

## DISTRICT PLAN REVIEW

# Proposed Waimakariri District Plan - Submission

Clause 6 of Schedule 1, Resource Management Act 1991

### Submitter details

(Our preferred methods of corresponding with you are by **email** and **phone**).

Full name: D & V Caseley

Email address: d.vcaseley@scorch.co.nz

Please select one of the two options below:

- ☒ I **could not** gain an advantage in trade competition through this submission (go to Submission details, you do not need to complete the rest of this section)
- ☐ I **could** gain an advantage in trade competition through this submission (please complete the rest of this section before continuing to Submission details)

Please select one of the two options below:

- ☒ I **am** directly affected by an effect of the subject matter of the submission that:
- A) Adversely affects the environment; and
  - B) Does not relate to trade competition or the effect of trade competition.
- ☐ I **am not** directly affected by an effect of the subject matter of the submission that:
- A) Adversely affects the environment; and
  - B) Does not relate to trade competition or the effect of trade competition.

## Submission details

The specific provisions of the proposal that my submission relates to are as follows: *(please give details)*

Minimum allotment size for the General Rural Zone of 20ha as set out in Table SUB-1 and associated Rule SUB-R10 making subdivision in the General Rural Zone below 20ha a non-complying activity.

My submission is that: *(state in summary the Proposed Plan chapter subject and provision of your submission. Clearly indicate whether you support or oppose the specific provisions or wish to have amendments made, giving reasons) (please include additional pages as necessary)*

Support the minimum allotment size for the General Rural Zone of 20ha as set out in Table SUB-1 and associated Rule SUB-R10 making subdivision in the General Rural Zone below 20ha a non-complying activity, together with the associated Objective SUB-01 and Policies SUB-P1 and Sub-P2. Smaller landholdings can give rise to a number of amenity, reverse sensitivity and character adverse environmental effects. They can also create issues around freshwater management that could potentially impact on primary production activities downstream.

I/we have included: 0 additional pages

I/we seek the following decision from the Waimakariri District Council: *(give precise details, use additional pages if required)*

Retain the minimum allotment size for the General Rural Zone of 20ha as set out in Table SUB-1 and associated Rule SUB-R10 making subdivision in the General Rural Zone below 20ha a non-complying activity, together with the associated Objective SUB-01 and Policies SUB-P1 and Sub-P2.

## Submission at the Hearing

☒ I/we wish to speak in support of my/our submission

☐ I/we do not wish to speak in support of my/our submission

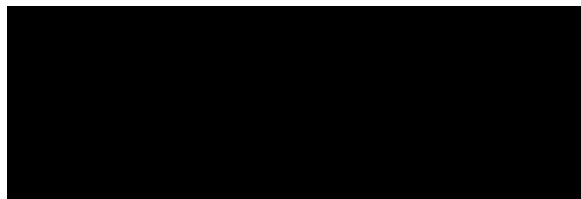
☒ If others make a similar further submission, I/we will consider presenting a joint case with them at the hearing

## Signature

*Of submitters or person authorised to sign on behalf of submitter(s)*

Signature \_\_\_\_\_

*(If you are making your submission electronically, a signature is not required)*



## Important Information

1. The Council must receive this submission before the closing date and time for submissions.
2. Please note that submissions are public. Your name and submission will be included in papers that are available to the media and public. Your submission will only be used for the purpose of the District Plan review process.
3. Only those submitters who indicate they wish to speak at the hearing will be emailed a copy of the planning officers report (please ensure you include an email address on this submission form).

If you are a person who could gain an advantage in trade competition through the submission, your right to make a submission may be limited by clause 6(4) of Part 1 of Schedule 1 of the Resource Management Act 1991.

Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least 1 of the following applies to the submission (or part of the submission):

- It is frivolous or vexatious
- It discloses no reasonable or relevant case
- It would be an abuse of the hearing process to allow the submission (or the part) to be taken further
- It contains offensive language
- It is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

**Send your submission to:** Proposed District Plan Submission  
Waimakariri District Council  
Private Bag 1005, Rangiora 7440

**Email to:** developmentplanning@wmk.govt.nz

**Phone:** 0800 965 468 (0800WMKGOV)

**You can also deliver this submission form to one our service centres:**

**Rangiora Service Centre:** 215 High Street, Rangiora

**Kaiapoi Service Centre:** Ruataniwha Kaiapoi Civic Centre, 176 Williams Street, Kaiapoi

**Oxford Service Centre:** 34 Main Street, Oxford

**Submissions close 5pm, Friday 26 November 2021**

**Please refer to the Council website [waimakariri.govt.nz](http://waimakariri.govt.nz) for further updates**

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## Submission details

The specific provisions of the proposal that my submission relates to are as follows: *(please give details)*

Natural character of freshwater bodies, in particular Rules NATC-R6, NATC-R8 and NATC-R9 and the associated setbacks set out in NATC-S1 and Table NATC-1. These setbacks and rules are inconsistent with rules contained within the Canterbury Land and Water Regional Plan, the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 and the Resource Management (Stock Exclusion) Regulations 2020 and are an unnecessary double up of regulation. Further amendments to the Resource Management Act 1991 through the review of the Freshwater Management requires all rural properties with an arable or pastoral land area of 20ha or a horticultural area of 5ha to have a Certified Freshwater Farm Plan (FFP) which is also required to be audited. One of the purposes of the FFP is to avoid the need for additional resource consents for farming related activities such as stock exclusion, fencing, water trough placement, bridges and culverts. Other matters considered relevant, such as fish passage, in relation to bridges and culverts are addressed through rules in the Resource Management (National Environmental Standards for Freshwater) Regulations 2020. Asking an applicant to apply for two or even three consents in relation to the same activity is overly onerous, costly and will not serve to provide for better environmental outcomes.

My submission is that: *(state in summary the Proposed Plan chapter subject and provision of your submission. Clearly indicate whether you support or oppose the specific provisions or wish to have amendments made, giving reasons) (please include additional pages as necessary)*

Oppose Rules NATC-R6, NATC-R8 and NATC-R9 and the associated setbacks set out in NATC-S1 and Table NATC-1. Under recent freshwater management reform the requirements for stock exclusion have been dealt with via Regulations made under section 360 of the Resource Management Act 1991. These require a setback for new fencelines of 3m which is less than the 5m required under Table NATC-1 for any waterbody not listed in SCHED1, SCHED2 or SCHED3. A setback of 5m is considered overly onerous on farming properties and this was recognised by the Government in drafting the Regulations where the setback was reduced from 5m to 3m. These matters are also addressed through the requirements of the Canterbury Land and Water Regional Plan, the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 and by Freshwater Farm Plans (required by the Resource Management Act 1991). These provisions create an additional layer of regulation which is inconsistent, overly onerous and unnecessary given the raft of provisions that already exist at a regional and national level.

I/we have included: 0 additional pages

I/we seek the following decision from the Waimakariri District Council: *(give precise details, use additional pages if required)*

Delete Rule NATC-R6 and the associated setbacks set out in NATC-S1 and Table NATC-1, in so far as they relate to for any waterbody not listed in SCHED1, SCHED2 or SCHED3, or in the alternative amend so as to be consistent with the Resource Management (Stock Exclusion) Regulations 2020. Delete Rules NATC-R8 and NATC-R9 to avoid doubling up on regulation by being leaving these matters to be addressed under the Canterbury Land and Water Regional Plan, the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 thereby avoiding District Council resource consents for matters which are required to be addressed under those plans or in a Certified Freshwater Farm Plan.

## Submission at the Hearing

☒ I/we wish to speak in support of my/our submission

☐ I/we do not wish to speak in support of my/our submission

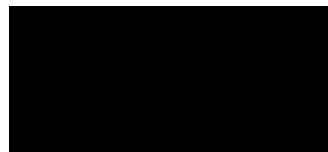
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