



SECTION 42A PLANNING REPORT – PROPOSED ŌPŌTIKI DISTRICT PLAN

Date : 21 April 2017
To : Ōpōtiki District Plan Hearings Panel
From : Michal Akurangi – Senior Policy Planner
Subject : **PROPOSED DISTRICT PLAN - CHAPTER 12 – SURFACE OF THE WATER**
File ID : A115605

1. INTRODUCTION

My name is Michal Akurangi I hold the qualification of Bachelor of Social Sciences, majoring in Resource and Environmental Planning. At present I hold the position of Senior Policy Planner for the Ōpōtiki District Council. I have 12 years planning experience. My role in preparing this report is that of an expert policy planner.

The scope of my report relates to the submission and further submissions received in relation to Chapter 12 Surface of the Water. The data, information, facts and assumptions I have considered in forming my recommendations are set out in my evidence.

2. STRUCTURE AND SUMMARY OF THE CHAPTER

The purpose of this chapter is to provide a framework for activities to be undertaken on the surface of water eg. on lakes and rivers.

Section 31 of the Resource Management Act 1991 (RMA) gives Ōpōtiki District Council (Council) responsibility for the control of the effects of activities on the surface of water in rivers and lakes. The Bay of Plenty Regional Council (BOPRC) has responsibility for activities on the surface of water in the coastal marine area which applies to the seaward side of Mean High Water Springs (MHWS) and for up to 1km inland from a river mouth or five times the width of the river mouth. BOPRC also has primary responsibility for the sustainable management of the water resources of the district.

In making recommendations on submission to this chapter I have considered the following matters:

- Achievement with the purpose of the RMA
- Effectiveness and Efficiency of the proposed amendments
- Alignment with the overall outcomes sought by the community's aspirations.

3. SUBMISSIONS

11 submission points were received and 1 further submission point was also received. The broad issues raised in submissions are as follows:

- Incorporation of public access in the policies and objectives
- Advice note advising that some activities may also require consent from the Bay of Plenty Regional Council.
- Prohibit house boats
- Include controls over sanitation

3.1. SUBMISSIONS

The submitters who lodged submissions on provisions relevant to this chapter are as follows:

Submitter Number	Submitter Name	Provisions submitted on
17	Bay of Plenty Regional Council	12.1.1, 12.3, 12.5,
8	Eastern Bay of Plenty – Forest and Bird	12.1.1, 12.2.1.2, 12.2.1.2, 12.2.2.1, 12.2.2.3, 12.3.4, 12.3.5, 12.5.1, 12.6.1.1
7	Department of Conservation	12.2.2, 12.5.1.2, 12.6.1.1.2,
18	Heritage NZ	12.3
32	Ngāi Tama – Tim Selwyn	12.3.4.1
19	NZ Defence Force	12.3.2,
24	Ōpōtiki District Council	24.72

3.2 FURTHER SUBMISSIONS

Further submitters in relation to the above submissions are as follows:

Further Submitter Number	Further Submitter Name	Submission number and name submitted on	
		Number	Name
3	Bay of Plenty Regional Council	7.69	Department of Conservation

4. CONCLUSION

The changes recommended as a result of my analysis are outlined in the Tracked Changes Version of the Chapter (Appendix 2).

Appendices

Appendix 1 - Submissions Analysis and Recommendations

Appendix 2 – Chapter 12 – Surface of the Water