

Submitter: McPherson Resources Limited

Submission number: 691

Submission number	Further submitter name	Further submitter oppose/support	Summary of decision requested	Decision	Decision report where this subject matter is addressed
691.1			<p>Delete the definitions for "Aggregate Extraction Activities", "Extractive Industry", "Mineral Extraction and Processing" from Chapter 13 Definitions. AND Add a replacement definition for <u>"Mineral and Aggregate Extraction Activities" to Chapter 13 Definitions as follows (or words to similar effect): Mineral and Aggregate Extraction Activities Means those activities associated with mineral and aggregate extraction, including: Excavation, blasting, processing (crushing, screening, washing and blending); The storage, distribution and sale of minerals and aggregates by wholesale to industry or by retail; Ancillary earthworks; The removal and deposition of overburden; Treatment of stormwater and wastewater; Landscaping and rehabilitation work, including cleanfilling; Ancillary buildings and structures; and Residential accommodation necessary for security purposes</u> AND Any consequential amendments or alternative relief to give effect tot the matters raised in the submission.</p>	Reject	Decision Report 30: Definitions

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FS1146.7	Gleeson Quarries Huntly Limited	Support		Reject	
FS1319.22	New Zealand Steel Holdings Limited	Support		Reject	
FS1334.11	Fulton Hogan Limited	Support		Reject	
691.2			Retain Objective 5.4.1 Mineral and extractive industries, except for the amendments sought below AND Amend Objective 5.4.1 Mineral and extractive industries as follows (or words to similar effect): Mineral resource use and <u>mineral and aggregate extraction activities</u> provides economic, social and environmental benefits to the district and are protected. AND Any consequential amendments or alternative relief to give effect tot the matters raised in the submission.	Accept in Part	Decision Report 22: Rural Zone
FS1319.23	New Zealand Steel Holdings Limited	Support		Accept in Part	
FS1334.55	Fulton Hogan Limited	Support		Accept in Part	
691.3			Amend Policy 3.2.2 (b) Identify and Recognise, as follows (or words to similar effect): (b) Recognise and protect Significant Natural Areas by ensuring the characteristics that contribute to their significance are not adversely affected by <u>activities other than mineral and aggregate</u>	Accept in Part	Decision Report 9: Significant Natural Areas

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			<u>extraction.</u> AND Any consequential amendments or alternative relief to give effect tot the matters raised in the submission.		
FS1198.12	Bathurst Resources Limited and BT Mining Limited	Support		Accept in Part	
FS1334.21	Fulton Hogan Limited	Support		Accept in Part	
691.4			Amend Policy 3.2.3 (a)(i) Management hierarchy, as follows (or words to similar effect): (a) Recognise and protect indigenous biodiversity within Significant Natural Areas by: (i) avoiding the significant adverse effects of vegetation clearance and the disturbance of habitats unless specific activities need to be enabled, <u>such as for mineral and aggregate extraction activities;</u> AND Any consequential amendments or alternative relief to give effect tot the matters raised in the submission.	Accept in Part	Decision Report 9: Significant Natural Areas
FS1334.90	Fulton Hogan Limited	Support		Accept in Part	
691.5			Amend Policy 3.2.4 (b) Biodiversity offsetting, in the event that the Significant Natural Area overlay is not removed from the McPherson's property (as addressed elsewhere in the submission), as follows (or words to similar effect): (b) Within a Significant Natural Area <u>not otherwise subject to mineral or aggregate</u>	Reject	Decision Report 9: Significant Natural Areas

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			<u>extraction activities</u> , a biodiversity offset will only be considered appropriate where adverse effects have been avoided, remedied or mitigated in accordance with the hierarchy established in Policy 3.2.3. AND Any consequential amendments or alternative relief to address the matters raised in the submission.		
FS1334.29	Fulton Hogan Limited	Support		Reject	
691.6			Amend 3.2.7 Policy (a)(v) Managing Significant Natural Areas, as follows (or words to similar effect): (v) Avoiding physical and legal fragmentation <u>where practicable</u> . OR Amend Policy 3.2.7 (a)(v) Managing Significant Natural Areas, as follows if the Council does not want to remove the words "physical" (or words to similar effect): (v) Avoiding physical and legal fragmentation <u>where practicable</u> . AND Any consequential amendments or alternative relief to address the matters raised in the submission.	Reject	Decision Report 9: Significant Natural Areas
FS1334.32	Fulton Hogan Limited	Support		Reject	
FS1377.197	Havelock Village Limited	Support		Reject	
691.7			Retain the intent of Policy 5.4.2 Access to minerals and extractive industries, except for the amendments sought below. AND Amend 5.4.2 – Access to minerals and extractive and industries as follows (or words to similar effect): (a) Enable extractive industries provided that adverse	Accept in Part	Decision Report 22: Rural Zone

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			<p>effects are avoided, remedied or mitigated <u>insofar as it is reasonable and practicable while still ensuring that the industry remains viable</u>; (b) Protect access to, and extraction of, mineral resources by: (i) Identifying lawfully established extractive industries in <u>or outside of</u> Aggregate Extraction Areas and Coal Mining Areas on planning maps; (ii) Identifying the site of a potential extractive industry within <u>or outside of</u> an Aggregate Resource Area on planning maps; (c).... AND Any consequential amendments or alternative relief to address the matters raised in the submission.</p>		
FS1319.24	New Zealand Steel Holdings Limited	Support		Accept in Part	
FS1334.61	Fulton Hogan Limited	Support		Accept in Part	
FS1377.198	Havelock Village Limited	Support		Accept in Part	
691.8			<p>Amend Rule 22.2.3.1 P1 (a)(i) Earthworks - General, as follows (or words to similar effect): <u>Ancillary rural and mineral/aggregate extraction earthworks</u>; AND Any consequential amendments or alternative relief to address the matters raised in the submission.</p>	Reject	Decision Report 22: Rural Zone
FS1319.25	New Zealand Steel Holdings Limited	Support		Reject	

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FS1334.77	Fulton Hogan Limited	Support		Reject	
691.9			<p>Add to the Planning Maps an 'Aggregate Extraction Areas' overlay to be applied across the entirety of the McPherson quarry site including the following legal titles (see the maps attached to the submission): CT NA2D/412 (comprising Allot 22 PSH of Mangatawhiri, Allot 139 and 140 PSH of Mangatawhiri and Allot 161 and 163 PSH of Mangatawhiri). CT NA2D/497 (comprising Allot 162 PSH of Mangatawhiri). CT NA2D/961 (comprising Allot 164 PSH of Mangatawhiri) AND Add to the Planning Maps an 'Aggregate Extraction Areas' overlay to be applied across the immediate neighbouring property of the McPherson quarry site, which have been earmarked for future expansions (as per resource consent application LUC023/19) being (see the maps attached to the submission): CT NA577/25 (comprising Allotment 23 Settlement of Pokeno, Allotment 24 Settlement of Pokeno, Allotment 130 Settlement of Pokeno, Allotment 132 Settlement of Pokeno, Allotment 133 Settlement of Pokeno). CT NA423/102 (comprising of Allotment 159 Parish of Mangatawhiri, Allotment 160 Parish of Mangatawhiri). AND Any consequential amendments or alternative relief to address the matters raised in the submission.</p>	Accept	Decision Report 22: Rural Zone

Submission number	Further submitter name	Further submitter oppose/support	Summary of decision requested	Decision	Decision report where this subject matter is addressed
691.10			Retain Policy 5.3.3 Industrial and commercial activities, except for the amendments sought below; AND Add clause (c) to Policy 5.3.3 Industrial and commercial activities, as follows (or words to similar effect): <u>(c) Allowing for mineral and aggregate extraction activities insofar as they are existing in the Rural Zone.</u> This relief is sought in the event that any part of the submission from point 691.1 to 691.15 is not Accepted by WDC; AND Any consequential amendments or alternative relief to address the matters raised in the submission.	Reject	Decision Report 22: Rural Zone
FS1319.26	New Zealand Steel Holdings Limited	Support		Reject	
FS1334.35	Fulton Hogan Limited	Support		Reject	
691.11			Retain Policy 5.3.7(a)(iii) Reverse sensitivity effects, as notified. This relief is sought in the event that any part of the submission from point 691.1 to 691.15 is not Accepted by WDC.	Accept in Part	Decision Report 22: Rural Zone
FS1334.38	Fulton Hogan Limited	Support	.	Accept in Part	
691.12			Retain Policy 5.3.9 – Non-rural activities, as notified. This relief is sought in the event that any part of the submission from point 691.1 to 691.15 is not Accepted by WDC.	Accept in Part	Decision Report 22: Rural Zone
FS1334.44	Fulton Hogan Limited	Support		Accept in Part	

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691.13			Amend Policy 5.3.13 (a) Waste management activities, as follows (or words to similar effect): (a) Provide for the rehabilitation of existing quarry sites <u>upon decommission</u> , including land and clean fill activities, where there is an environmental gain. This relief is sought in the event that any part of the submission from point 691.1 to 691.16 is not Accepted by WDC. AND Any consequential amendments or additional relief to address the matters raised in the submission.	Reject	Decision Report 22: Rural Zone
<i>FS1334.50</i>	Fulton Hogan Limited	Support		Reject	
691.14			Retain the intent of Policy 5.3.15 Noise and Vibration, except for the amendments sought below; AND Amend Policy 5.3.15 (a)(iii) Noise and vibration, as follows (or words to similar effect): (a) Adverse effects of noise and vibration are minimised by: ... (iii) Maintaining appropriate buffers between high noise environments and noise sensitive activities <u>insofar as that is practicable</u> ; This relief is sought in the event that any part of the submission from point 691.1 to 691.15 is not adopted by WDC. AND Any consequential amendments or additional relief to address the matters raised in the submission.	Accept in Part	Decision Report 22: Rural Zone
<i>FS1319.27</i>	New Zealand Steel Holdings Limited	Support		Accept in Part	

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FS1334.54	Fulton Hogan Limited	Support		Accept in Part	
691.15			Amend Rule 22.1.3 RD1 (a) Restricted Discretionary Activities, as follows (or words to similar effect): (a) Intensive farming and <u>mineral or aggregate extractive industries</u> that meet all of the following conditions: (i) Land Use - Effects in Rule 22.2; [subject to proposed amendments] (ii) Land Use - Building ion Rule 22.3; [subject to proposed amendments] (iii) ... AND Delete Rule 22.1.5 D8 Discretionary Activities. This relief is sought in the event that any part of the submission from point 691.1 to 691.15 is not Accepted by WDC. AND Any consequential amendments or additional relief to address the matters raised in the submission.	Accept in Part	Decision Report 22: Rural Zone
FS1198.45	Bathurst Resources Limited and BT Mining Limited	Support		Accept in Part	
691.16			Delete the Significant Natural Areas from the Planning Maps for the following titles: CT NA2D/412 (comprising Allot 22 PSH of Mangatawhiri, Allot 139 and 140 PSH of Mangatawhiri, Allot 161 and 163 PSH of Mangatawhiri) CT NA2D/497 (comprising Allot 162 PSH) CT NA2D/961 (Allot 164 PSH) AND Any consequential amendments or	Accept in part	Decision Report 9: Significant Natural Areas

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			alternative relief to address the matters raised in the submission.		
FS1007.16	Phillip John Swann	Support		Accept in part	
FS1293.128	Department of Conservation	Oppose		Accept in part	
691.17			Retain the Proposed District Plan subject to the decision sought in the submission	Accept in part	various decision reports
691.18			Amend the Planning Maps to apply the overlay relating to "Aggregate Extraction Areas" to all existing quarry operations in the District to ensure consistency, including the McPherson Quarry.	Accept	Decision Report 22: Rural Zone
FS1334.88	Fulton Hogan Limited	Support		Accept	
691.19			Add provisions dedicated to "mineral and aggregate extraction activities" to the Proposed District Plan, which include specific rules in respect of the minerals and aggregate extraction industry in the Waikato District so as to ensure that this industry is appropriately safeguarded and the Regional Policy Statement is adhered to. OR Amend the provisions of the Rural Zone so as to provide sufficient protection for mineral and aggregate extraction activities.	Reject	Decision Report 32: Miscellaneous Matters
691.20			Amend Rule 22.3.7.2 PI (a) Building setback sensitive land use as follows (or words to similar	Accept in Part	Decision Report 22: Rural Zone

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			effect): (a) Any building for a sensitive land use must be set back a minimum of: .. (iv) 200m from an Aggregate Extraction Area, <u>mineral or aggregate extraction activities</u> containing a sand resource; (v) 500m from an Aggregate Extraction Area, <u>mineral or aggregate extraction activities</u> containing a rock resource; AND Any consequential amendments or alternative relief to address the matters raised in the submission.		
FS1334.82	Fulton Hogan Limited	Support		Accept in Part	
691.21			Add a new rule Rule 22.2.1.4 Noise - Mineral and Aggregate Extraction as follows (or words to similar effect): <u>22.2.1.4 NOISE – MINERAL AND AGGREGATE EXTRACTION</u> Any noise <u>created by mineral or aggregate extraction activities is permitted provided that if measured at the notional boundary of any dwelling, which existed at [insert date of plan becoming operative], does not exceed:</u> a) 55dBA (L10) <u>7am to 7pm Monday to Friday;</u> b) 55dBA (L10) <u>7am to 6pm Saturday;</u> c) 50dBA (L10) <u>7pm to 10pm Monday to Friday;</u> d) 50dBA (L10) <u>7am to 6pm Sundays and Public Holidays</u> e) <u>45dBA (L10) and 70dBA (Lmax) at all other times including Public Holidays.</u> AND Any consequential amendments or alternative relief to address the matters raised in the submission.	Reject	Decision Report 22: Rural Zone

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FS1319.28	New Zealand Steel Holdings Limited	Support		Reject	
FS1334.74	Fulton Hogan Limited	Support		Reject	
691.22			<p>Add a vibration and blasting rule associated with mineral and aggregate extraction activities, as follows (or words to similar effect): <u>VIBRATION AND BLASTING - MINERAL AND AGGREGATE EXTRACTION ACTIVITIES</u> a) <u>The measurement of blast noise (air blast) and ground vibration from blasting shall be carried out in accordance with best practice standards.</u> b) <u>The noise created by the use of explosives measured at a notional boundary of 20 metres from occupied dwellings shall not exceed a peak overall sound pressure of 128 dB</u> c) <u>Blasting shall be confined to two occasions per day except where necessary for safety reasons.</u> d) <u>Where blasting is irregular and the occupiers of neighbouring sites could be alarmed, they shall be advised of pending blasts, at least one hour before any such blast.</u> e) <u>When blasting, the limit of particle velocity (peak particle velocity) measured on any foundation of an adjacent occupied building not connected with the site, or suitable location adjacent to the building, shall not exceed 25mm/second for commercial buildings or 10mm/second for dwellings and buildings of similar design.</u> f) <u>Every blast shall be</u></p>	Reject	Decision Report 22: Rural Zone

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			<p><u>recorded with particular attention to details of charge weight and delay practice. Monitoring using reliable and appropriate methods representative of all blasts, at varying distances and various sites of different sensitivity shall be carried out to ensure that clauses ii and vi above are complied with. Blast records and monitoring results shall be made available to the Council on request. AND Any consequential amendments or alternative relief to address the matters raised in the submission.</u></p>		
FS1334.75	Fulton Hogan Limited	Support		Reject	
691.23			<p>Add an air emission rule for mineral and aggregate extraction activities as follows (or words to similar effect): <u>AIR EMISSIONS - MINERAL AND AGGREGATE EXTRACTION ACTIVITIES Subject to any resource consent which may have been obtained, dust or any other airborne contaminant shall not be discharged at a level that is likely to cause a nuisance or affect the amenity values of any property in the area. AND Any consequential amendments or alternative relief to address the matters raised in the submission.</u></p>	Reject	Decision Report 22: Rural Zone
FS1146.1	Gleeson Quarries Huntly Limited	Support		Reject	

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FS1319.29	New Zealand Steel Holdings Limited	Oppose		Accept	
FS1334.76	Fulton Hogan Limited	Support		Reject	
691.24			Add an allotment boundary rule for mineral and aggregate extraction activities as follows (or words to similar effect): <u>ALLOTMENT BOUNDARY - MINERAL AND AGGREGATE EXTRACTION ACTIVITIES</u> Subdivision is a restricted discretionary activity if the boundary of every allotment is drawn so that it is within: (a) 200m of the boundary of a lawfully established mineral and aggregate extraction activity used for sand extraction; and (b) 500m of the boundary of a lawfully established mineral and aggregate extraction activity used for rock extraction AND Any consequential amendments or alternative relief to address the matters raised in the submission.	Reject	Decision Report 22: Rural Zone
FS1146.2			.	Reject	