# **Appendix 3 - Recommended Responses to Submissions and Further Submissions**

### **Hearing D General**

Submitter	Sub No.	Section/ Appendix	Sub-section	Provision	Submission Point Summary	Relief/ Decision Sought Summary	Accept / Reject
Canterbury Regional Council (Environment Canterbury)	183.4	General	General	General	Note across the whole plan, that references to "height" of buildings or structures do not make reference to where height is measured from (for example Open Space Zones and Rural Lifestyle Zone). Ensure that height for buildings and structures is measured from "ground level", which is a national planning standard term, with consistent expression of height rules across the plan.	Review all references to the height of buildings across the plan to ensure that height is measured from ground level, with consistent expression of height rules.	Accept in part
Canterbury Regional Council (Environment Canterbury)	183.1	General	General	General	Notes that a large number of rules in the plan use variable terminology to define floor areas of buildings, often with the term undefined, so that it is not clear what is being measured. It is necessary to review all references to size of buildings and consider whether a clear definition is required linking development to either the "building footprint" or "gross floor area", which are defined National Planning Standard terms, and then create exclusions from those terms within the rules if necessary.	Review the entire plan so all references to the size of buildings, link to either building footprint or gross floor area which are defined terms in the National Planning Standards.	Accept in part
Helicopters South Canterbury 2015 Ltd	53.1	General	General	General	Supports the submission of NZAAA.	No specific relief sought.	Accept, accept in part or reject as per NZAAA submission
David and Judith Moore	100.2	General	General	General	Supports federated Farmers submission.	Relief sought as seen in Federated Farmers submission.	Accept, accept in part or reject as per Federated Farmers submission
Peel Forest Estate	105.1	General	General	General	Support Federated Farmers New Zealand and their submission	As relief sought in Federated Farmers submission.	Accept, accept in part or reject as per Federated Farmers submission
Kerry & James McArthur	113.1	General	General	General	Support Federated Farmer submission.	Consider the Federated Farmer recommendations.	Accept, accept in part or reject as per Federated Farmers submission

Southern Wide 213.1 Helicopters	General	General	General	Supports the submission made by the New Zealand Agricultural Aviation Association.	Grant the relief sought in the submission made by the New Zealand Aviation Association.	Accept, accept in
						part or
						reject as per NZAAA
						submission

# **NOSZ - Natural Open Space Zone**

Submitter	Sub No.	Section/ Appendix	Sub-section	Provision	Submission Point Summary	Relief/ Decision Sought Summary	Accept / Reject
Royal Forest and Bird Protection Society	156.175	Planning Maps	Natural Open Space Zone		More of the coastal environment and all the district's public conservation land should be mapped as NOSZ to help give effect to the national adaptation plan.	Amend the <b>Natural Open Space Zone</b> by including all public conservation land and more of the coastal environment, particularly around the river mouths, river flood plains and hapua.	Reject
Royal Forest and Bird Protection Society		NOSZ - Natural Open Space Zone	General	General	Considers this zone should be characterised by habitat for indigenous fauna.  The matters of discretion should include the ability to	Amend NOSZ - Natural Open Space Zone to:  1. Include a reference to habitat for indigenous fauna in the Introduction;  AND  2. Include a reference to habitat for indigenous fauna in NOSZ-O2 clause 2;	Accept in part
					protect significant and maintain other indigenous biodiversity (flora and fauna).	AND  3. Include a matter of discretion regarding impacts on and the ability to protect and maintain indigenous fauna for all activities in the zone.	
Penny Nelson, Director- General of Conservation Tumuaki Ahurei		NOSZ - Natural Open Space Zone	General	General	Supports the inclusion of these objectives, policies and rules. [NOSZ-R7 has not been specifically supported].	Retain the Introduction, Objectives, Policies and Rules (except NOSZ-R7) of the NOZ-Natural Open Space Zone as notified.	Accept in part
New Zealand Motor Caravan Association (Inc.)	134.6	NOSZ - Natural Open Space Zone	General	General	The PDP proposes very restrictive management of uses within the NOZ, and no provision is made for camping, as either an existing activity or a possible future activity. This is inconsistent with DoC strategy which encourages people to use their estate and connect with nature. Council presently allows freedom camping at Waitohi Bush and Te Moana Gorge which will be restricted under the NOSZ.  [Refer original submission for full reason]	<ol> <li>Request that existing camping activities be provided for as permitted activities in the NOSZ. AND</li> <li>that extensions to public use of these areas for walking, cycling and camping should be explicitly provided for as a discretionary activity.</li> </ol>	Deferred to Hearing Stream F

Federated Farmers	182.210	NOSZ - Natural Open Space Zone	General	General	Supports this Chapter.	<ol> <li>Retain NOSZ - Natural Open Space Zone Chapter as notified; OR</li> <li>Wording with similar effect; AND</li> <li>Any consequential amendments.</li> </ol>	Accept
Canterbury Regional Council (Environment Canterbury)		NOSZ - Natural Open Space Zone	Objectives	NOSZ-O2 Character and qualities of the Natural Open Space Zone	Supports this objective as it is consistent with protecting or managing values identified in the CRPS.	Retain NOSZ-O2 as notified or preserve original intent.	Accept in part
New Zealand Agricultural Aviation Association	132.32	NOSZ - Natural Open Space Zone	Policies	NOSZ-P1 Appropriate activities and facilities	Supports NOSZ-P1 activities that protect, maintain and enhance biodiversity.	Retain as notified.	Accept
Canterbury Regional Council (Environment Canterbury)		NOSZ - Natural Open Space Zone	Policies	NOSZ-P1 Appropriate activities and facilities	Particularly support clause (2) which gives effect to Objective 9.2.3 of the CRPS.	Retain <b>NOSZ-P1</b> as notified or preserve original intent.	Accept
Helicopters South Canterbury 2015 Ltd	53.26	NOSZ - Natural Open Space Zone	Policies	NOSZ-P3 Department of Conservation activities	As outlined in previous submission point to add a new definition, conservation activities are not limited to Department of Conservation activities. Conservation activities encompass a wider meaning including weed and pest control.	1. Amend NOSZ-P3 as follows:  Enable conservation activities that are consistent with a Department of Conservation plan or strategy for the area and do not generate significant adverse effects on the surrounding area or adjacent sites that will enhance or protect the Open Space Zone.  AND  2. Amend the definition of Department of Conservation Activity (as per previous submission point).	Reject
New Zealand Agricultural Aviation Association	132.33	NOSZ - Natural Open Space Zone	Policies	NOSZ-P3 Department of Conservation activities	Considers that conservation activities are not limited to Department of Conservation. A new definition is sought for conservation activities that includes the wider range of conservation activities that can be undertaken, including weed and pest control.	Amend NOSZ-P3 as follows:  NOSZ-P3 Department of Conservation activities  Enable conservation activities that are consistent with a Department of Conservation plan or strategy for the area and do not generate significant adverse effects on the surrounding area or adjacent sites will enhance or protect the open space zone.  AND  Add the definition of 'conservation activities' as sought above as sought earlier in this submission.	Reject

Transpower New Zealand Limited		NOSZ - Natural Open Space Zone	Policies	NOSZ-P6 Other activities	being located in the Zone in a manner that is contrary to the NPSET.	Only allow other activities where they:	Accept in part
Alliance Group Limited		NOSZ - Natural Open Space Zone	Policies	NOSZ-P6 Other activities	The submitter considers it is appropriate that other activities to only be allowed where they do not adversely affect the character and qualities of the surrounding area.	Retain as notified.	Accept
Timaru District Council	42.58	NOSZ - Natural Open Space Zone	Rules	New	Each Zone should have a rule which covers all other uses not listed and provide the associated activity status. The Natural Open Space Zone does not have such a rule.  [Refer to original submission for full reasons].	Add a new rule to the NOSZ - Natural Open Space Zone Chapter as follows:  NOSZ-RX Any activities not otherwise listed in this chapter Activity Status:  Discretionary	Accept
Helicopters South Canterbury 2015 Ltd	53.27	NOSZ - Natural Open Space Zone	Rules	New	Seek to have the use of airstrips and helicopter landing sites or conservation purposes as a permitted activity.	Add a new rule to the NOSZ - Natural Open Space Zone chapter, as follows:  NOSZ-RX Agricultural aviation activities Activity status: Permitted  Where:  PER-1  The activity is for the purpose of conservation on a seasonal, temporary or intermittent basis for a period up to 30 days in any 12 month period or 315 aircraft hours (whichever is the greater).	Reject
New Zealand Agricultural Aviation Association	132.34	NOSZ - Natural Open Space Zone	Rules	New	Seeks to have the use of airstrips and helicopter landing sites for conservation purposes as a permitted activity.	Add a new <b>permitted activity</b> rule in the <b>NOSZ</b> chapter as follows:  Agricultural aviation activities for the purpose of conservation on a seasonal, temporary or intermittent basis for a period up to 30 days in any 12 month period or 315 aircraft hours (whichever is the greater).	Reject
Alliance Group Limited		NOSZ - Natural Open Space Zone	Rules	NOSZ-R3 Planting of vegetation	vegetation for natural hazard mitigation is enabled in rule CE-R3, including the use of non-indigenous vegetation. It is therefore appropriate that this be recognised in this rule.	Amend NOSZ as follows:  NOSZ-R3 Planting of vegetation []  PER-1  The planting is of indigenous species, except for planting for natural hazard mitigation.	Reject

### OSZ - Open Space Zone

Submitter	Sub No.	Section/ Appendix	Sub-section	Provision	Submission Point Summary	Relief/ Decision Sought Summary	Accept / Reject
South Rangitata Reserve Inc	206.1	General	General	General	Considers the Plan should recognise that the huts at South Rangitata Reserve are fully developed. Concerned the Plan is silent on the application of existing use rights (sections 10, 10A and 20A of the RMA) and it is confusing if existing use rights under the RMA have precedence over the District Plan. The plan should reference how existing use rights apply and what the rules take precedence.	Amend the PDP, to clearly identify where existing use rights apply under section 10 and 10A of the RMA.	Reject
South Rangitata Reserve Inc	206.2	General	General	General	Questions where mutually agreed, orderly exit and relocation of huts are addressed in the PDP.  If a resident is a permanent resident, are they still considered to be part of the Holiday Hut Precinct? Do different rules apply to permanent residents under the plan?	Not specified.	Accept
David Dryden McBride	101.1	OSZ - Open Space Zone	General	General	Supports the establishment of the holiday huts precinct with buildings included as a restricted discretionary activity.	Retain the holiday huts precinct with buildings included as a restricted discretionary activity as notified.	Accept
Robert Whitham	121.1	OSZ - Open Space zone	General	General	Considers there is an absence of the following information:  - Specific provisions to manage natural hazard risk and effects on landowners and infrastructure from Kowhai Stream.  - How to maintain safe access to the national park.  - A specific analysis of the existing landscape character of 'Blandswood' and the surrounding area and the appropriateness of future growth.  - A specific analysis of the appropriateness of the OPZ for Blandswood.	Decline the plan change.	Deferred
Amy Alison	126.1	OSZ - Open Space Zone	General	General	Considers there is an absence of the following information:  - Specific provisions to manage natural hazard risk and effects on landowners and infrastructure from Kowhai Stream.  - How to maintain safe access to the national park.  - A specific analysis of the existing landscape character of 'Blandswood' and the surrounding area and the appropriateness of future growth.	Decline the plan change	Deferred

					- A specific analysis of the appropriateness of the OPZ for Blandswood .		
Nicolas John Twaddle	127.1	OSZ - Open Space Zone	General	General	Considers there is an absence of the following information:  - Specific provisions to manage natural hazard risk and effects on landowners and infrastructure from Kowhai Stream.  - How to maintain safe access to the national park.  - A specific analysis of the existing landscape character of 'Blandswood' and the surrounding area and the appropriateness of future growth.  - A specific analysis of the appropriateness of the OPZ for Blandswood.	Decline the Plan change.	Deferred
Federated	182.211	OSZ - Open	General	General	Supports this Chapter.	1. Retain OSZ - Open Space Zone Chapter as notified;	Accept in
Farmers		Space Zone				2. Wording with similar effect; AND	part
						3. Any consequential amendments.	
Ministry of Education	106.47	OSZ - Open Space Zone	Objectives	OSZ-O1 The purpose of the Open Space Zone	Supports in part OSZ - O1 as it enables a range of activities within this zone. However, requests the inclusion of educational facilities given it is a permitted activity (OSZ-R2) and provided for within this zone.	Amend <b>OSZ-O1 The purpose of the Open Space Zone</b> as follows:  The Open Space Zone primarily provides for a range of passive and active recreation activities, as well as community activities, <u>educational facilities</u> , cemeteries and limited associated facilities and structures.	Reject
Waka Kotahi NZ Transport Agency		OSZ - Open Space Zone	Objectives	OSZ-O2 Character and qualities of the Open Spaces	Supports that the Open Space Zone should be safe and accessible to users, which includes pedestrians, cyclists, motorists, and other active modes of transport.	Retain as notified.	Accept
Transpower New Zealand Limited		OSZ - Open Space Zone	Policies	OSZ-P10 Other activities	the NPSET.	Only allow other activities where they:	Accept in part
Ministry of Education	106.48	OSZ - Open Space Zone	Policies	OSZ-P10 Other activities	Supports in part as OSZ-P10 enables the development of other activities within the Open Space Zone. However, request that the policy is amended as there are times where there is a functional need to locate within these areas, particularly to serve existing communities.	Amend OSZ-P10 Other activities as follows:  Only allow other activities where they:  1. Are compatible with the purpose, character and qualities of the Open Space Zone; and  2. Avoid any significant adverse effects and avoid, remedy or mitigate any other adverse effects on the use and amenity values of adjoining sites; and  3. Contribute to the overall health and wellbeing of the community	Accept in part

						4. The activity has a functional need to locate within the Open Space Zone.	
Silver Fern Farms	172.153	OSZ - Open Space Zone	Policies	OSZ-P3 Primary production activities	Considers it is appropriate to enable non-intensive primary production in certain cases.	Retain as notified.	Accept
Timaru District Council	42.56	OSZ - Open Space Zone	Policies	OSZ-P7 Cemeteries	Policy OSZ-P7 Cemeteries is supported. However, it considers that the wording of clause 1 in Policy OSZ-P7 could be improved with a minor drafting change and correction of a spelling error.	Amend OSZ-P7 as follows:  OSZ-P7 Cemeteries  Provide for existing and new cemeteries, where they:  1. Contain limit buildings and structures to those required for cremations, burials and commemorations as well as ancillary buildings and facilities; and []	Accept
Canterbury Regional Council (Environment Canterbury)		OSZ - Open Space Zone	Policies	PREC4-P1 Maintaining and enhancing the character	None specified.	Retain <b>PREC4-P1</b> as notified or preserve original intent.	Accept
Canterbury Regional Council (Environment Canterbury)		OSZ - Open Space Zone	Policies	PREC4-P2 Buildings and structures in the Holiday Hut Precinct	Supports the avoidance of buildings within the high hazard areas where there is a risk of loss of life or significant damage to structures or property. This is consistent with the natural hazards provisions of the CRPS.	Retain <b>PREC4-P2</b> as notified or preserve original intent.	Accept
Canterbury Regional Council (Environment Canterbury)		OSZ - Open Space Zone	Rules	OSZ-R10 Buildings and structures	Supports OSZ-R10 as the proposed rule gives effect to the CRPS by providing for development in hazard prone areas where mitigation can be undertaken but setting a higher bar for development in high hazard areas.	Retain <b>OSZ-R10</b> as notified or preserve original intent.	Accept
South Rangitata Reserve Inc	206.4	OSZ - Open Space Zone	Rules	OSZ-R10 Buildings and Structures	The Submitter seeks clarification what areas within the Rangitata Reserve restricted discretionary status applies under this rule. Submitter considers that if the entire reserve is identified as High Hazard Area, any buildings and structures within Reserve would be a non-complying activity which is too onerous. In this case, the submitter opposes this rule. The submitter considers a restricted discretionary status is more appropriate.	fixes;  2. Amend so a non-complying status does not apply.	
New Zealand Motor Caravan Association (Inc.)	134.7	OSZ - Open Space Zone	Rules	OSZ-R12 Camping grounds or caravan parks	Considers the discretionary and Non-Complying activity status of OSZ-R12 for camping grounds and caravan parks does not align with the Objectives and Policies of the OSZ, especially OSZ-P9, which allows for camping grounds or caravan parks where these are compatible with the character and qualities of the zone and avoids	Amend <b>OSZ-R12</b> to provide for camping grounds and caravan parks as a permitted activity with performance standards in place.	Reject

					significant adverse effects on amenity values in the surrounding area.		
South Rangitata Reserve Inc	206.3	OSZ - Open Space Zone	Rules	OSZ-R2 - Community activity, cultural activity and educational activity	The submitter seeks clarification on the activity status of 'non- complying' under OSZ-R2.2 and what this means given the Rangitata huts are gazetted for recreation purposes (such as the annual sports day and fishing competition).	Amend <b>OSZ-R2.2</b> for the Holiday Hut Precinct to ensure the non-complying status does not apply to any of the existing recreational activities at South Rangitata Reserve.	_
Ministry of Education	106.49	OSZ - Open Space Zone	Rules	OSZ-R2 Community activity, cultural activity and education facility	Supports ORZ - R2 to manage the operation of educational facilities. It is acknowledged that there may be an operational need to locate the submitter's assets within the Open Space Zone.	Retain as notified.	Accept
Silver Fern Farms	172.154	OSZ - Open Space Zone	Rules	OSZ-R5 Non- intensive primary production	Considers it is appropriate to allow for light grazing of land in this zone, such as rural sports fields.	Retain as notified.	Accept
South Rangitata Reserve Inc	206.5	OSZ - Open Space Zone	Standards	OSZ-S3 Height of buildings and structures (excluding fences)	The height limit of 4m in the Holiday Hut Precinct is too limiting as some huts are greater than four metres and greater heights are required if existing use and flood mitigation measures are applied.	Amend <b>OSZ-S3</b> to allow for more flexibility for greater heights where existing huts are more than 4m in height or when raised floor levels are necessary for flood mitigation.	•
South Rangitata Reserve Inc	206.6	OSZ - Open Space Zone	Standards	OSZ-S4 Setback of building and structures (excluding fences)	The submitter opposes this standard and notes that existing huts would not be setback 5m from the boundaries.  Concerned the rule doesn't acknowledge the existing use rights and the way the huts were developed in the past.	Amend <b>OSZ-S4</b> to accommodate existing buildings and existing use rights and ability to utilise the hut site given size and location.	Reject
					[see original submission for full reasons]		
South Rangitata Reserve Inc	206.7	OSZ - Open Space Zone	Standards	OSZ-S6 Site coverage	The submitter opposes the site coverage standard as some existing sites would not meet this requirement and the area was developed without such rules. Considers the criteria should also include historical use of a site, owner's comfort, and enjoyment as well as public benefit.	Amend <b>OSZ-S6</b> to allow for existing use rights and to utilise the hut site given size and location.	Reject
Waipopo Huts Trust	189.8	Planning Maps	Holiday Huts Precinct		Opposes PREC 4 Holiday Huts precinct on the submitter's properties.  This precinct, amongst with other overlays mean new or replacement dwellings, buildings and structures will be non- complying activities on the submitter's properties. A more permissive planning regime is appropriate to honour the historical commitment the Crown made to enabling Māori to carry out their needs	Delete the <b>PREC4 Holiday Huts overlay</b> across the submitter's 36 properties at Waipopo Huts and/or amend related rules affecting the use and development of the land.	Deferred to Hearing Stream E

				and wants; to reflect the fact Waipopo is now mostly in permanent residential use, not holiday huts; and that the flood risk has been overstated.	
Timaru District Council	42.76	Planning Maps	Rezone	Council is currently in negotiations with the landowner of Lot 2 DP 458343 (ID:19532, Claremont Road) and Lot 1 DP 72967 and Lot 1 DP 339796 (ID:19531, 168 Claremont Road) to acquire these land parcels for a new cemetery.  [Refer to original submission for full reasons].  [Refer to original submission for full reasons].	Reject
South Rangitata Reserve Inc	206.14	Planning Maps	Rezone	The submitter seeks the reserve immediate west of the reserve to be included in the Open Space Zone.  Rezone the land immediate west of the Reserve from GRUZ to OSZ.	Reject

# **SARZ - Sport and Active Recreation Zone**

Submitter	Sub No.	Section/ Appendix	Sub-section	Provision	Submission Point Summary	Relief/ Decision Sought Summary	Accept / Reject
Alastair Joseph Rooney	177.1	Planning Map s	Rezone		Opposes the Sport and Active Recreation Zone in relation to land at 0 Domain Avenue and part of 32 Milford-Clandeboye Road. Notes grazing (to control grass/weeds) is a permitted activity under the operative District Plan but needs a resource consent in the SARZ in the PDP. Considers the provisions of SARZ do not contemplate management of private land.	1. Rezone 0 Domain Avenue and a portion of 32 Milford-Clandeboye Road as General Rural Zone as shown below:  0 Domain Ave, Temuka  32 Milford - Clandeboye Road	Accept

						AND  2. If the rezone request is not accepted, amend SARZ as detailed in t	
South Canterbury Car Club Incorporatio n	135.2	SARZ - Sport and Active Recreation Zone	General	General	Oppose all of the Sport and Active Recreation Zone Objectives, Policies, Rules and standards and seek that these are to be rewritten by the Timaru District Council in collaboration with the submitter to acknowledge the importance of Levels Raceway to South Canterbury and the wider South Island.  Considers the chapter conflicts with existing resource consent for the site.  Considers the facility has wide public benefit.  [Refer to original submission for full reason]	Amend the Objectives, Policies, Rules and standards of SARZ - Sport and Active Recreation Zone so they are rewritten in collaboration with the submitter to acknowledge the importance of Levels Raceway, including amendments to SARZ-R10 to confirm existing use rights applicable to Levels Raceway, being legally described as Lot 1 DP 72733.	Reject
Alastair Joseph Rooney	177.2	SARZ - Sport and Active Recreation Zone	General	General	Opposes the Sport and Active Recreation Zone in relation to land at 0 Domain Avenue and part of 32 Milford-Clandeboye Road. Notes grazing (to control grass/weeds) is a permitted activity under the operative District Plan but needs a resource consent in the SARZ in the PDP. Considers the provisions of SARZ do not contemplate management of private land.		Accept in part
Waka Kotahi NZ Transport Agency		SARZ - Sport and Active Recreation Zone	Objectives	SARZ-O2 Character and qualities of the Sport and Active Recreation Zone	Supports that the Sport and Active Recreation Zone should be safe and accessible to users, which includes pedestrians, cyclists, motorists, and other active modes of transport	Retain as notified.	Accept

Transpower New Zealand Limited	159.102	SARZ - Sport and Active Recreation Zone	Policies	SARZ-P8 Other activities		Only allow other activities where they:	Accept in part
Timaru District Council	42.57	SARZ - Sport and Active Recreation Zone	Rules	New	Each Zone should have a rule which covers all other uses not listed and provide the associated activity status. The Sport and Active Recreation Zone does not have such a rule.  [Refer to original submission for full reasons].	Add a new rule to the SARZ - Sport and Active Recreation Zone Chapter as follows:  SARZ-RX Any activities not otherwise listed in this chapter Activity Status:  Discretionary	Accept
Lee Anne Burdon	72.5	SARZ - Sport and Active Recreation Zone	Standards	SARZ-S2 Scale of buildings and structures (excluding fences and playground equipment and public artwork)	Lots of recreational areas are developing alternative uses to help maintain the facility for community use. For	Amend the <b>SARZ-S2</b> to provide a more pragmatic approach to allow for the development of facilities that do not overwhelm the area they are proposed to occupy.	Reject
Lee Anne Burdon	72.6	SARZ - Sport and Active Recreation Zone	Standards	SARZ-S3 Height of buildings and structures (excluding fences)	uses to help maintain the facility for community use. For	Amend the <b>SARZ-S3</b> to provide a more pragmatic approach to allow for the development of facilities that do not overwhelm the area they are proposed to occupy.	Reject
Lee Anne Burdon	72.7	SARZ - Sport and Active Recreation Zone	Standards	SARZ-S4 Setback of buildings and structures (excluding fences)	Considers fences could also be used as the wall of a building.	Amend the <b>Standard</b> to provide a more pragmatic approach to allow for the development of facilities that do not overwhelm the area they are proposed to occupy.	Reject
Lee Anne Burdon	72.8	SARZ - Sport and Active Recreation Zone	Standards	SARZ-S7 Hours of operation	Oppose SARZ-S7 as many Rural Recreational 3 Zones have started Camp Sites and other activities to help support the facility for the Community. With these rules they would have to ask the campers to leave at either 11pm or 1am The rule appears to not allow for this activity.	Amend <b>SARZ-S7</b> to provide allowances for rural recreational areas (e.g., camp sites).	Reject