

**Submission on Proposed Timaru District Plan - He Po. He Ao. Ka Awatea.**

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

*Clause 6 of Schedule 1, Resource Management Act 1991*

**To:** Timaru District Council - Planning Unit

**Date received:** 15/12/2022

**Submission Reference Number #:**48

This is a submission on the following proposed plan (the **proposal**): Proposed Timaru District Plan - He Po. He Ao. Ka Awatea.

**Submitter:**

Jet Boating New Zealand - Steve Woodside

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**I wish to be heard:** Yes

**I am willing to present a joint case:** Yes

Could you gain an advantage in trade competition in making this submission?

- **No**

Are you 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 effects of trade competition

- **Yes**

**Submission points**

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**Point 48.1**

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Objectives

**Provision:**

**ASW-O1 Protecting the values of the District's rivers**

The ecological, recreational, natural character and cultural values of the District's rivers are protected from the adverse effects of activities on the surface of water.

**Sentiment:** Amend

**Submission:**

The objective is generally supported, however JBNZ requests an amendment to reflect that *minor and less than minor* adverse effects are acceptable.

**Relief sought**

Amend the Objective to read.

The ecological, recreational, natural character and cultural values of the Districts rivers are protected from ~~the~~ more than minor adverse effects of activities on the surface of water.

**Point 48.2**

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Policies

**Provision:**

**ASW-P3 Recreational use of motorised craft within specified areas of identified rivers**

Provide for the non-commercial recreational use of motorised craft in areas identified in SCHED17 - Schedule of River Protection Areas where any adverse effects associated with their use are:

1. avoided by stipulating the time of the year when the activities can occur, and
2. for Jet Boat NZ activities on the Ōpihi River, mitigated by limiting the duration, frequency and nature of those activities.

**Sentiment:** Amend

**Submission:**

JBNZ supports the enabling of recreational jet boating activities on the surface of water in circumstances where there are only *minor or less than minor* adverse effects.

This policy sits well with the requested amendment to Objective ASW-O1.

JBNZ considers that it is appropriate to provide for recreational jet boating activities within specified areas of identified rivers when minimum water flows occur. Broadly speaking, recreational jet boating requires minimum flows to enable buoyancy. For most smaller volume waterways that minimum flow will often only occur for a limited period of time following a fresh or flood.

JBNZ considers that it is not necessary to limit recreational jet boating activities to specific times in the year. If a minimum water flow criteria is adopted, this will have a practical effect of only enabling recreational jet boating in "hi flow" conditions. During these conditions, other recreational river users are very unlikely to be on the river. Hence the potential for conflict or interruption by recreational jet boating is very low. The higher flows will likely have the immediate effect of naturally disturbing fauna in and about the river margins to the extent that recreational jet boating will not provide any significant further impacts. The same comments apply to flora about the river margins.

In the instance of the Opihi river JBNZ considers that the elements of control/restriction in the operative District Plan are outdated and should be removed. Relevant controls are again limits on the time of year, and minimum water flows.

JBNZ further considers that recreational jet boating activities can be Permitted on the following rivers, with controls on the activity in terms of minimum water flow.

Te Ngawai,

Te Moana and

Waihi.

JBNZ seeks that these rivers are added to the list of rivers in Schedule 17, and a further rule is provided to recognise the Permitted Activity status. Please refer to the below submission item in respect of additional ASW-R11.

### Relief sought

Amend the Policy to read.

Provide for the non-commercial recreational use of motorised craft in areas identified in [SCHED17 - Schedule of River Protection Areas](#) where any more than minor adverse effects associated with their use are:

1. ~~avoided by stipulating the time of the year when the activities can occur, and~~
2. ~~for Jet Boat NZ activities on the Ōpihi River, mitigated by limiting the duration, frequency and nature of those activities-~~ Avoided by stipulating a minimum water flow when the activities can occur.

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### Point 48.3

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Policies

**Provision:**

#### **ASW-P5 Motorised craft within fish spawning areas**

Avoid the use of motorised craft within fish spawning areas identified in SCHED13 - Schedule of Fish Spawning Area, except as provided for by ASW-R2.

**Sentiment:** Support

**Submission:**

JBNZ appreciates the sensitivities associated with recognised and suitably identified fish spawning areas associated with important fish species. Restricting recreational jet boating activities within these areas is accepted.

### Relief sought

Retain the Policy.

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### Point 48.4

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Policies

**Provision:**

#### **ASW-P6 Other non-commercial activities**

Avoid the use of non-commercial motorised craft not otherwise provided in ASW-P2 to ASW-P5, unless the use of motorised craft:

1. occurs outside of fish spawning season/s; and
2. occurs outside of bird breeding season/s; and
3. will not result in adverse effects on other flora and fauna within riparian margins as a consequence of activities on the surface of the water; and
4. will not result in cumulative adverse effects with other commercial activities on the surface of the river; and
5. will not result in adverse effects on cultural and spiritual values associated with the river; and
6. will not result in significant adverse effects on other recreational uses.

**Sentiment:** Amend

**Submission:**

JBNZ considers that the policy should refer to avoidance of the use of non-commercial motorised craft only in circumstances where any adverse effects are significant. This qualification is already proposed for other recreational users, and this should be extended to the other noted matters.

JBNZ also considers that a minimum water flow control will practically negate the need for any controls relating to fish spawning and bird breeding seasons.

That said, an appreciation of potential significant effects on fish spawning and bird breeding may be appropriate.

**Relief sought**

Avoid the use of non-commercial motorised craft not otherwise provided in [ASW-P2](#) to [ASW-P5](#) unless the use of motorised craft:

- ~~1. occurs outside of fish spawning season/s; and will not result in significant adverse effects on fish spawning.~~
- ~~2. occurs outside of bird breeding season/s; and will not result in significant adverse effects on bird breeding.~~
- will not result in significant adverse effects on other flora and fauna within riparian margins as a consequence of activities on the surface of the water; and
- will not result in significant cumulative adverse effects with other commercial activities on the surface of the river; and
- will not result in significant adverse effects on cultural and spiritual values associated with the river; and

will not result in significant adverse effects on other recreational uses.

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**Point 48.5**

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Rules

**Provision:**

ASW-R3	The recreational use of motorised craft on the Rangitata River	
1. River Protection Area above Red Rocks (RPA-1)	<b>Activity status: Permitted</b>	<b>Activity status when compliance not achieved with PER-1: Discretionary</b>
	<b>Where:</b>	<b>Activity status when compliance not achieved with PER-2: Non-complying</b>
	<b>PER-1</b>  The use is not for a commercial activity; and	<b>Activity status when compliance not achieved with PER-3: Prohibited</b>
	<b>PER-2</b>  The use is undertaken between August and February (inclusive); and	
	<b>PER-3</b>  The use is not within any of the fish spawning areas identified in SCHED14 - Schedule of Fish Spawning Area.	
2.	<b>Activity status: Permitted</b>	<b>Activity status when compliance not achieved with PER-1: Discretionary</b>

<b>River Protection Area below Red Rocks (RPA-2)</b>	<b>Where:</b>  <b>PER-1</b>  The use is not for a commercial activity.
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**Sentiment:** Support

**Submission:**

JBNZ considers the rule to be acceptable in so far as it provides a degree of consistency with the Ashburton District Plan provisions for recreational jet boating above Red Rocks. It is critical that the two District Plans have a strong measure of consistency give the District boundary is about the centreline of the river.

**Relief sought**

Retain the Rule.

**Point 48.6**

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Rules

**Provision:**

<b>ASW-R4</b>	<b>The recreational use of motorised craft on the Ōrāri River</b>	
<b>River Protection Area Between the mouth of the Ōrāri Gorge and the Factory Road Bridge (RPA-3)</b>	<b>Activity status: Permitted</b>	<b>Activity status when compliance not achieved with PER-1: Discretionary</b>
	<b>Where:</b>	<b>Activity status when compliance not achieved with PER-2 or PER-3: Non-complying</b>
	<b>PER-1</b>  The use is not for a commercial activity; and	
	<b>PER-2</b>  The use is undertaken between March and August (inclusive); and	
<b>PER-3</b>  The flow at the Ōrāri Gorge is 20 cumecs or greater.		

**Sentiment:** Amend

**Submission:**

JBNZ considers that recreational jet boating can occur within the River Protection Area without a time/date restriction and with the only control being a minimum water flow of 20 cumecs. The reason for this is as outlined below.

1. The river has a normal flow in the range of 5 cumecs to 15 cumecs. Flows of 20 cumecs or greater only occur infrequently and following a natural fresh or flood.
2. During the above periods of higher flow, other recreational river users are very unlikely to be on the river. Hence the potential for conflict or interruption by recreational jet boating is very low.
3. The above higher flows will likely have the immediate effect of naturally disturbing fauna in and about the river margins to the extent that recreational jet boating will not provide any significant further impacts.
4. The same comments in 3. apply to flora about the river margins.

As a further comment, JBNZ cannot understand the purpose for the date restriction under PER-2. This practically provides access to the River Protection Area during the months of March to August inclusive.

As a further comment, Schedule 17 refers to the RPA -3 river section and incorrectly references the Opihi River. This should correctly reference the Orari River.

### Relief sought

River Protection Area Between the mouth of the Ōrari Gorge and the Factory Road Bridge (RPA-3):

Activity Status: Permitted

Where:

PER-1

The use is not for a commercial activity; and

PER-2

~~The use is undertaken between March and August (inclusive); and~~

PER-3 2

The flow at the Orari Gorge is 20 cumecs or greater.

RPA-3: A stretch of the ~~Ōpihi~~ Orari River between BY19:553-335 to the Factory Road Bridge over the river (K38:77-681).

### Point 48.7

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Rules

**Provision:**

ASW-R5	The recreational use of motorised craft on the Ōpihi River	
<b>River Protection Area between SH1 Bridge and confluence of the Ōpihi and Opuha/Ōpūaha Rivers (RPA-4)</b>	<b>Activity status: Permitted</b>  <b>Where:</b>  <b>PER-1</b>	<b>Activity status where compliance not achieved with PER-1 and PER-2: Discretionary</b>

The use is not for a commercial activity; and

### **PER-2**

The use is a Jet Boat New Zealand (or its successor) organised event that complies with the following standards:

- there are no more than two events per calendar year; and
- the event occurs between September and February (inclusive); and
- the event occurs between the hours of 10am and 3pm; and
- the flow when measured at the State Highway 1 Bridge is 20 cumecs or greater.

**Sentiment:** Amend

### **Submission:**

JBNZ has previously provided feedback on the historical circumstances surrounding the controls repeated in PER-2. In short, it is considered that these controls are now outdated and can be removed.

In addition, JBNZ considers that recreational jet boating can occur within the River Protection Area without a time/date restriction and with the only control being a minimum water flow of 20 cumecs. The reason for this is as outlined below.

1. The river has a normal flow in the range of 5 cumecs to 15 cumecs. Flows of 20 cumecs or greater only occur infrequently and following a natural fresh or flood.
2. During the above periods of higher flow, other recreational river users are very unlikely to be on the river. Hence the potential for conflict or interruption by recreational jet boating is very low.
3. The above higher flows will likely have the immediate effect of naturally disturbing fauna in and about the river margins to the extent that recreational jet boating will not provide any significant further impacts.

The same comments in 3. apply to flora about the river margins.

### **Relief sought**

River Protection Area between SH1 Bridge and confluence of the Opihi and Opuha/Opuaha Rivers (RPA-4):

Activity Status: Permitted

Where:

PER-1

The use is not for a commercial activity; and

PER-2

~~The use is a Jet Boat New Zealand (or its successor) organised event that complies with the following standards:~~

~~there are no more than two events per calendar year; and~~

~~the event occurs between September and February (inclusive); and~~

~~the event occurs between the hours of 10am and 3pm; and~~

~~the flow when measured at the State Highway 1 Bridge is 20 cumecs or greater.~~

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### **Point 48.8**

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Rules

**Provision:**

ASW-R6	The recreational use of motorised craft on the Pureora / Pareora River	
River Protection Area between Evans Crossing and State Highway Bridge (RPA-5)	<b>Activity status: PER</b>	<b>Activity status where compliance not achieved with PER-1: Discretionary</b>
	<b>Where:</b>	<b>Activity status where compliance not achieved with PER-2 and PER-3: Non-complying</b>
	<b>PER-1</b> The use is not for a commercial activity; and	
	<b>PER-2</b> The use is undertaken between March and August (inclusive); and	
	<b>PER-3</b> The flow when measured at the State Highway 1 Bridge is 20 cumecs or greater.	

**Sentiment:** Amend

**Submission:**

JBNZ considers that recreational jet boating can occur within the River Protection Area without a time/date restriction and with the only control being a minimum water flow of 20 cumecs. The reason for this is as outlined below.

1. The river has a normal flow in the range of 5 cumecs to 15 cumecs. Flows of 20 cumecs or greater only occur infrequently and following a natural fresh or flood.
2. During the above periods of higher flow, other recreational river users are very unlikely to be on the river. Hence the potential for conflict or interruption by recreational jet boating is very low.
3. The above higher flows will likely have the immediate effect of naturally disturbing fauna in and about the river margins to the extent that recreational jet boating will not provide any significant further impacts.
4. The same comments in 3. apply to flora about the river margins.

As a further comment, JBNZ cannot understand the purpose for the date restriction under PER-2. This practically provides access to the River Protection Area during the months of March to August inclusive.

**Relief sought**

River Protection Area between Evans Crossing and State Highway Bridge (RPA-5):

Activity Status: Permitted

Where:

PER-1

The use is not for a commercial activity; and

PER-2



The use is undertaken between March and August (inclusive); and

PER-3 2

The flow when measured at the State Highway 1 Bridge is 20 cumecs or greater.

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**Point 48.9**

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Rules

**Provision:**

<b>ASW-R9</b>	<b>All other activities on the surface of the District’s rivers</b>	
<b>All rivers</b>	<b>Activity status: Non-complying</b>  <b>Where:</b>  <b>NC-1</b>  Any activity not listed in any other rules above.	<b>Activity status where compliance not achieved: Not Applicable</b>

**Sentiment:** Amend

**Submission:**

JBNZ considers that the activity status for recreational jet boating should be Restricted Discretionary rather than Non-Complying.

Guiding Policy ASW-P6 specifically notes the matters for consideration, and it will be consistent to provide a rule that requires specific assessment and exercise of discretion.

**Relief sought**

All rivers:

Activity Status: ~~Non-Complying~~ Restricted Discretionary  
Where: matters of discretion are restricted to the following

1. the effects to fish spawning.
2. the effects to bird breeding.
3. the effects to flora and fauna within riparian margins as a consequence of activities on the surface of the water; and
4. the cumulative effects to other commercial activities on the surface of the river; and
5. the effects to cultural and spiritual values associated with the river; and
6. will not result in significant adverse effects on other recreational uses.

~~NC-1~~ RD-1

Any activity not listed in any other rules above.

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**Point 48.10**

**Section:** ASW – Activities on the Surface of Water

**Sub-section: Rules**

**Provision:**

ASW-R10	Use of motorised craft within the fish spawning areas
<b>Fish Spawning Area Overlay</b>	<b>Activity status: Prohibited</b>
	<b>Activity status where compliance not achieved: Not Applicable</b>

**Sentiment:** Amend

**Submission:**

JBNZ appreciates the sensitivities associated with recognised and suitably identified fish spawning areas associated with important fish species. Restricting recreational jet boating activities within these areas is accepted.

That said, JBNZ considers that an appropriate level of restriction can be achieved with a Non-Complying activity status, and a Prohibited activity status is excessive.

**Relief sought**

Fish Spawning Area Overlay:

Activity Status: ~~Prohibited~~ Non - Complying

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**Point 48.11**

**Section:** ASW – Activities on the Surface of Water

**Sub-section:** Rules

**Sentiment:** Amend

**Submission:**

**ASW-R11 The recreational use of motorised craft on the Te Ngawai, Te Moana and Waihi Rivers**

JBNZ considers that there are 3 further rivers within the District that can be used for recreational jet boating activities subject to controls noted below. These are the

- Te Ngawai River,
- Te Moana River, and
- Waihi River.

The control is a minimum water flow as measured at the relevant ECan flow recorder, and the minimum flow is 10 cumecs.

The reason for this is as outlined below.

1. These rivers have a normal flow in the range of 1 cumecs to 7 cumecs. Flows of 10 cumecs or greater only occur infrequently and following a natural fresh or flood.
2. During the above periods of higher flow, other recreational river users are very unlikely to be on the river. Hence the potential for conflict or interruption by recreational jet boating is very low.
3. The above higher flows will likely have the immediate effect of naturally disturbing fauna in and about the river margins to the extent that recreational jet boating will not provide any significant further impacts.

4. The same comments in 3. apply to flora about the river margins.

The background to this requested Rule addition is in respect of **small** recreational jet boats where safe and respectful boating can occur in low flow rivers and waterways.

Certainly, a standard size jet boat will not be able to navigate these rivers safely and respectfully with a flow of 10 cumecs. Hence these jet boats will not undertake the activity.

However **small** jet boats can, and these rivers will provide an important recreational opportunity for this type of recreational jet boating within the District.

JBNZ requests these rivers be added to SCHED17.

## Relief sought

Insert a new Rule ASW-R11 as follows

Te Ngawai, Te Moana and Waihi Rivers.

-

Activity Status: Permitted

-

Where:

PER-1

The use is not for a commercial activity; and

-

PER-2

The flow at the relevant ECan flow recorder is 10 cumecs or greater.

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## Point 48.12

**Section:** NOISE – Noise

**Sub-section:** Rules

**Provision:**

<b>NOISE-R1</b>	Activities generating noise not otherwise specified in the Rules section	
<b>All zones</b>	<b>Activity status: Permitted</b>	<b>Activity status when compliance not achieved with PER-2: Restricted Discretionary</b>
	<b>Where:</b>	<b>Where:</b>
	<b>PER-1</b>	<b>RDIS-1</b>
	NOISE-S1 is complied with; and	The noise limit in Table 24 – Noise Performance Standards is not exceeded by more than 10dB.
	<b>PER-2</b>	
	NOISE-S2 is complied with.	<b>Matters of discretion are restricted to:</b>

1. the matters of discretion of any infringed standard

This rule does not apply to noise generated by:

1. activities of a limited duration required for normal seasonal agricultural, horticultural and forestry activities, such as harvesting; and
2. normal residential activities, excluding 'fixed plant' such as heat pumps; and
3. light passenger vehicle movements, as defined by the Ministry of Transport vehicle type category dated 25.07.2018, on a site associated with residential use; and
4. vehicles operating on public roads, or trains operating on rail lines (including at railway yards, railway sidings or stations and level crossing warning devices); and
5. aircraft using airstrips and helicopter landing sites for activities in the rural zone that complies with GRUZ-R14; and
6. activities taking place within the Coastal Marine Area when assessing compliance with NOISE-R8 Noise from activities within the Port Zone; and
7. any warning device used by emergency services for emergency purposes; and
8. fixed plant that is solely used for emergency or training purposes, including standby generator sets used to supply electricity only at times of electrical supply failure, and plant used during life threatening situations such as smoke fans or sprinkler pumps; and
9. testing of fixed plant that is solely used for emergency purposes providing such testing occurs only for periods not exceeding 2 hours within any 30 day period, and only during the hours of 7am to 7pm.

### **Activity status when compliance not achieved with PER-1 or RDIS-1: Non-complying**

**Sentiment:** Amend

#### **Submission:**

JBNZ supports exceptions to this rule and considers that an additional exception is appropriate as follows.

Noise from recreational jet boating activities is not excessive, is intermittent and of short duration and clearly the noise source is ever moving. In these circumstances the effect of the generated noise is acceptable and comparable to other noise generating activities such as vehicles using the road network, trains operating on their rail network and aircraft flying in the vicinity.

It is noted that other Districts provide an exception for noise from recreational jet boating activities.

#### **Relief sought**

Amend the Rule as proposed.

PER-1

[NOISE-S1](#) is complied with; and

PER-2

[NOISE-S2](#) is complied with.

This rule does not apply to noise generated by:

1. activities of a limited duration required for normal seasonal agricultural, horticultural and forestry activities, such as harvesting; and
2. normal residential activities, excluding 'fixed plant' such as heat pumps; and
3. light passenger vehicle movements, as defined by the Ministry of Transport vehicle type category dated 25.07.2018, on a site associated with residential use; and
4. vehicles operating on public roads, or trains operating on rail lines (including at railway yards, railway sidings or stations and level crossing warning devices); and
5. aircraft using airstrips and helicopter landing sites for activities in the rural zone that complies with [GRUZ-R14](#); and
6. activities taking place within the Coastal Marine Area when assessing compliance with [NOISE-R8 Noise from activities within the Port Zone](#); and
7. any warning device used by emergency services for emergency purposes; and
8. fixed plant that is solely used for emergency or training purposes, including standby generator sets used to supply electricity only at times of electrical supply failure, and plant used during life threatening situations such as smoke fans or sprinkler pumps; and
9. testing of fixed plant that is solely used for emergency purposes providing such testing occurs only for periods not exceeding 2 hours within any 30 day period, and only during the hours of 7am to 7pm.
10. Activities of a limited duration by non-commercial motorised watercraft operating on the surface of waterbodies.

## Point 48.13

**Section:** NOISE – Noise

**Sub-section:** Rules

**Provision:**

NOISE-R2	Noise from temporary events	
<b>All zones</b>	<b>Activity status: Permitted</b>	<b>Activity status when compliance not achieved with PER-3: Restricted Discretionary</b>
	<p><b>Where:</b></p> <p><b>PER-1</b></p> <p>NOISE-S1 is complied with; and</p> <p><b>PER-2</b></p> <p>Where the duration of the temporary event does not exceed six hours and the noise level generated does not exceed 75dB <math>L_{Aeq(15min)}</math> and 85 <math>L_{AFmax}</math> within any residential zone between the hours of 10am and 10pm in any one calendar day, excluding noise from fireworks displays; and</p> <p><b>PER-3</b></p>	<p><b>Matters of discretion are restricted to:</b></p> <ol style="list-style-type: none"> <li>1. the matters of discretion of any infringed standard.</li> </ol> <p><b>Activity status when compliance not achieved with PER-2, PER-4 or PER-5: Restricted Discretionary</b></p> <p><b>Matters of discretion are restricted to:</b></p> <ol style="list-style-type: none"> <li>1. the level, duration and character of the noise being generated; and</li> <li>2. proximity and nature of nearby activities and the adverse effects they may experience from the noise; and</li> </ol>

Where the duration of the temporary event exceeds six hours, or when the noise occurs between the hours of 10pm and 10am in any one calendar day, NOISE-S2 is complied with; and

#### **PER-4**

A Management Plan must be submitted to the Council no less than 30 days prior to the event setting out the methods that will be used to achieve compliance with PER-2 and PER-3; and

#### **PER-5**

Firework displays associated with temporary events must:

1. not exceed one hour in duration; and
2. occur between the hours of 10am and 10pm, except for New Year's Eve when they may take place up until 1am on New Year's Day.

3. the existing noise environment; and
4. effects on amenity values and anticipated character of the receiving environment; and
5. effects on health and well-being of people; and
6. any noise reduction measures; and
7. the practicality of mitigating noise or utilising alternative sites.

#### **Activity status when compliance not achieved with PER-1: Non-complying**

**Sentiment:** Amend

#### **Submission:**

An organised JBNZ recreational jet boating event can be considered to be a Temporary Event and therefore is a Temporary Activity. JBNZ considers there is no practical difference in noise generation between individual activities and an organised event. Hence the noise exemption requested for NOISE-R1 should be applied consistently.

#### **Relief sought**

Activity status: Permitted

Where:

PER-1

[NOISE-S1](#) is complied with; and

PER-2

Where the duration of the temporary event does not exceed six hours and the noise level generated does not exceed 75dB LAeq (15min) and 85 LAFmax within any residential zone between the hours of 10am and 10pm in any one calendar day, excluding noise from fireworks displays; and

PER-3

Where the duration of the temporary event exceeds six hours, or when the noise occurs between the hours of 10pm and 10am in any one calendar day, [NOISE-S2](#) is complied with; and

PER-4

A Management Plan must be submitted to the Council no less than 30 days prior to the event setting out the methods that will be used to achieve compliance with PER-2 and PER-3; and

PER-5

Firework displays associated with temporary events must:

not exceed one hour in duration; and

occur between the hours of 10am and 10pm, except for New Year's Eve when they may take place up until 1am on New Year's Day.

This rule does not apply to noise generated by:

1. Non-commercial temporary event motorised watercraft operating on the surface of waterbodies.
- 

## Point 48.14

**Section:** TEMP – Temporary activities

**Sub-section:** Objectives

**Provision:**

### TEMP-O1 Temporary activity

Temporary activities occur when they:

1. contribute to the wellbeing of the community and vitality of the District; and
2. have a limited duration and do not cause significant adverse effects on the environment; and
3. do not permanently alter the environment.

**Sentiment:** Support

**Submission:**

JBNZ supports the provision of organised recreational jet boating events – being events promoted and organised by JBNZ.

**Relief sought**

Retain the Objective as proposed.

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## Point 48.15

**Section:** TEMP – Temporary activities

**Sub-section:** Policies

**Provision:**

### TEMP-P1 Benefits of temporary activities

Recognise the social, economic, cultural and environmental benefits of temporary activities, including:

1. temporary events that enhance the quality of life, commercial opportunities and the vitality of the district;
2. temporary buildings that enable construction projects;
3. temporary military training activities that maintain the nation's security, the New Zealand Defence Force's operational capacity and the wellbeing, health and safety of communities;
4. housing recovery temporary accommodation that provides essential accommodation for displaced people while the affected properties are being repaired and rebuilt following an emergency.

**Sentiment:** Support

**Submission:**

JBNZ supports the Policy. Organised recreational jet boating events are beneficial when appropriately controlled.

**Relief sought**

Retain the Policy as proposed.

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**Point 48.16**

**Section:** TEMP – Temporary activities

**Sub-section:** Rules

**Provision:**

TEMP-R3	Temporary events	
<b>All zones except Open Space Zone and Sport and Active Recreation Zone</b>	<b>Activity status: Permitted</b>	<b>Activity status where compliance not achieved with PER-4: Restricted Discretionary</b>
	<b>Where:</b>	<b>Matters of discretion are restricted to:</b>
	<b>PER-1</b>  The duration of the event does not exceed seven consecutive calendar days; and	<ol style="list-style-type: none"><li>1. ground contour of any excavated areas;</li><li>2. dust and sediment control; and</li><li>3. ground stability; and</li><li>4. visual amenity.</li></ol>
	<b>PER-2</b>  The site is not used for more than two Temporary Events per calendar year; and	<b>Activity status where compliance not achieved with PER-1 or PER-2 or PER-3: Discretionary</b>
	<b>PER-3</b>  Any ancillary building(s) or structure(s) are not erected more than 7 calendar prior to the event commencing, and are removed within 7 calendar days following the completion of the event; and	
<b>PER-4</b>  No permanent or mechanical excavation is carried out.		
<b>Note:</b>		
	<ol style="list-style-type: none"><li>1. <i>The activity must comply with NOISE-R2 and EW-R1.</i></li><li>2. <i>It is the organiser's obligation to contact the</i></li></ol>	



relevant road controlling authority (New Zealand Transport Agency if the activity is accessed from a State Highway, and Timaru District Council if accessed from any other roads) to arrange an appropriate traffic management plan to avoid traffic safety hazards being generated from the activity.

**Sentiment:** Amend

**Submission:**

An organised JBNZ recreational jet boating event can be considered to be a Temporary Event and therefore is a Temporary Activity.

The above submission on NOISE-R2 is applicable to this Rule; it does not apply.

That noted, the wording of this Rule does not need any specific amendment as the comment

Note

1. The activity must comply with [NOISE-R2](#) and [EW-R1](#).

is applicable.

**Relief sought**

Retain the Rule text as proposed.

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**Point 48.17**

**Section:** SASM – Sites and Areas of Significance to Maori

**Sub-section:** Rules

**Provision:**

SASM-R4	Temporary events
<b>Wāhi tapu, and wai tapu overlays</b>	<b>Activity status: Permitted</b>
	<b>Activity status when compliance not achieved: Non-complying</b>
	<b>Where:</b>
	<b>PER-1</b>
	Any temporary event where this is limited to a cultural event undertaken in accordance with tikanga.

**Sentiment:** Amend

**Submission:**

JBNZ recognises areas and sites that have cultural and spiritual significance to Māori. That said, there should be an opportunity for a range of activities within the definition of a Temporary Event that can occur in a safe and respectful manner, and with due recognition to the significance of the sites and areas to Māori.

An organised jet boating activity may be seen as a Temporary Event. If such an activity is contemplated within the Wāhi tapu, and wai tapu overlays, JBNZ will consult with the iwi with a view to understanding the specific cultural and spiritual circumstances of the areas. JBNZ will also seek to manage the proposed organised event in such a way as to respect the same whilst also maintaining the integrity of the event and respecting the values associated with recreational jet boating. In other words, the consultation should be with a view to enabling the activity whilst respecting the values of both Māori and recreational jet boating. A formal approval to the proposed organised event by iwi will constitute the conclusion of the consultation and acceptance of the proposed activity. That said, the approval will not be unreasonably withheld.

**Relief sought**

Wāhi tapu, and wai tapu overlays

Activity status: Permitted

Where:

PER-1

Any temporary event where this is limited to a cultural event undertaken in accordance with tikanga, or the temporary event has been formally approved by iwi, recognising that approval will not be unreasonably withheld.