. Contaminated land	Overview, CL-O1, CL-P1 and CL-P2	Retain the Contaminated Land Chapter overview, Objective CL-O1, and Policies CL-P1 and CL-P2 as notified.

57.01	Tom Anderson	Oppose	Not specified – Pukenui A23B	Not specified – Pukenui A23B	Not specified.
58.01	James Findlay	Not specified	Not specified	Not specified	Seeks to support the submission by NZAAA, but no specific relief sought.