

**Submitter: Steven and Theresa Stark**

**Submission number: 700**

Submission number	Further submitter name	Further submitter oppose/support	Summary of decision requested	Decision	Decision report where this subject matter is addressed
701.1			<b>Delete</b> all Significant Natural Areas from 747 Rutherford Road, Ohinewai.	Accept in Part	Decision Report 9: Significant Natural Areas
FSI 207.5	Ohinewai Area Committee	Support	Seek that the whole of the submission be allowed.	Accept in Part	
FSI 293.129	Department of Conservation	Oppose	Seek that the submission point is disallowed.	Reject	
701.2			<b>Delete</b> all Outstanding Natural Features from 747 Rutherford Road, Ohinewai.	Reject	Decision Report 10: Landscapes
701.3			<b>Amend</b> Rule 22.2.3.1 P1 Earthworks - General, as follows: P1 (a) Earthworks for: (ii) (A) Farm quarry where the volume of aggregate does not exceed 1000m <sup>3</sup> per single consecutive 12 month period on a property (B) Farm quarry where the volume of aggregate does not exceed 3000m <sup>3</sup> per single consecutive 12 month period on a property ≥40ha. AND Amend Rule 22.2.3.1 P2 Earthworks - General, as follows: P2 (a) Earthworks within a site must meet all of the following conditions: (i) (A) Do not exceed a volume of more than 1000m <sup>3</sup> and an area of more than 2000m <sup>2</sup> over any single consecutive 12 month period on a property (B) <u>Do not exceed a volume of more than 3000m<sup>3</sup> and an area of more than 6000m<sup>2</sup> over any single</u>	Accept in Part	Decision Report 22: Rural Zone

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			<u>consecutive 12 month period on a property ≥40ha.</u>		
FSI 387.785	Mercury NZ Limited	Oppose		Reject	
701.4			<p><b>Amend</b> Rule 22.2.3.3 Earthworks – Significant Natural Areas, as follows: P1 (a) Earthworks for the maintenance or upgrade of existing tracks, fences or drains within an identified Significant Natural Area <del>must meet all of the following conditions are permitted.</del> <b>AND Delete</b> Rule 22.2.3.3 P1 (a) (i)-(vii) Earthworks - Significant Natural Areas; <b>AND Delete</b> Rule 22.2.3.3 P2 Earthworks - Significant Natural Areas, and replace with the following: <u>P2 (a) Earthworks within a site must meet all of the following conditions: (i) Do not exceed a volume of more than 1000m<sup>3</sup> and an area of more than 2000m<sup>3</sup> over any single consecutive 12-month period on a property (ii) Do not exceed a volume of more than 3000m<sup>3</sup> and an area of more than 6000m<sup>2</sup> over any single consecutive 12-month period on a property ≥40ha.</u> <b>AND Delete</b> Rule 22.2.3.3 RD1 Earthworks- Significant Natural Areas.</p>	Reject	Decision Report 9: Significant Natural Areas
701.5			<b>Delete</b> Rule 22.2.8 Indigenous vegetation clearance outside a Significant Natural Area and replace with the following: <u>P1 Indigenous Vegetation and Habitats-</u>	Reject	Decision Report 9: Significant Natural Areas

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			<p><u>Permitted activity (a) Any activity involving disturbance, removal, damage or destruction (modification) of kanuka, and/or manuka and/or totara. (b) The removal of up to 50m<sup>3</sup> of timber per 1-year period per Certificate of Title for personal use (c) The harvesting of indigenous timber undertaken in accordance with an approval under Part IIIA of the Forests Act 1949. (d) The disturbance, removal, damage or destruction of naturally occurring indigenous vegetation that has grown under the canopy of a plantation forest. (e) The clearance or modification of indigenous vegetation that has been planted and managed specifically for commercial production forestry horticulture or agriculture purposes. (f) The disturbance or damage, but not destruction of naturally occurring indigenous vegetation as a consequence of harvesting of plantation forest, including where the harvesting involves: (i) The lifting and/or dragging of logs. (ii) The construction and maintenance of forestry roads and stream crossings. (g) The disturbance, removal, damage or destruction (“modification”) of naturally occurring indigenous vegetation by any network utility operator to ensure the safety and integrity of any network utility or to maintain access to the network</u></p>		

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			<p><u>utility. h) The disturbance, removal, damage or destruction ("modification") of naturally occurring indigenous vegetation associated with the maintenance of existing access tracks, fence-lines and firebreaks and the construction of new fence-lines and firebreaks. (i) Any activity involving disturbance, removal, damage or destruction ("modification") of indigenous vegetation and habitats necessary for the avoidance of imminent danger to human life or property. (j) Activities are carried out subject to and in accordance with any specific covenants or other legal agreements entered into with the District Council, or Waikato Regional Council, or Department of Conservation, or QEII Trust.</u></p>		
701.6			<p><b>Delete</b> all objectives, policies, methods and rules relating to Natural Character.</p>	Reject	Decision Report 10: Landscapes
701.7			<p><b>Amend</b> Rule 22.2.3.4 Earthworks – Within Landscape and <del>Natural Character Areas</del>, as follows: 22.2.3.4 Earthworks-Within landscape and Natural Character Areas PI (a) Earthworks are for the maintenance or upgrade of existing tracks, fences or drains within an identified <u>outstanding Natural Landscape Landscape or Natural Character Area</u> and <del>must meet all of the following conditions</del> are permitted. AND</p>	Reject	Decision Report 10: Landscapes

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			<p><b>Delete</b> Rule 22.2.3.4 P1 (a)(i)-(vii) Earthworks within a Landscape and Natural Character Area; <b>AND</b>  <b>Add</b> a new P2 to Rule 22.2.3.4 Earthworks within a Landscape and Natural Character Area, as follows: <u>P2 (a) Earthworks within a site must meet all of the following conditions:</u>  <u>(i) Does not exceed a volume of more than 1000m<sup>3</sup> and an area of more than 2000m<sup>3</sup> over any single consecutive 12-month period on a property</u>  <u>(ii) Does not exceed a volume of more than 3000m<sup>3</sup> and an area of more than 6000m<sup>2</sup> over any single consecutive 12-month period on a property ≥40ha</u>  <b>AND</b>  <b>Delete</b> Rule 22.2.3.4 D1 Earthworks - within Landscape and Natural Character Areas.</p>		
701.8			<p><b>Delete</b> all objectives, policies, methods and rules relating to Significant Amenity Landscape.</p>	Accept	Decision Report 10: Landscapes
701.9			<p>Add provisions for transferable development rights for landowners who've unwelcome designations placed on their properties which placed restrictions on them, 'on a measure by measure basis.' For example, if a property has a Significant Natural Area or Outstanding Natural Landscape etc. over 10ha of their land, they could be granted transferable development rights enabling</p>	Reject	Decision report 22: Rural Zone

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			them to develop lots equal to a total of 10ha, be it in one lot of 10ha, 10 lots of 1 ha, etc.		
FSI 138.2	Glenn Michael Soroka and Louise Claire Mered as Trustees of the Pakau Trust	Support	<i>In part. This is an appropriate mechanism where there is a significant environmental feature present. However, the mechanism needs to be workable.</i>	Reject	
FSI 277.135	Waikato Regional Council	Oppose	<i>Do not include proposed new rule to allow for transferable development rights where an overlay is shown on a property.</i>	Accept	
701.10			<p><b>Amend</b> Rule 22.2.7 Indigenous vegetation clearance inside a Significant Natural Area, as follows: P2 Removal of up to <del>5m<sup>2</sup></del> 1ha of manuka and/or kanuka <u>and/or totara</u> outside of the Coastal Environment per single consecutive 12 month period per property <u>for domestic firewood purposes and arts or crafts provided the removal will not directly result in the death, destruction or irreparable damage of any other tree, bush or plant.</u> AND <b>Amend</b> Rule 22.2.7 P3 Indigenous vegetation clearance inside a Significant Natural Area, as follows: P3 (a) Indigenous vegetation clearance for building, access, parking and manoeuvring areas in a Significant Natural Area identified on the planning maps or in Schedule 30.5 (Urban Allotment Significant Natural Areas) must comply with all of the following conditions: (i) There is no alternative development area</p>	Reject	Decision Report 9: Significant Natural Areas

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			on the site outside the Significant Natural Area; and (ii) The total indigenous vegetation clearance does not exceed <del>250m<sup>2</sup></del> 1500m <sup>2</sup> .		
FS1340.137	TaTa Valley Limited	Support	Support in part.	Reject	