

**Proposed Opotiki District Plan
Summary of Decisions Requested**

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)	Further submitter no.	Further submission point no.	Submitter Name	Support/Oppose	Decision Requested (Relief Sought)	Planners Recommendation
7	7.1	Department of Conservation Chris Staite	5	General	Amend	Include policy direction that gives effect to the NZCPS in a consistent manner to the coastal environment of the Opotiki District.	FS10	FS10.5	Whakatōhea Mussels (Ōpōtiki Limited)	Oppose	Reject submission point	Accept in part. The proposed policy framework goes some way to address development in the coastal area. However the extent of the coastal environment within the zone is limited and it is considered that the activities within the zone have a functional need to be located in the area. Recommend including the following Objective and policies: Objective: Activities in the zone require a functional need to locate in proximity to infrastructure located in the coastal environment. (Sub 7.1) Policy 5.2.4.1 To recognise and provide for activities that need access to wharf and marine related services in the coastal environment. (Sub 7.1)
23	23.1	Julie Lux	5	General Standards	Amend	1. Ensure that lwi are advised of any historical finds of artefacts, taonga etc before work is started. 2. If any archaeology assessment that the lwi Kaumatua be involved in the process. 3. That work be stopped until assessment is completed to the satisfaction of the lwi.	FS14 FS18	FS14.2 FS18.23	Whakatōhea Māori Trust Board Heritage NZ	Support Oppose in Part	Accept submission point Seeks clarification	Accept. No amendments are recommended.
32	32.6	Ngai Tama Tim Selwyn	5	General	Oppose	Oppose chapter in its entirety						Reject. A zone is required to meet the foreseeable needs of the town to support harbour activities. The proposed framework seeks to ensure activities of this nature occur in an appropriate manner that recognises the environment in which it is located. Not providing a framework is likely to result in ad hoc development. No amendments are recommended.
38	38.3	Brendan Hickey	5	General Status	Support	Support for apartments on north side of Kelly & Wharf Road						Support noted
57	57.32	Toi Te Ora - Public Health Service Sally Webb	5	General	Support / Amend	To protect the population and environment from unwanted organisms such as flies, mites, ticks, mosquitoes (including exotic mosquitoes capable of carrying disease) or other insects which may cause a nuisance to health to neighbouring residents. By ensuring design limits insect breeding habitat such as shallow water, areas of low or no current, vegetation submerged or at the water edge.						Accept
59	59.1	Jim Robinson	5	General	Support	Support - integration of cycle/walkway across the front with an interesting flow. Would like to see clearly defined cycle/walkway right around the whole marina with lots of side options to wander or stop.						Accept support is noted
57	57.33	Toi Te Ora - Public Health Service Sally Webb	5.1	Issues	Support / Amend	To protect the population and environment from unwanted organisms such as flies, mites, ticks, mosquitoes (including exotic mosquitoes capable of carrying disease) or other insects which may cause a nuisance to health to neighbouring residents. By ensuring design limits insect breeding habitat such as shallow water, areas of low or no current, vegetation submerged or at the water edge.						Accept in part. Recommend amending the issue statement as follows: <u>The population and environment could be harmed from unwanted organisms such as flies, mites, ticks, mosquitoes (including exotic mosquitoes capable of carrying disease) or other insects which may cause a nuisance to health to neighbouring residents. (Sub 57.33)</u>

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17	17.109	Bay of Plenty Regional Council Fiona McTavish	5.1.2	Issues	Support / Amend	Amend 5.1.2 to read: <i>The integrity of the stopbank needs to be maintained to provide ongoing flood protection <u>and this may include upgrades if necessary.</u></i>						Accept amend as requested.
15	15.2	Whakatohea Mussels Opotiki Limited John Wilson	5.1.3	Issues	Amend	Commercial activities <u>and commercial services should be encouraged to add to the viability of existing activities in and near the town centre.</u>						Reject, commercial services are not activities that are anticipated within the zone. Such services can be provided for within zones as the Harbour Industrial zone or Industrial zone. No amendments are recommended.
47	47.1	Jon Burchett	5.2	Objective	Support	Support						Accept support is noted
15	15.3	Whakatohea Mussels Opotiki Limited John Wilson	5.2.1	Objective	Support		FS14	FS14.4	Whakatōhea Māori Trust Board	Support	Accept submission point	Accept support is noted
57	57.28	Toi Te Ora - Public Health Service Sally Webb	5.2.1	Objective	Support							Accept support is noted
57	57.29	Toi Te Ora - Public Health Service Sally Webb	5.2.1.2	Policies	Support	Retain policy 5.2.1.2, 5.2.1.3, and 5.2.1.4						Accept support is noted
47	47.2	Jon Burchett	5.2.1.3	Policies	Support	Support						Accept support is noted
57	57.30	Toi Te Ora - Public Health Service Sally Webb	5.2.1.3	Policies	Support	Retain policy 5.2.1.2, 5.2.1.3, and 5.2.1.4						Accept support is noted
47	47.3	Jon Burchett	5.2.1.4	Policies	Support	Support						Accept support is noted
57	57.31	Toi Te Ora - Public Health Service Sally Webb	5.2.1.4	Policies	Support	Retain policy 5.2.1.2, 5.2.1.3, and 5.2.1.4						Accept support is noted
8	8.16	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.2.1.6	Policies	Amend	Split ecological values into a separate policy as follows: <i>5.2.1.6 Control the location and design of commercial/retail activities within the zone to ensure that the qualities and characteristics of the zone are maintained and that adverse amenity effects are avoided or mitigated and ecological values are enhanced where practicable.</i> <i>5.2.1.6a Avoid, remedy or mitigate adverse effects on ecological values. Any residual adverse effects are to be offset to result in no net loss and preferably a net indigenous biodiversity gain consistent with the Business and Biodiversity Offsets Programme (BBOP) principles for offsetting.</i> <i>Advice Note</i> <i>Principles for Offsetting are set out in Schedule 13 of the Regional Coastal Environment Plan.</i>	FS10	FS10.2	Whakatōhea Mussels (Ōpōtiki Limited)	Oppose	Reject submission point	Reject There are no identified sites for ecological protection within the Zone. Where they are within the area identified as the extent of the coastal environment, the provisions for off-setting in the Bay of Plenty Regional Coastal Plan can be applied. No amendments recommended.
17	17.110	Bay of Plenty Regional Council Fiona McTavish	5.2.1.8	Policies	Support	Retain Policy 5.2.1.8 as notified.						Accept support is noted
8	8.17	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.2.1.9	Policies	Amend	Change 'the' marina to 'a' marina.						Accept amend as requested.
15	15.4	Whakatohea Mussels Opotiki Limited John Wilson	5.2.1.9	Policies	Amend	Provide for commercial activities <u>and commercial services</u> within the zone. to enable the marina to function.						Reject, the purpose of the zone provides for limited commercial activities.
18	18.53	Heritage NZ Carolyn McAlley	5.2.1.10	Policies	Support in part	That Policies 5.2.1.10 and 5.2.1.12 and 5.2.1.13 are retained and that Policy 5.2.1.10 is amended as follows: 5.2.1.10 Recognise, and where practicable enhance <u>conserve</u> cultural values.						Accept amend as requested.
47	47.4	Jon Burchett	5.2.1.11	Policies	Support	Support						Accept support is noted
18	18.54	Heritage NZ Carolyn McAlley	5.2.1.12	Policies	Support in part	That Policies 5.2.1.10 and 5.2.1.12 and 5.2.1.13 are retained and that Policy 5.2.1.10 is amended as follows: 5.2.1.10 Recognise, and where practicable enhance <u>conserve</u> cultural values.						Accept requested amendment. The proposed wording in consistent with section 6(e) of the Resource Management Act.
18	18.55	Heritage NZ Carolyn McAlley	5.2.1.13	Policies	Support in part	That Policies 5.2.1.10 and 5.2.1.12 and 5.2.1.13 are retained and that Policy 5.2.1.10 is amended as follows: 5.2.1.10 Recognise, and where practicable enhance <u>conserve</u> cultural values.	FS14	FS14.4	Whakatōhea Māori Trust Board	Support	Accept submission point	Accept requested amendment. The proposed wording in consistent with section 6(e) of the Resource Management Act.
17	17.111	Bay of Plenty Regional Council Fiona McTavish	5.2.3	Objective	Amend	Amend Objective 5.2.3 to read: <i>Activities in the Marine Services Zone maintain or enhance the amenity values <u>and public access to and along the coastal marine area.</u></i>	FS9	FS9.111	Department of Conservation	Support	Accept submission point	Accept amend as requested.
17	17.112	Bay of Plenty Regional Council Fiona McTavish	5.2.3.2	Policies	Amend	Amend Policy 5.2.3.2 to add the words " <u>and maintains or enhances public access to and along the coastal marine area</u> " at the end of the policy.	FS9	FS9.112	Department of Conservation	Support	Accept submission point	Accept amend as requested.

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15	15.5	Whakatōhea Mussels Opotiki Limited John Wilson	5.2.3.3	Policies	Amend	Ensure that <i>where necessary</i> any development provides for landscaping to maintain or enhance the visual amenity of the zone and adjacent areas.						Accept amend as requested.
18	18.6	Heritage NZ Carolyn McAlley	5.3	Status	Oppose	That the ODC PDP is amended to include the following advice note: <i>"It should be noted that all pre 1900 sites, recorded or unrecorded are protected under the Heritage New Zealand Pouhere Taonga Act and Heritage New Zealand should be consulted prior to proposed works to identify the need for an archaeological authority"</i> in all chapters of the ODC PDP under the heading Activity Status, except in the Heritage Chapter, which already contains a similar note.	FS14	FS14.5	Whakatōhea Māori Trust Board	Support	Accept submission point	Reject. The Heritage Chapter provides a similar advice note which sits across all zones. Under 5.3.1 the Heritage chapter is referenced stating that additional controls apply. No amendments are recommended.
47	47.5	Jon Burchett	5.3	Status	Support	Generally support						Accept support is noted
15	15.7	Whakatōhea Mussels Opotiki Limited John Wilson	5.3.1	Status	Support / Amend	Add further permitted activities 21. Vessel maintenance 22. Vessel refuelling 23. Storage of aquaculture related equipment and materials						Accept amend as requested. The request is consistent with the purpose of the zone.
39	39.27	Transpower NZ Ltd Pauline Whitney	5.3.1	Status	Support in part	(i) Amend the clause as follows: <i>Network utilities are subject to the provisions in Chapter 17 and are not subject to the Zone Standards-Rules in this Chapter.</i> (ii) Insert the above clause in other zone chapters as appropriate.						Accept amend as requested.
17	17.114	Bay of Plenty Regional Council Fiona McTavish	5.3.1.3	Status	Oppose / Amend	Amend Rule 5.3.1.3 to change the activity status of 'Development and construction of a marina' to a discretionary activity.	FS10	FS10.3	Whakatōhea (Ōpōtiki) Mussels Limited	Oppose	Reject submission point	Accept in part. It is recommended that development and construction of a marina is amended to become a Restricted Discretionary Activity. Construction of the the marina will require consent from Regional Council also. This would be for structures within the CMA.
15	15.6	Whakatōhea Mussels Opotiki Limited John Wilson	5.3.1.19	Status	Amend	Loading and unloading cargo <u>and associated cargo handling activities</u> .						Accept amend as requested
37	37.33	NZ Fire Commission Stephanie Dean	5.3.2.1	Status	Oppose	Amend Rule 5.3.2.1 to include the following as a permitted activity: <u>"x. Emergency services training and management activities."</u>						Accept amend as requested
19	19.9	NZ Defence Force Rebecca Davies	5.3.2.1.7	Status	Support in Part	Retain permitted activity rule for TMTA, and include a statement to clarify that the other zone standards do not apply to TMTA (note: this appears to be the intent of the provisions but is not entirely clear in the rule framework). We suggest amending the introduction to the zone standards in each chapter (section 8.6 in the Rural Zone for example) to state – <i>"For clarity, the zone standards shall not apply to temporary military training activities."</i>						Accept
57	57.57	Toi Te Ora - Public Health Service Sally Webb	5.3.2.1.7	Status	Support	Allow the provision for temporary military training as a permitted activity complying with noise controls in Appendix 3.						Accept
8	8.18	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.3.2.3	Status	Amend	Buildings accessory to Permitted Items 9-20 to be Controlled Activities.	FS10 FS19	FS10.4	Whakatōhea Mussels (Ōpōtiki Limited)	Oppose	Reject submission point	Reject, the purpose of the zone is to provide for a range of marine related activities and therefore zone framework anticipates these activities. Each permitted activity must comply with zone standards which will ensure appropriate development.
7	7.10	Department of Conservation Chris Staite	5.3.3	Status	Oppose	Make the development and construction of a marina at least restricted discretionary activity status, with sufficient comprehensive matters of discretion to address the concerns noted.						Accept. It is considered appropriate to consider the development and construction of a marina as a restricted discretionary activity.
24	24.9	Opotiki District Council Aileen Lawrie	5.3.3	Status	Amend	Refer to compliance with Appendix 3 - Provide for temporary military training activities as a controlled activity in chapters 4, 5, 6, 8, 9, 10. Add matters of control where required.	FS15	FS15.3	NZ Defence Force (NZDF)	Oppose	Reject submission point	Reject - It is considered appropriate that temporary military activities is provided for as a permitted activity provided they meet the noise provisions in Appendix 3.
8	8.20	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.3.3.1.3	Status	Amend	Change a marina development to be a Discretionary Activity with a corresponding inclusion of the relevant matters of control as assessment criteria.	FS10	FS10.6	Whakatōhea Mussels (Ōpōtiki Limited)	Oppose	Reject submission point	Reject. It is considered appropriate to consider the development and construction of a marina as a restricted discretionary activity. This will enable consideration of relevant matters and provides certainty for anyone wanting to undertake the development around the matters they must consider.

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8	8.22	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.3.4.1	Criteria CA	Amend	Amend rule 5.3.4.1 so that any failure to meet the zone standards results in a Restricted Discretionary status. Some further criteria may be required.						Accept in part. For consistency it recommended that non-compliance with the following performance standards is considered a restricted discretionary activity: Height Daylight protection Yards Building coverage The following restricted discretionary criteria are recommended: 1. The adverse effects on the amenity of sites in terms of: a. Shadowing b. Physical domination c. Privacy d. Lighting
24	24.25	Opotiki District Council Aileen Lawrie	5.3.4.1	Status	Amend	Include Restricted Discretionary criteria for buildings not complying with 2.6.2.2 and include in activity list in 2.3.4.1. Correct similar provisions in other chapters						Accept amend as requested.
8	8.23	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.3.5.1.3	Status	Support	The Society supports Activities not in Accordance with the Structure Plan being a Discretionary Activity.						Accept support is noted
17	17.5	Bay of Plenty Regional Council Fiona McTavish	5.4	Heading	Amend	Amend Chapters 2 to 18 (excluding Chapter 16) to insert a new heading: 'Matters over which control is reserved' before the heading 'Assessment Criteria for Controlled Activities'. Copy 'matters' to the new 'Matters' heading. Amend the list of criteria so it includes only criteria. Replicate this process for RDA activities having inserted a new heading 'Matters over which discretion is restricted.'						Accept amend as requested.
8	8.21	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.4.1	Criteria CA	Amend	Include as an assessment criterion mitigation and offsetting measures where the development overlaps the Biodiversity site.						Reject. No biodiversity sites have been identified within the zone.
17	17.113	Bay of Plenty Regional Council Fiona McTavish	5.4.1.1	Criteria CA	Amend	Amend Criteria 5.4.1.1 to read: <i>6. The location/inclusion of pedestrian and cycle access and linkages, including public access to and along the coastal marine area.</i>	FS9	FS9.113	Department of Conservation	Support	Accept submission point	Accept amend as requested.
8	8.19	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.4.1.2.1	Criteria CA	Amend	Add to 5.4.1.2.1 effects "on the coastal environment".						Accept amend as requested
17	17.21	Bay of Plenty Regional Council Fiona McTavish	5.4.1.4	Criteria CA	Support / Amend	Amend assessment criteria within Chapters 2 to 11 as they relate to <i>Historical and archaeological and cultural resources</i> to read: <i>Historical, archaeological and cultural values and resources</i> <i>2. The effects of the activity on historic, archaeological and cultural values and resources of importance to Māori.</i>	FS18	FS18.6	Heritage NZ	Support	Accept submission point	Accept amend as requested
18	18.56	Heritage NZ Carolyn McAlley	5.4.1.4	Criteria CA	Amend	Heritage New Zealand seeks that the assessment criteria 5.4.1.4 is amended to state the heritage items to which they are applicable.						Reject - there are no specific heritage items identified within the zone.
17	17.41	Bay of Plenty Regional Council Fiona McTavish	5.4.1.5	Criteria CA	Support / Amend	Amend as a 'Matter of Control' in Chapters 2 to 8 (as listed in the index column) : <i>The susceptibility of the site to natural hazards and the measures implemented to mitigate the effects of natural hazards and achieve a low level of risk .</i>	FS	FS9.4	Department of Conservation	Support in part	Amend so that an increase in the risk of adverse effects from coastal hazards is avoided, rather than achieving a low level of risk.	Reject. The Ōpōtiki District Council is committed to managing the effects of natural hazards within its district. As part of this commitment Council will enter into a project with the Bay of Plenty Regional Council to respond to the management of use and development of land in a way that reduces natural hazard risk. This project is to commence within the next three years. The project will be undertaken in an integrated manner that incorporates a number of modelling projects, sustainability of the stopbanks on the Waioeka and Otara rivers, along with a number of other hazards including coastal hazards. It is intended that the project team will consult and engage with the Ōpōtiki Community to provide options around responding. At the completion of the project dependant on findings a plan change may be undertaken to implement the outcomes of the project in an RMA framework. This will guide use, development and subdivision of land within our District.
17	17.116	Bay of Plenty Regional Council Fiona McTavish	5.4.1.6	Criteria CA	Support	Retain assessment criteria 5.4.1.6 and 5.4.1.7 and include in new Discretionary Activity Criteria 5.6 as requested above.						Accept in part - support is noted for the criteria however recommendations to make amendments to include low level of risk have been rejected.

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57	57.37	Toi Te Ora - Public Health Service Sally Webb	5.4.1.6	Criteria CA	Support / Amend	Add to 5.4.1.6 (b) that all new developments in these two zones shall connect to the Council's wastewater system and that the handling of their waste complies with Council's Trade Waste Bylaw						Reject. Standards have been provided for the wastewater systems. No amendments are recommended.
17	17.117	Bay of Plenty Regional Council Fiona McTavish	5.4.1.7	Criteria CA	Support	Retain assessment criteria 5.4.1.6 and 5.4.1.7 and include in new Discretionary Activity Criteria 5.6 as requested above.						Accept in part - support is noted for the criteria however recommendations to make amendments to include low level of risk have been rejected.
12	12.7	NZ Transport Agency Mathew Stulen	5.5	Standards	Amend	<p>Provide an effect based framework for signage that enables Council to consider the potential adverse effects of signs on the safety and efficiency of the transport network.</p> <p>Suggested provisions to include in the zone standards (including but not limited to):</p> <p><u>The proposed sign should not:</u></p> <ul style="list-style-type: none"> - have reflective material or illumination that flashes and moves; - Obstruct impair the view of any official traffic sign and signal, or the line of sight of any corner, bend, intersection or vehicle crossing; - Physically obstruct or impede traffic or pedestrians; - Resemble or be likely to be confused with any official traffic signs or signals; and - Use support structures which are not frangible. <p>Amend the "approval of the Transport Agency" requirement so that it becomes an advice note and it is amended as follows: Approval for signs visible from any state highway must be gained from NZ Transport Agency. Consultation with the NZ Transport Agency will be important in the assessment of traffic safety for sign resource consent applications where they are proposed to be located on private property and are visible from a State Highway. The NZ Transport Agency also controls signs on state highway corridor Legal Road by the means of the NZ Transport Agency signs on state highways bylaw July 2010.</p>						Accept amend as requested.
19	19.18	NZ Defence Force Rebecca Davies	5.5	Standards	Support in Part	<p>Retain permitted activity rule for TMTA, and include a statement to clarify that the other zone standards do not apply to TMTA (note: this appears to be the intent of the provisions but is not entirely clear in the rule framework).</p> <p>We suggest amending the introduction to the zone standards in each chapter (section 8.6 in the Rural Zone for example) to state –</p> <p><i>"For clarity, the zone standards shall not apply to temporary military training activities."</i></p>						Accept in part - support is noted for the criteria however recommendations to make amendments to include low level of risk have been rejected.
17	17.60	Bay of Plenty Regional Council Fiona McTavish	5.5	Criteria RDA	Amend	<p>Insert into sections 3.5, 4.5, 5.5, 6.5 a new heading <u>Matters over which discretion is restricted</u> (or similar) before the heading <u>Assessment Criteria for Restricted Discretionary Activities</u> and insert new matters:</p> <p><u>Natural hazard occurrence</u></p> <p><u>1. The susceptibility of the site to natural hazards and the measures implemented to mitigate the effects of natural hazards and achieve a low level of risk.</u></p> <p><u>2. The effects that the activity may have on the Volknors Island and Tarawa Creek ponding areas.</u></p> <p>Under the heading 'Assessment Criteria for Restricted Discretionary Activities' insert:</p> <p><u>The extent to which the activity may accentuate the adverse effects of natural hazards.</u></p>	FS9	FS9.13	Department of Conservation	Support in part	Amend so that an increase in the risk of coastal hazards is avoided rather than achieving a low level of risk	Accept in part. Recommend making amendments requested but exclude achieve low level of risk.

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18	18.21	Heritage NZ Carolyn McAlley	5.5	Criteria RDA	Oppose	That the restricted discretionary assessment criteria are amended to include assessment criteria related to the impact of restricted discretionary activities on historic heritage.						Accept and amend by including the following: Historical, archaeological and cultural values and (Sub 18.21) resources 1. The effect of the design and layout of the activities in relation to land, buildings, features and waterbodies which have historical and archaeological worth, 2. The effects of the activity on historic archaeological and cultural values and resources of importance to Māori 3. The effects of the activity on heritage and conservation values, both on the site and on adjoining sites. (Sub 18.21).
47	47.6	Jon Burchett	5.5	Criteria RDA	Support	Support						Support noted
24	24.31	Opotiki District Council Aileen Lawrie	5.5.1	Criteria RDA	Amend	Include Restricted Discretionary criteria for buildings not complying with 2.6.2.2 and include in activity list in 2.3.4.1. Correct similar provisions in other chapters						Accept
17	17.118	Bay of Plenty Regional Council Fiona McTavish	5.5.1.1	Standards	Amend	Add a new zone standard (or amend standard 5.5.1.1) to read: <u>Activities in the marine services zone shall be located in general accordance with the Marina Structure Plan. Non-compliance with the Rule shall be considered a Discretionary Activity.</u>						Accept amend as requested.
57	57.39	Toi Te Ora - Public Health Service Sally Webb	5.5.1.1	Standards	Support / Amend	Add that all new developments in these two zones shall connect to the Council's wastewater system and that the handling of their waste complies with Council's Trade Waste Bylaw						Reject. Standards have been provided for the wastewater systems. No amendments are recommended.
37	37.35	NZ Fire Commission Stephanie Dean	5.5.1.1	Criteria RDA	Oppose	As a consequence of the change to 5.5.11, amend 5.5.1.1 to include the following: <u>"Firefighting water supply</u> 1. <u>Mitigation of the potential adverse effects of fire, including fire spread."</u>						Accept in part, it is recommended that the following advice note is included in Chapter 17 - Network Utilities as follows: The New Zealand Fire Service recommends that water storage volumes and delivery systems be installed in accordance with the New Zealand Fire Service Firefighting Water supplies Code of Practice 2008. The Fire Service advises that often the best method to achieve compliance with this code of practice is through the installation of a home sprinkler system in accordance with Fire Systems for Houses NZS 4517:2010, in each new dwelling. The qualified staff of the New Zealand Fire service would be happy to assist and advise.
8	8.24	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.5.4.1	Standards	Amend	Include a standard as in the submission, either associated with 5.5.4.1 or 5.5.9.1.						Reject. It is considered more appropriate to manage food waste at an operational level rather than have specific rules in the District Plan.

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24	24.41	Opotiki District Council Aileen Lawrie	5.5.4.1	Standards	Amend	Add 'Activities not complying with Rule 2.6.2.3 (Building setback from Council pipelines)' Similar changes to other Zone Chapters with reference to applicable standard number						Accept amend as requested.
57	57.68	Toi Te Ora - Public Health Service Sally Webb	5.5.5.1	Standards	Support / Amend	A. Delete "the boundary of a Marine Service" and substitute "another site within the Zone." B. Replace "the boundary of a site within the Coastal or Residential Zone" with "any point within the Coastal or Residential Zone". C. Amend incorrect title of NZS 6801 to NZS 6801:2008 Acoustics-Measurement of Environmental Sound. D. Amend incorrect title of NZS 6802 to NZS 6802:2008 Acoustics-Environmental Noise. E. Amend incorrect title of NZS 6803 to NZS 6803:1999 Acoustics- Construction Noise.						Accept in part. It is considered appropriate to measure the noise at a boundary of a site within the zone. This provides certainty and consistency as to location of where noise should be measured. Amend to update the titles of the NZ noise standards.
57	57.25	Toi Te Ora - Public Health Service Sally Webb	5.5.6	Standards	Amend	Add cycle storage facilities (bicycle parking) and drinking water fountains in each urban zone.						Accept in part. The submission is best considered as part of the Council's Long Term Plan process.
17	17.31	Bay of Plenty Regional Council Fiona McTavish	5.5.8.1	Standards	Oppose / Amend	Amend Floor Level rules in Chapters 2 to 11 (as listed in the index to read eg 9.6.9): <u>Floor levels shall be sufficient to ensure that water does not enter buildings in a 1% AEP (Annual Exceedance Probability) event within the coastal environment or a 2% AEP (Annual Exceedance Probability) event for areas outside the coastal environment and a low level of risk achieved.</u> <u>Opotiki District Council will determine the appropriate freeboard that needs to be added to the flood level to set the required minimum floor level.</u>	FS10	FS10.7	Whakatōhea (Opotiki) Mussels Limited	Oppose	Reject submission point	Accept in part. The Opotiki District Council is committed to managing the effects of natural hazards within its district. As part of this commitment Council will enter into a project with the Bay of Plenty Regional Council to respond to the management of use and development of land in a way that reduces natural hazard risk. This project is to commence within the next three years. The project will be undertaken in an integrated manner that incorporates a number of modelling projects, sustainability of the stopbanks on the Waioeka and Otara rivers, along with a number of other hazards including coastal hazards. It is intended that the project team will consult and engage with the Opotiki Community to provide options around responding. At the completion of the project dependant on findings a plan change may be undertaken to implement the outcomes of the project in an RMA framework. This will guide use, development and subdivision of land within our District. Accept amending the floor level requirements to 1% in the Coastal Environment and 2 % for areas outside.
57	57.45	Toi Te Ora - Public Health Service Sally Webb	5.5.8.1	Standards	Support / Amend	Add that all new lots and/or buildings shall connect to the Council water supply, where available.						Reject. Standards have been provided for the wastewater systems. No amendments are recommended.
8	8.25	Eastern Bay of Plenty - Forest and Bird Linda Conning	5.5.9.1	Standards	Amend	Include a standard as in the submission, either associated with 5.5.4.1 or 5.5.9.1.	FS10	FS10.8	Whakatōhea Mussels (Opotiki Limited)	Unclear	Unclear	Reject. It is considered more appropriate to manage food waste at an operational level rather than have specific rules in the District Plan.

**Proposed Opotiki District Plan
Summary of Decisions Requested**

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)	Further submitter no.	Further submission point no.	Submitter Name	Support/Oppose	Decision Requested (Relief Sought)	Planners Recommendation
37	37.34	NZ Fire Commission Stephanie Dean	5.5.11	Standards	Oppose	Amend Standard 5.5.11 as follows: *5.5.11 POTABLE-WATER 5.5.11.1 Potable Water Supply A potable water supply ... <u>5.5.11 x Firefighting Water Supply</u> <u>1. New buildings (excluding accessory buildings that are not habitable) shall have sufficient water supply for firefighting in accordance with the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008.</u> As a consequence, amend 5.5.1.1 to include the following: <u>"Firefighting water supply</u> <u>1. Mitigation of the potential adverse effects of fire, including fire spread."</u>						Accept in part, it is recommended that the following advice note is included in Chapter 17 - Network Utilities as follows: The New Zealand Fire Service recommends that water storage volumes and delivery systems be installed in accordance with the New Zealand Fire Service Firefighting Water supplies Code of Practice 2008. The Fire Service advises that often the best method to achieve compliance with this code of practice is through the installation of a home sprinkler system in accordance with Fire Systems for Houses NZS 4517:2010, in each new dwelling. The qualified staff of the New Zealand Fire service would be happy to assist and advise.
17	17.115	Bay of Plenty Regional Council Fiona McTavish	5.6	Criteria DA	Oppose / Amend	Include a new section 5.6 for Assessment Criteria for Discretionary Activities. Insert existing assessment criteria under 5.4.1 and the following new criteria (as a minimum) to read: <u>1. The adverse effects on the coastal environment caused by causing harmful aquatic organisms to be released or otherwise spread when considering the provision of marina berths, jetties and wharves.</u> <u>2. Whether the marine precinct facilities have been designed and will be operated in a manner that takes all practicable steps to avoid contamination of coastal waters, substrate, ecosystems and habitats that has more than minor adverse effects.</u> <u>3. Public access to, along, and within Waioka River and the coastal marine area. 4. Effects on navigation and safety and the need for any aids to navigation.</u>	FS14	FS14.6	Whakatōhea Māori Trust Board	Support in part	Needs to align with Whakatōhea's Resource Management Plan (1993)	Accept in part - recommend inserting into Chapter 1, under 1.11.3 Discretionary activities. This is considered the most appropriate place as it is the list of criteria that may be use when considering Discretionary activities.
17	17.51	Bay of Plenty Regional Council Fiona McTavish	5.6.1	Other Methods	Support / Amend	Amend 'Other Method's' referring to natural hazards (in 2.7.1, 3.7.1, 7.6.1, 8.7.1, 9.7.1 and 10.7.1) as notified to read: Through the use of Land Information Memoranda (LIM) and Project Information Memoranda (PIM) to provide information on known natural hazards to potential developers and applicants. Insert the above 'Other Method' into sections 4.7.1, 5.6.1, 6.7.1 and 11.9.1.						Accept amend as requested.