

21 November 2022

Waimakariri District Council
215 High Street
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Rangiora 7440
New Zealand
Email: developmentplanning@wmk.govt.nz

Attention:, Planning Manager (Waimakariri Plan Review)

Waimakariri District Plan Review – Further Submission

Please find enclosed the further submission by the Director-General of Conservation *Tumuaki Ahurei* in respect of the proposed Waimakariri District Plan which was notified on 18 September 2021. The further submission identifies the Director-General's concerns and is made in respect of the North Canterbury Department of Conservation District Offices.

Please contact Amy Young in the first instance if you wish to discuss any of the matters raised in this submission via ayoung@doc.govt.nz or on 027 225 3171.

Yours sincerely,



Leeann Ellis
Operations Manager *Pou Matarautaki* (Acting)
North Canterbury

Form 5: *Further* Submission on notified proposal for policy statement or plan, change or variation

Pursuant to clause 6 of the First Schedule of the Resource Management Act 1991

To: Waimakariri District Council (the Council)

Name of submitter: Penny Nelson, Director-General of Conservation *Tumuaki Ahurei* (the Director-General)

1. This is a submission on the following proposed plan:

Proposed Waimakariri District Plan

2. I cannot gain an advantage in trade competition through this submission
3. The specific provisions of the proposal that my submission relates, and the detailed decisions sought to are set out in Attachment 1 to this further submission.
4. I seek the following decision from the Council:
- a. That the particular provisions of Proposed Plan that I support, as identified in Attachment 1, are retained;
 - b. That the amendments, additions and deletions to Proposed Plan sought in Attachments 1 are made; and
 - c. Further or alternative relief to like effect to that sought in 4. a. and 4. b. above, including any consequential changes or changes required for consistency.
5. The decisions sought in this further submission are required to ensure that the proposed Waimakariri District Plan:
- a. Gives effect to the New Zealand Coastal Policy Statement 2010, the National Policy Statement for Freshwater Management 2020, and the Canterbury Regional Policy Statement 2013;
 - b. Recognises and provides for the matters of national importance listed in section 6 of the Act and has particular regard to the other matters in section 7 of the Resource Management Act 1991 (RMA, the Act);

- c. Promotes the sustainable management of natural and physical resources; and
 - d. The changes sought are necessary, appropriate and sound resource management practice.
6. I wish to be heard in support of my further submission, and if others make a similar submission, I will consider presenting a joint case with them at the hearing.



Leeann Ellis
Operations Manager *Pou Matarautaki* (Acting)
North Canterbury

Department of Conservation *Te Papa Atawhai*

Acting pursuant to delegated authority on behalf of Penny Nelson, Director-General of Conservation
Tumuaki Ahurei

Date: 21 November 2021

Note: A copy of the Instrument of Delegation may be inspected at the Director-General's office at
Conservation House Whare Kaupapa Atawhai, 18/32 Manners Street, Wellington 6011

Address for service:

Attn: Amy Young, RMA Planner *Kaiwhakamahere Penapenarawa*

ayoung@doc.govt.nz

027 225 3171

Department of Conservation *Te Papa Atawhai*

ATTACHMENT 1:

PROPOSED WAIMAKARIRI DISTRICT PLAN
SUBMISSION BY THE DIRECTOR-GENERAL OF CONSERVATION

The Chapters that my submission relates to are set out in the table below. My submissions are set out immediately following these headings, together with the reason and the decision I seek from the Council.

The decision that has been requested may suggest new or revised wording for identified sections of the proposed plan. This wording is intended to be helpful but alternative wording of like effect may be equally acceptable. Text quoted from Proposed Plan is shown in *Italics*. The wording of relief sought shows new text as underlined and original text to be deleted as ~~strikethrough~~.

Unless specified in each-submission point, my reasons for supporting are that the provisions are consistent with the purposes of the Act and higher order documents.

| Sub No. | Submitter Name | Section | Provision | Sentiment | Submission Point Summary | Relief Sought Summary | Decision Sought by D-G |
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| 41.2 | Fulton Hogan - Tim Ensor | Definitions | Definition of biodiversity offset | Oppose | The effects hierarchy within the 'biodiversity offset' definition lacks discretion regarding its application, and which pathway is taken. It may not be practical or advantageous to follow the sequential steps. | Amend 'biodiversity offset' definition to allow offsetting without the sequential application of the mitigation hierarchy: "... a. compensate for more than minor residual adverse biodiversity effects arising from subdivision, use or development after appropriate avoidance, remediation and/or mitigation measures have been sequentially applied; and ..." | Decline the submission |
| 41.11 | Fulton Hogan - Tim Ensor | Definitions | Definition of quarrying activities | Amend | Supports the definition for 'quarrying activities' to encompass the range of activities that are associated with quarrying, recognising that it is a National | Amend definition for 'quarrying activities' (National Planning Standard definition) to enable concrete construction demolition material to be used in rehabilitation of quarry sites which doesn't meet the narrow definition of 'cleanfill material' (National Planning Standards). | Decline the submission |

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| | | | | | Planning Standard definition. Although the corresponding 'cleanfill material' definition (National Planning Standard definition) should enable the use of concrete demolition material to be used for rehabilitating quarry sites. | | |
| 113.2 | Te Kohaka o Tuhaitara Trust - J Hullen | ECO - Punaha hauropi me te rerenga rauropi taketake - Ecosystems and indigenous biodiversity | ECO-R1 | Oppose | Opposes width limit for new walking or cycling access tracks within Significant Natural Areas as widths should be determined on a site by site basis considering the surroundings and track user's needs. Notes flat topography of Tūhaitara Coastal Reserve which would not require extensive earthworks to form such tracks. | Delete the limitation that indigenous vegetation clearance for a walking or cycling track is limited to tracks with a maximum width of 2m. | Decline the submission. A permitted threshold should be included to manage adverse effects on vegetation clearance and earthworks within SNAs. |
| 113.9 | Te Kohaka o Tuhaitara Trust - J Hullen | NOSZ – Natural Open Space Zone | NOSZ-R13 | Amend | Oppose NOSZ-R13(1) as it precludes planting plantation forestry. Plantation forestry is an important existing activity within the Tūhaitara Coastal Park as it provides for recreational opportunities, ground | Delete NOSZ-R13(1). Insert new rule as follows: "NOSZ-RXX: The planting and harvesting of forestry in the Tūhaitara Coastal Park for commercial, sequestration or environmental benefits. Activity status: CON Where: 1. The area of land dedicated to planting does not exceed that existing at (insert date proposed district | Decline the submission. If plantation forestry is to be located within this zone the activity status should be discretionary. |

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| | | | | | <p>stabilisation, protection from coastal hazards, groundwater level maintenance, income, and carbon sequestration potential. It should therefore be provided for.</p> | <p>plan was notified);</p> <p>Matters of control are restricted to:</p> <ul style="list-style-type: none"> - measures for protection of waterbodies and important ecological areas - measures for safe access to and from public roads - any requirements specified by Te Ngāi Tūāhuriri Rūnanga for the protection of wāhi tapu or wāhi taonga. <p>Activity status when compliance not achieved:</p> <p>RDIS</p> <p>Matters of discretion are restricted to:</p> <ul style="list-style-type: none"> - the extent of additional land proposed to be planted; - the purpose of the planting; - any effects on recreational use of the Coastal Park. - measures for protection of waterbodies and important ecological areas - measures for safe access to and from public roads - any requirements specified by Te Ngāi Tūāhuriri Rūnanga for the protection of wāhi tapu or wāhi taonga" | |
| 122.14 | Canterbury Botanical Society - Tom Ferguson | ECO - Punaha hauropi me te rerenga rauropi taketake - Ecosystems and indigenous biodiversity | ECO-R2 | Amend | <p>Supports ECO-R2 in part however notes that most kānuka remnants on the Canterbury Plains are located along fence lines thus indigenous vegetation clearance, particularly dryland vegetation clearance, within 2m of a fence, as provided for in ECO-R2(3)(a)(iii) should not be permitted in the Low Plains and High Plains Ecological Districts.</p> | <p>Delete allowance for indigenous vegetation clearance for the purpose of maintaining improved pasture from ECO-R2.</p> | <p>Support this submission point.</p> |

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| | | | | | <p>Considers use of herbicides for biosecurity purposes results in biodiversity loss therefore such vegetation clearance should be prohibited, unless undertaken by suitably qualified personnel overseen by Council Ecologist.</p> <p>Opposes provision for indigenous vegetation clearance for the purpose of maintaining improved pasture in ECO-R2(3)(i) and ECO-R2(8)(b) as a lot of significant vegetation within the District, particularly dryland ecosystems, are on improved pasture. Notes significant loss of <i>muehlenbeckia astonii</i> at Kaitorete Spit due to clearance relating to maintenance of improved pasture.</p> | | |
| 127.4 | Aggregate and Quarry Association - Jeremy Harding | EW - Ketuketu whenua - Earthworks | General | Amend | <p>Quarrying is a unique activity and should be provided for outside the Earthworks Chapter, and Earthworks provisions should not apply to quarrying.</p> | <p>To avoid confusion, duplication, and inconsistency, the Earthworks Chapter should exempt earthworks for quarrying as they are specially addressed in zone rules.</p> | Decline this submission point |

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| 169.4 | NZPork - Penny Cairns | Definitions | General | Amend | Seeks a new definition of 'ancillary rural earthworks' that includes the burying of infected material as a permitted activity to enable farmers to undertake earthworks in the event of a biosecurity incident. Not all biosecurity incursions trigger provisions in the Resource Management Act 1991 or Biosecurity Act 1993 to override consent requirements. District Plan limitations on earthworks may hinder an urgent response. Biosecurity incursions must be able to be managed quickly, to protect the viability of the New Zealand pork industry and avoid financial and welfare hardships. Pigs are also 'amplifier' hosts which may have consequences for dairy and meat exports. | <p>Insert a definition of 'ancillary rural earthworks':</p> <p>"means:</p> <p>a. Normal agricultural and horticultural practices, such as cultivating and harvesting crops, ploughing, planting trees, root ripping, digging post holes, maintenance of drains, troughs and installation of their associated pipe networks, and realignment of fencelines, drilling bores and offal pits, burying of dead stock and plant waste;</p> <p>b. Land preparation and vegetation clearance undertaken as part of horticultural plantings; and</p> <p>c. Maintenance of existing walking tracks, farm and forestry tracks, driveways, roads and accessways within the same formation width.</p> <p>the burying of material infected by unwanted organisms as declared by the Ministry for Primary Industries Chief Technical Officer or an emergency declared by the Minister under the Biosecurity Act 1993".</p> | Decline the submission point. All earthworks should be covered by the earthworks provisions it should not include vegetation clearance. A separate activity for disposing of waste could be included. |
| 171.10 | Rayonier Matariki Forests - Andy Fleming | NATC - Ahuatanga o te awa - Natural character of | NATC-P4 | Amend | NATC-P4(3) is not clear as to what activities within the National Environmental Standards for Plantation | Limit NATC-P4 to afforestation and provide for existing plantation forestry and its activities to be dealt with under the National Environmental Standards for Plantation Forestry. | Decline the submission point |

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| | | freshwater bodies | | | Forestry are applicable. It refers to plantation forestry, but it is not clear if the policy applies to afforestation, replanting, earthworks, or harvesting activities. | | |
| 171.11 | Rayonier Matariki Forests - Andy Fleming | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC-R2 | Amend | It is not clear how NATC-R2 relates to plantation forestry activities in existing plantation forestry and the impact if replanting cannot occur. | Insert new additional clause to NATC-R2: "... 4. Enable replanting of plantation forests" | Decline the submission point |
| 171.12 | Rayonier Matariki Forests - Andy Fleming | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC-R10 | Amend | NATC-P4(3) is not clear as to what activities within the National Environmental Standards for Plantation Forestry are applicable. It refers to plantation forestry, but it is not clear if the policy applies to afforestation, replanting, earthworks, or harvesting activities. | Limit NATC-R10 to afforestation and provide for existing plantation forestry and its activities to dealt with under the National Environmental Standards for Plantation Forestry. | Decline the submission point |
| 171.13 | Rayonier Matariki Forests - Andy Fleming | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC-S1 | Oppose | NATC-S1 is unclear as to the alignment with the National Environmental Standards for Plantation Forestry setbacks. | Amend NATC-S1 to clarify that the setbacks for the various plantation forestry activities as set out in the National Environmental Standards for Plantation Forestry prevail. | Decline the submission point |

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| 171.22 | Rayonier Matariki Forests - Andy Fleming | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC- SCHED1 | Oppose | NATC-SCHED1 is unclear as to the alignment with the National Environmental Standards for Plantation Forestry setbacks. | Amend NATC-SCHED1 to clarify that the setbacks for the various plantation forestry activities as set out in the National Environmental Standards for Plantation Forestry setbacks prevail. | Decline the submission point |
| 195.90 | Transpower New Zealand Limited - Ainsley McLeod | NFL - Ahuatanga o te whenua - Natural features and landscapes | NFL-P4 | Amend | Generally support NFL- P4 but seeks amendment to be consistent with EI-P5 as amended by this submission. | Amend NFL-P4: "Recognise the values of the significant amenity landscapes identified in NFL-APP1 and maintain them, except where Policy EI-P5 applies by: 1. managing adverse effects of use and development on the moderate-high biophysical values and high sensory and associative values of the Ashley River/Rakahuri identified in NFL-APP1, in particular on the: ..." | Decline the submission point and apply the effects management hierarchy by first avoiding the adverse effects .. of use and development on the moderate- high biophysical values and high sensory and associative values of the Ashley River/Rakahuri identified in NFL-APP1, in particular on the:... |

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| 195.100 | Transpower New Zealand Limited - Ainsley McLeod | CE - Te taiao o te takutai moana - Coastal environment | CE-P2 | Amend | Subject to the relief sought elsewhere in the submission, generally support CE-P2 but considers that the concept of values not being compromised differs from the direction given in section 6(a) of the Resource Management Act 1991 that directs that the preservation of natural character from inappropriate subdivision, use and development is recognised and provided for. Submitter seeks to amend CE-P2 to reflect and give effect to the Canterbury Regional Policy Statement (CRPS) as the effects management approach is overly onerous and inconsistent with CRPS. | <p>Amend CE-P2:</p> <p>“Recognise the natural character values identified in CE-SCHED1, CE-SCHED2, and other areas of the coastal environment, and protect them by:</p> <ol style="list-style-type: none"> 1. avoiding, where possible, all adverse effects from inappropriate subdivision, use or development within areas of ONC, and areas adjoining the CMA; 2. avoiding, where possible, significant adverse effects, including cumulative effects, from inappropriate subdivision, use or development within areas of HNC, or VHNC; 3. avoiding, remedying or mitigating any other adverse effects on natural character attributes in the coastal environment; 4. avoiding, where possible, the clearance of indigenous vegetation, and the planting of non-indigenous vegetation within identified coastal natural character areas; 5. avoiding, where possible, activities that damage the stability of coastal dune systems; and 6. maintaining indigenous biodiversity, including remnant vegetation and habitats of indigenous species.” | Decline the submission point |
| 210.26 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on | NATC - Ahuatanga o te awa - Natural character of | NATC-O2 | Amend | Recognise importance of surface freshwater environment and support intent to restore degraded freshwater | <p>Amend NATC-O2:</p> <p>“Restoration Where practicable, prioritise restoration of the natural character of surface freshwater bodies and their margins where degradation has occurred.”</p> | Decline the submission. Do not agree with “where practicable”. |

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| | behalf of Waimakariri Irrigation Limited | freshwater bodies | | | bodies, however amend to recognise circumstances, particularly with respect to regionally significant infrastructure, where restoration is not practicable. | | |
| 210.27 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC-O3 | Amend | Recognise the importance of the surface freshwater environment. However notes it may not always be possible to preserve natural character, particularly with respect to regionally significant infrastructure. | Amend NATC-O3: “The use of wetlands, and lakes and rivers and their margins are managed to preserve maintain their natural character.” | Decline the submission point. Should use effects management hierarchy in relation to effects on wetland, lakes and rivers and their margins. |
| 210.28 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC-P2 | Amend | Irrigation and stockwater networks are critical for social and economic wellbeing. When identifying significant freshwater bodies, it is important to consider the presence of infrastructure and the potential for such identification to interfere with the safe and efficient functioning of that infrastructure. There must be a balance between protecting the | Amend NATC-P2: “... 5. the absence of critical or regionally significant infrastructure.” | Decline the submission. The presence of infrastructure should not determine the scale of significance of a water body. |

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| | | | | | environment and enabling infrastructure that serves community's needs. | | |
| 210.29 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC-P3 | Amend | Support intent of NATC-P3 to the extent that land use effects are managed. However it only directs that effects of land use are managed through limiting their size, appearance, and location, which inappropriately limits the methods available to manage effects. | Amend NATC-P3: "Recognise the cultural significance of wetlands, lakes and rivers and their margins, to mana whenua, and manage the effects of land use activities through limiting the size, visual appearance, and location, to ensure they do not adversely affect taonga species, mahinga kai or customary harvesting, access, and other cultural values." | Decline the submission point Should use effects management hierarchy in relation to effects rather than 'manage'. |
| 210.30 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC-P4 | Oppose | Support intent of NATC-P4 to preserve natural character where that is practicable. However, it must recognise and provide for regionally significant infrastructure, including irrigation infrastructure that has a functional and operational need to locate near freshwater bodies. | Amend NATC-P4: "... 2. minimising, or where that is not reasonably practicable, managing indigenous vegetation clearance and modification, including where associated with ground disturbance and the location of structures, near wetlands, and lakes and rivers and their margins; 3. where reasonably practicable, requiring setbacks of activities from wetlands, and lakes and rivers and their margins, including buildings, structures, impervious surfaces, plantation forestry, woodlots and shelterbelts; and ..." | Decline the submission point. Should use effects management hierarchy in relation to effects rather than 'minimise' |
| 210.33 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of | NATC - Ahuatanga o te awa - Natural character of | NATC-S1 | Amend | Irrigation and stockwater networks are critical for the District's social and economic wellbeing and often has a functional and | Amend NATC-S1: "1. Except for community scale irrigation and stockwater infrastructure, activities shall be outside of the setback distance specified in Table NATC-1." | Decline the submission point. If the community scale infrastructure |

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| | Waimakariri Irrigation Limited | freshwater bodies | | | operational need to be located near freshwater bodies. It is vital that the setback standards contain an exemption for community scale irrigation and stockwater infrastructure. | | does not meet the definition of nationally or regionally significant it should not be elevated to the same status which will allow more permissive planning frameworkl. |
| 210.34 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | NATC - Ahuatanga o te awa - Natural character of freshwater bodies | NATC-MD6 | Amend | Irrigation and stockwater networks are critical for the District's social and economic wellbeing and the associated infrastructure often has a functional and operational need to be located near freshwater bodies. It is vital that irrigation and stockwater infrastructure is explicitly recognised as a matter for consideration. | Amend NATC-MD6: "... 3. Where regionally significant infrastructure, including for irrigation and stockwater, has a functional and operational need to locate within the applicable setback width." | Decline the submission point. Do not need to include irrigation for stock water if it doesn't meet the definition for regionally significant infrastructure. |
| 210.43 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of | EW - Ketuketu whenua - Earthworks | General | Support | WIL irrigation and stockwater networks are critical for wellbeing of the District and WIL should be enabled to operate, maintain, | Amend to include new rule: "Earthworks associated with the maintenance and upgrading of community scale irrigation and stockwater infrastructure. Activity Status: Permitted" | Decline the submission point. Need to ensure that effects on threatened |

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| | Waimakariri Irrigation Limited | | | | upgrade and develop its infrastructure. Include a permitted activity rule enabling maintenance and upgrade of irrigation network without requirement for resource consent. Alternatively, amend earthworks rules to recognise irrigation network maintenance and upgrades as a permitted activity. | | freshwater species are avoided. |
| 210.44 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | EW - Ketuketu whenua - Earthworks | General | Support | WIL is committed to undertake further works such as managed aquifer recharge and targeted stream augmentation. These are likely to be significant for future water quality and should be separately provided for as a permitted activity, noting regional plan controls on the establishment of these activities. | Amend to include new rule: "Earthworks associated with targeted stream augmentation and managed aquifer recharge. Activity Status: Permitted" | Decline the submission point. Need to ensure that effects on threatened freshwater species are avoided. |
| 210.48 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri | EW - Ketuketu whenua - Earthworks | EW-P6 | Amend | Recognise the importance of protecting surface water bodies, avoiding contamination and adverse effects on mahinga kai, but for irrigation and | Amend EW-P6: "Avoid Manage adverse effects of earthworks on ground and surface water bodies that could result in water contamination and adverse effects on mahinga kai." | Decline the submission. Need to ensure that effects on threatened freshwater |

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| | i Irrigation Limited | | | | stockwater infrastructure adverse effects may not be able to be avoided in all circumstances. Sufficient flexibility is required to enable management of effects to not prevent safe and efficient operation, maintenance, upgrade and development of regionally significant infrastructure. | | species are avoided. |
| 210.49 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | EW - Ketuketu whenua - Earthworks | EW-R1 | Amend | Waimakariri Irrigation Ltd (WIL) infrastructure is important in the District. Prefer a separate permitted activity rule or permitted activity rules that explicitly apply to the maintenance or upgrade of irrigation and stockwater infrastructure. WIL needs to operate, maintain, upgrade and develop its infrastructure without unnecessary resource consent requirements. | Amend EW-R1 (3) and new (4): "... 3. the earthworks are contained within ground previously disturbed through construction of the road, footpath, cycleway, track, carpark or accessway.; and 4. the earthworks are for the maintenance or upgrade of regionally significant infrastructure, including for community scale irrigation and stockwater. " | Decline the submission point. Need to ensure that effects on threatened freshwater species are avoided. |
| 210.51 | Chapman Tripp - Ben Williams, Kirsty | EW - Ketuketu whenua - Earthworks | EW-R5 | Oppose | Given the importance of Waimakariri Irrigation Limited's (WIL's) infrastructure in the | Amend EW-R5: "... 5. the earthworks are necessary to enable the maintenance or upgrading of regionally significant | Decline the submission point. Need to ensure that |

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| | Jacomb - on behalf of Waimakariri Irrigation Limited | | | | <p>Waimakariri District, a stand-alone permitted activity rule is preferred (see above).</p> <p>In the alternative, WIL supports the proposed permitted activity rules provided they are explicitly applicable to the maintenance or upgrade of irrigation and stockwater infrastructure. It is vital that WIL can operate, maintain, upgrade and develop its infrastructure without unnecessary consenting requirements.</p> | infrastructure, including for established community scale irrigation and stockwater infrastructure." | effects on threatened freshwater species are avoided. |
| 210.54 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | EW - Ketuketu whenua - Earthworks | EW-S1 | Oppose | <p>Limiting earthworks on a per site basis creates consenting requirements for linear infrastructure, where the per-site limits are not relevant to the length of the infrastructure e.g. canals and races, in each site. Seek that such infrastructure is exempt from limits.</p> | <p>Amend standards to provide for earthworks for linear infrastructure, not cubic metres per site:</p> <p>General Rural Zone, Rural Lifestyle Zone, Special Purpose Zone (Kāinga Nohoanga) - sites outside of Tuahiwi Precinct:</p> <p>500m3 or 100m3 per ha, whichever is greater, unless the earthworks are for the operation, maintenance or upgrading of regionally significant infrastructure that is linear in nature e.g. canals and races.</p> | <p>The proposed amendment is too permissive and would have no limits. Need to ensure that effects on threatened freshwater species are avoided. Decline the submission point.</p> |

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| 210.56 | Chapman Tripp - Ben Williams, Kirsty Jacomb - on behalf of Waimakariri Irrigation Limited | EW - Ketuketu whenua - Earthworks | EW-S3 | Oppose | Waimakariri Irrigation Limited infrastructure traverses much of the district and may be within 50 metres of a mapped wetland or 20 metres of a stream or river, without earthworks affecting waterbodies. Seek that earthworks for infrastructure are exempt from such requirements to avoid resource consent requirements. | Amend EW-S3: "... Except where the earthworks are for the operation, maintenance or upgrading of regionally significant infrastructure that is linear in nature e.g. canals. " | The proposed amendment is too permissive and would have no limits. Need to ensure that effects on threatened freshwater species are avoided. Decline the submission point. |
| 219.2 | Ngai Tahu Forestry - Tanya Stevens | RURZ - Matters of Discretion for all Rural Zones | RURZ-MD1 | Amend | Matters of discretion are appropriate but amend to align with the National Environmental Standards for Plantation Forestry, particularly for forestry adjacent to Outstanding Natural Landscape and Significant Natural Areas but not within those areas. | Amend RURZ-MD1 to better align with the National Environmental Standards for Plantation Forestry. | Support this submission point. |
| 219.3 | Ngai Tahu Forestry - Tanya Stevens | RURZ - Matters of Discretion for all Rural Zones | RURZ-MD3 | Amend | Matters of discretion are appropriate but amend to align with National Environmental Standards for Plantation Forestry. In particular reverse sensitivity is not | Amend RURZ-MD3 to align with National Environmental Standards for Plantation Forestry and delete matter (4). | Support this submission point. |

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| | | | | | relevant as forestry is common in rural areas. | | |
| 219.4 | Ngai Tahu Forestry - Tanya Stevens | RURZ - Matters of Discretion for all Rural Zones | RURZ-MD4 | Amend | Matters of discretion are appropriate but amend to align with the National Environmental Standards for Plantation Forestry and reverse sensitivity is not considered necessary. | Amend RURZ-MD4 to align with National Environmental Standards for Plantation Forestry and delete matter (3). | Support this submission point. |
| 219.5 | Ngai Tahu Forestry - Tanya Stevens | NFL - Ahuatanga o te whenua - Natural features and landscapes | NFL-R13 | Oppose | The National Environmental Standards for Plantation Forestry uses restricted discretionary activity status for forestry within Outstanding Natural Landscapes and Outstanding Natural Features. Seeks discretionary rather than non-complying activity status for better alignment, to recognise the s104D 'gateway' test is overly onerous for forestry and retain ability to decline an application while having full discretion. | Amend activity status to discretionary for better alignment with the National Environmental Standards for Plantation Forestry. | Support this submission point. |
| 219.6 | Ngai Tahu Forestry - Tanya Stevens | ECO - Punaha hauropi me te rerenga | ECO-R7 | Oppose | The National Environmental Standards for Plantation Forestry has a restricted | Amend activity status of ECO-R7 to discretionary to better align with National Environmental Standards for Plantation Forestry. | Support this submission point. |

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| | | <p>rauropi take - Ecosystems and indigenous biodiversity</p> | | | <p>discretionary activity status for forestry within Significant Natural Areas. Greater alignment is sought by amending activity status of ECO-R7 from non- complying to discretionary. Council would still be able to decline applications, and would have greater discretion than under a restricted discretionary activity. The 'gateway' test of Section 104D of the Resource Management Act 1991 is too onerous for forestry.</p> | | |
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| 249.8 | Resource Management Group Limited - Melanie Foote | Definitions | Definitions | <p>Replace the definitions of 'critical infrastructure', 'regionally significant infrastructure', and 'strategic infrastructure' with a new definition 'important infrastructure'.</p> <p>"Important Infrastructure Those necessary facilities, services, and installations which are critical or of significance to either New Zealand, Canterbury, or Waimakariri. This may include but are not limited to:</p> <ul style="list-style-type: none"> a. Strategic transport network b. Christchurch International Airport c. Telecommunication networks d. National, regional and local electricity generation activities undertaken by a Electricity Operator as defined by the Electricity Act 1992 e. Electricity distribution networks f. Electricity transmission networks g. Public and community wastewater collection, treatment and disposal networks h. Public and community land drainage infrastructure i. Public and community stormwater infrastructure j. Public and community potable water and fire fighting supply systems infrastructure k. Public and community-scale irrigation and stockwater infrastructure l. Gas storage and distribution infrastructure m. Bulk fuel supply infrastructure including terminals, and pipelines n. Ports including inland ports o. New Zealand Defence Force facilities p. Emergency Services facilities q. Public healthcare institutions" | Decline this submission point |
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| 249.46 | Resource Management Group Limited - Melanie Foote | EI - Pungao me te hanganga hapori - Energy and infrastructure | Introduction | Replace the terms 'regionally significant infrastructure', 'critical infrastructure' and strategic infrastructure' with 'important infrastructure' and include the definition of 'important infrastructure' provided elsewhere in the submission. | The terms regionally significant infrastructure', 'critical infrastructure' and strategic infrastructure' relate to other legislation and should be retained. Decline this submission point |
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| 178.6 | Heritage New Zealand Pouhere Taonga - Arlene Baird | SD - Rautaki ahunga - Strategic directions | Objectives | SD- O5 | Amend | Supports SD-O5. Notes the strategic directions do not include any objectives which promote the identification, recognition and protection of places, landscapes, and features which are significant to Waimakariri's wider character and cultural heritage. | Include a new objective to provide high level direction regarding the identification and recognition of places, landscapes, and features which are significant to Waimakariri's character and cultural heritage, to ensure their protection for future generations. | Support this submission point. It is important to promote the preservation of character and cultural heritage |
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| 295.58 | Horticulture New Zealand - Ailsa Robertson | Definitions | General | Amend | Add a definition to provide for 'ancillary rural earthworks' which are undertaken as part of normal horticultural property (or other farm) operations. | <p>Insert new definition:</p> <p>"Ancillary rural earthworks means any earthworks associated with the maintenance and construction of facilities typically associated with farming activities, including, but not limited to, farm tracks or roads (up to 6m wide), landings, stock races, silage pits, farm drains, farm effluent ponds, feeding pads, fencing, erosion and sediment control measures, and burying of material infected by unwanted organisms (as declared by Ministry for Primary Industries Chief Technical Officer or an emergency declared by the Minister under the Biosecurity Act 1993)."</p> | Decline the submission. All earthworks should be covered by the earthworks provisions it should not include vegetation clearance. A separate activity for disposing of waste could be included |
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| 295.93 | Horticulture New Zealand - Ailsa Robertson | Activity Rules | ECO-R1 | Amend | <p>Note that while ECO-R1(3)(d) provides for active management of existing pests and diseases, it does not clearly provide for unwanted organisms.</p> <p>Seek amendment to ECO-R1 to provide for the rapid response to a biosecurity incursion of an unwanted organism via the clearance and disposal of infected or host vegetation.</p> <p>Support permitted activity status for clearance in relation to maintenance, repair or replacement of existing access track and around existing buildings and structures, and indigenous vegetation planted as shelterbelts.</p> | <p>Amend ECO-R1:</p> <p>"... 3. the indigenous vegetation clearance is: ... j. to manage vegetation that is infected by an unwanted organism as declared by the Ministry of Primary Industries Chief Technical Officer or an emergency declared by the Minister under the Biosecurity Act 1993."</p> | Support this submission |
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From: [Audrey Benbrook](#)
To: [Emily Cameron](#)
Subject: FW: Waimakariri District Plan Further submission - DOC-7208252 (2)
Date: Friday, 9 December 2022 9:31:41 am
Attachments: [image001.png](#)
[Waimakariri District Plan Further Submission - Director General of Conservation DOC-7208252.pdf](#)

From: Amy Young <ayoung@doc.govt.nz>
Sent: Friday, 9 December 2022 8:56 AM
To: Audrey Benbrook <audrey.benbrook@wmk.govt.nz>
Subject: RE: Waimakariri District Plan Further submission - DOC-7208252 (2)

[THIS EMAIL IS FROM AN EXTERNAL SOURCE] DO NOT CLICK links or attachments unless you recognise the sender email address and know the content is safe.

Hi Audrey,

Thank you for picking that up. The further submission is on the Waimakariri District Plan Review. That was just an embarrassing mistake. Please accept my apologies. I have attached a corrected version.

Regards,
Amy

From: Audrey Benbrook <audrey.benbrook@wmk.govt.nz>
Sent: Friday, 9 December 2022 8:37 am
To: Amy Young <ayoung@doc.govt.nz>
Subject: FW: Waimakariri District Plan Further submission - DOC-7208252 (2)

Good Morning, please confirm this is the Waimakariri District Council Further Submission and not the Selwyn District Council as stated on Appendix A.

Many thanks.

Audrey Benbrook

From: Amy Young <ayoung@doc.govt.nz>
Sent: Monday, 21 November 2022 6:00 PM
To: Development Planning Mailbox <developmentplanning@wmk.govt.nz>
Subject: Waimakariri District Plan Further submission - DOC-7208252 (2)

[THIS EMAIL IS FROM AN EXTERNAL SOURCE] DO NOT CLICK links or attachments unless you recognise the sender email address and know the content is safe.

Good afternoon,
Please find attached the further submission by the Director-General of Conservation *Tumuaki Ahurei* in respect of the proposed Waimakariri District Plan which was notified on 18 September 2021. The further submission identifies the Director-General's concerns and is made in respect of the North Canterbury Department of Conservation District Offices. Please accept my apologies as this has been submitted after the 5pm deadline, I was having technical difficulties.
Regards,
Amy Young

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