

**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 Recommendations
2	2.3	Ian Connor	9	General	Oppose	Amend to address concerns about inadequate protection from flooding, lack of restrictions on buildings, structures and hard surfaces in ecological buffer areas, application of ecological / cultural buffer to submitter's land, lack of consideration of alternatives in section 32 report.	FS17	FS17.15	Chris Petersen	Oppose	Reject submission point	Reject. The submission point is intended for the Harbour Industrial Zone and has been addressed in the submissions analysis. No amendments recommended.
7	7.3	Department of Conservation Chris Staite	9	General	Amend	Include policy direction that gives effect to the NZCPS in a consistent manner to the coastal environment of the Opotiki District.	FS19	FS19.34	Horticulture NZ	Oppose in part	Ensure that production land currently in the Coastal Zone is able to continue to operate.	Accept, it is recommended that a policy framework is provided that gives effect to the NZCPS, that would apply to the area identified on Plan Maps as the extent of the Coastal Environment. Recommendations in response to other submission points provide the recommended approach.
7	7.24	Department of Conservation Chris Staite	9	General	Amend	Give better effect to NZCPS						Accept recommend amending by including the following policy framework to apply to the area identified on planning maps as the extent of the Coastal Environment: Objective 1: Recognise the special relationship tangata whenua have with their ancestral lands Policy 1: To recognise and provide for the cultural, spiritual and archaeological values of tangata whenua and the desire of tangata whenua to live on and develop their ancestral lands. Policy 2: To recognise the special relationship of Māori with their ancestral land by enabling use and development of land, including Papakāinga and associated support facilities. Objective 2: Recognise and provide for Infrastructure including electricity transmission in the Coastal Environment to enable the social, economic and cultural well-being of people and communities. Policy 1: Enable the location of infrastructure recognising where there is a functional need. Policy 2: Ensure that public access is provided for in appropriate locations. Policy 3: Ensure the effects of infrastructure on the Coastal Environment are managed to minimise adverse effects on the Coastal Environment. Objective 3: Preserve and restore the natural character of the Ōpōtiki Coastal Environment. Policy 1: Ensure subdivision use and development avoids adverse effects on the natural character of the Coastal Environment. Policy 2: Require setbacks for structures and buildings from MHWS to ensure maintenance of the natural character of the Coastal Environment. Policy 3: Consolidation of existing coastal settlement areas to avoid inappropriate and sprawling subdivision, use and development to preserve the natural character of the coastal environment.
11	11.3	Horticulture NZ Angela Halliday	9	Horticulture	Amend	That changes are made to the Plan to enable development of horticulture on Maori land, particularly in the Coastal or Coastal Settlement Zones, so that Policy IW 1B of the RPS is given effect.						Accept in part. Policies are recommended to recognise and provide for development of Māori land within the zone.
11	11.13	Horticulture NZ Angela Halliday	9	Biosecurity	Amend	Add the following provisions into the Proposed Opotiki District Plan: Objective: To minimise the risk of biosecurity incursions in the district and enable response to any biosecurity incursions. Policy: Enable disposal of infected material for biosecurity purposes and treatment of areas to manage incursions of unwanted organisms. Add the following explanation in the Plan: A Biosecurity incursion could have devastating effects on the wellbeing of the district, particularly the horticultural industry. While incursions are managed under the Biosecurity Act, Council has a role in ensuring that land use activities do not increase the risk in facilitating incursions and to ensure there are not regulatory barriers to the management of incursions, such as burial or removal of infected plants or animals. Earthworks: Provide as a permitted activity: Earthworks for burying of material infected by unwanted organisms as declared by MPI Chief Technical Officer or an emergency declared by the Minister under the Biosecurity Act 1993. Vegetation removal: Provide as a permitted activity: Removal of material infected by unwanted organisms as declared by MPI Chief Technical Officer or an emergency declared by the Minister under the Biosecurity Act 1993.	FS3	FS3.12	Bay of Plenty Regional Council	Support in part	Further refinement for all requests made and subject to the provision of appropriate standards	Accept in part. It is recommended the following is inserted: New issue 1. A biosecurity incursion could have devastating effects on the wellbeing of the district, particularly the horticultural industry, and there should be no regulatory barriers to the management of incursions, such as burial or removal of infected plants or animals. (Sub 11.12) New objective and policy OBJECTIVE To minimise the risk of biosecurity incursions in the district and enable response to any biosecurity incursions (Sub 11.13) POLIC Enable disposal of infected material for biosecurity purposes and treatment of areas to manage incursions of unwanted organisms. (Sub 11.13) New permitted activity: Removal of material infected by unwanted organisms as declared by MPI Chief Technical Officer or an emergency declared by the Minister under the Biosecurity Act 1993 and earthworks to buy such material. (Sub 11.13)
11	11.89	Horticulture NZ Angela Halliday	9.1	Issues	Oppose in part	Include additional issues in 9.1 as follows: Some land within the Coastal Zone is used, or able to be used for farming and horticulture activities and the zone provisions need to provide for such uses alongside recreational and residential uses of the zone and preservation of the natural character of the coastal environment						Accept amend as requested.
11	11.90	Horticulture NZ Angela Halliday	9.1	Issues	Oppose in part	Include an additional issue in 9.1 as follows: Many areas of the coastal environment are also identified in Chapter 13 as ONFL's so the Plan needs to be clear how duplication and overlaps between chapters will be addressed.						Reject. Chapter 13 is an overlay chapter which applies across all zones. No amendments recommended.

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11	11.106	Horticulture NZ Angela Halliday	9.1	Issues	Support in Part	Add a new issue as follows: Seasonal worker accommodation is an important component for the horticultural sector. For efficiency and social and economic reasons they should be located near the employment source.						Accept in part. It is considered appropriate to highlight the issue of worker accommodation. However the statement should be reworded to state the issue. Recommend the statement is reworded as follows: <u>There is a lack of accommodation facilities to support seasonal workers, this could impact on the sectors efficiency and economic viability.</u>
12	12.23	NZ Transport Agency Mathew Stulen	9.1	Issues	Amend	Add new issue to 7.1, 8.1,9.1 & 11.1, as follows: <u>Activities can adversely affect the safety, sustainability and efficiency of transport networks--</u>						Accept amend as requested.
29	29.5	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.1	Issues	NS	Would like to be engaged in any activity that may impact sites of cultural value I our rohe						Accept
39	39.12	Transpower NZ Ltd Pauline Whitney	9.1	Issues	Support / Amend	(i) Insert a new issue 9.1.11 as follows: <u>Recognise the role of resource use and development, in particular the provision of infrastructure, in the coastal environment and its contribution to enabling people and communities to provide for their economic, social, and cultural wellbeing.</u>						Reject. Needs to state what the issue is.
60	60.28	Federated Farmers of NZ Nikki Edwards	9.1	Issues	Amend	That a new issue is included reading: <u>Some land within the Coastal Zone is used for primary production, rural production and farming activities, need to be recognised as appropriate and provided for.</u>	FS19	FS19.35	Horticulture NZ	Support	Accept submission point	Accept in part. Amendments have been recommended consistent with the relief sought in response to submission point 9.1.
8	8.67	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.1.6	Issues	Amend	Amend to read: <u>"Sporadic and inappropriate subdivision, use and development pressure can depreciate the natural character and biodiversity values of the coast".</u>	FS3 FS11	FS3.84 FS11.12	Bay of Plenty Regional Council Federated Farmers of New Zealand (FFNZ)	support Oppose	Accept submission point Reject the submission point	Accept in part, biodiversity values are provided for within Chapter 13. No amendments are recommended.
18	18.69	Heritage NZ Carolyn McAlley	9.1.7	Issues	Support in part	That Resource Management Issue 7 is retained, subject to the following amendment in issue 7: <u>7. Within the coastal environment there are many historical, cultural and archaeological area of importance that can be destroyed or modified from earthwork activities.</u>						Accept amend as requested.
18	18.70	Heritage NZ Carolyn McAlley	9.1.8	Issues	Support in part	Retain	FS3	FS3.85	Bay of Plenty Regional Council	Support	Accept submission point	Accept support noted
11	11.91	Horticulture NZ Angela Halliday	9.2	Objective	Oppose in part	Include a new objective in 9.2 as follows: <u>To enable rural production activities and maintain the rural character in the Coastal Zone.</u>						Accept in part. Recommend including relief sought where it is applicable to the area outside of the Coastal Environment Line.
11	11.92	Horticulture NZ Angela Halliday	9.2	Policies	Amend	Include a new policy in 9.2 as follows: <u>To provide for the continued operation of rural production activities, including associated buildings and structures, recognising that these activities are an integral part of the rural environment and contribute to the rural character of Coastal Zone.</u>						Accept in part. Recommend including relief sought where it is applicable to the area outside of the Coastal Environment Line.
11	11.93	Horticulture NZ Angela Halliday	9.2	Policies	Amend	Add a new policy in 9.2 as follows: <u>To provide for the use of the rural land resource located in the Coastal Zone for rural production activities by ensuring that adjacent residential activities do not compromise the ability to use the land for rural production purposes through reverse sensitivity effects.</u>						Accept in part. Recommend including relief sought where it is applicable to the area outside of the Coastal Environment Line.
12	12.27	NZ Transport Agency Mathew Stulen	9.2	Objective	Amend	Add a new objective and policy to 7.2, 8.2, 9.2 & 11.2, which recognises the implementation of the revised issue. Suggest that this is consistent with other chapters (such as 4.2.3 above). <u>Add new objective: Manage activities to ensure vehicle movement is undertaken in a safe and efficient manner that does not adversely affect the functioning of the transport network.</u> <u>Add new policy: To avoid, remedy or mitigate the adverse effects of Rural Zone activities on the safety and efficiency of the transportation network.</u>	FS11	FS11.13	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	Accept in part. The objective is appropriate as it is consistent with the purpose of the RMA, in protecting peoples health and well-being and to manage the transport network as a resource. Amend the policy to exclude Rural Zone activities, the policy should read: <u>To avoid remedy or mitigate the adverse effects of activities on the safety and efficiency of the transport network.</u>
17	17.65	Bay of Plenty Regional Council Fiona McTavish	9.2	Objective	Support / Amend	Insert new Objectives 9.2.4, 10.2.3 and 11.2.4 to read: <u>Recognise the special relationship tanqata whenua have with their ancestral land.</u>	FS18	FS18.24	Heritage NZ	Support	Accept submission point	Accept in part. Objective 9.2.3 seeks to provide for the relief the submitter is seeking. No amendments are recommended.

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17	17.68	Bay of Plenty Regional Council Fiona McTavish	9.2	Policies	Support / Amend	Insert new Policies 9.2.4.1, 10.2.3.1, 11.2.4.1 to read: <i>To recognise and provide for the cultural, spiritual and archaeological values of tangata whenua and the desire of tangata whenua to live on and develop their ancestral lands.</i>	FS18	FS18.27	Heritage NZ	Support	Accept submission point - seek clarification around approach.	Accept in part. Include the policy under objective 9.2.3.
17	17.71	Bay of Plenty Regional Council Fiona McTavish	9.2	Policies	Support / Amend	Insert new Policies 9.2.4.2, 10.2.3.2, 11.2.4.2 to read: <i>To recognise the special relationship of Māori with their ancestral land by enabling use and development of land, including Papatāngi and associated support facilities.</i>	FS18 FS19	FS18.30 FS19.36	Heritage NZ Horticulture NZ	Support Support	Accept submission point Accept submission point	Accept amend as requested.
60	60.36	Federated Farmers of NZ Nikki Edwards	9.2	Objective	Amend	That a new objective and policy is included in the Coastal Zone: <i>To enable rural production activities and farming in the Coastal Zone.</i> <i>To provide for the continued operation of rural production activities and farming, including associated buildings and structures, recognising that these activities are an integral part of the rural environment and contribute to the rural character of Coastal Zone.</i>	FS19	FS19.37	Horticulture NZ	Support	Accept submission point	Accept in part. Recommendations have been made in response to Submission point 11.91, 11.92 & 11.93
7	7.25	Department of Conservation Chris Staite	9.2.1	Objective	Support / Amend	Amend as follows: Retain and protect Preserve and restore, where appropriate, the distinctive natural character of the Opotiki coastal environment for the enjoyment of the community and visitors to the District.	FS3 FS11 FS19	FS3.86 FS11.14 FS19.38	Bay of Plenty Regional Council Federated Farmers of New Zealand (FFNZ) Horticulture NZ	Support Oppose Oppose in part	Accept submission point Reject submission point Reject - provisions to give effect to the NZCPS should only relate to the Coastal Environment.	Accept in part. Amendments have been made to give effect to the NZCPS, where a policy framework has been recommended.
7	7.26	Department of Conservation Chris Staite	9.2.1	Policies	Amend	Include objectives and policies in the Coastal Zone that allows the Plan to give effect to the NZCPS, specifically Policies 11 and 15.	FS11 FS19	FS11.15 FS19.39	Federated Farmers of New Zealand (FFNZ) Horticulture NZ	Oppose Oppose in part	Reject submission point Reject - provisions to give effect to the NZCPS should only relate to the Coastal Environment.	Accept in part. Amendments have been made to give effect to the NZCPS, where a policy framework has been recommended.
8	8.68	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.1	Objective	Amend	Delete all words after "coastal environment".						Reject
11	11.95	Horticulture NZ Angela Halliday	9.2.1	Policies	Support in Part	Amend the policy framework to provide different levels of protection for areas of: - Outstanding natural character - Very high natural character - High natural character - All other areas of the coastal environment						Reject. A framework is proposed to give effect to the NZCPS where it applies to where the extent of the coastal environment has been identified on planning maps.
29	29.6	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.2.1	Objective	NS	Would like to be consulted/engaged in any proposal that may threaten/change this point of view, especially within Upokorehe rohe						Request noted.
60	60.29	Federated Farmers of NZ Nikki Edwards	9.2.1	Objective	Amend	That Objective 9.2.1 is amended to read: Retain and protect the distinctive Encourage voluntary actions to maintain, enhance or protect the natural character of the Opotiki coastal environment for the enjoyment of the community and visitors to the District.						Accept the relief sought where it does not apply to the area identified as the extent of the coastal environment.
8	8.69	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.1.1	Policies	Support	Retain						Accept - Support noted
17	17.134	Bay of Plenty Regional Council Fiona McTavish	9.2.1.1	Policies	Amend	Amend Policy 9.2.1.1 to read: <i>Require setback for structures and buildings from the coast, where practicable, to ensure maintenance of the coastal ecosystem and the natural character of the coastline, and to enable esplanade reserves, or esplanade strips to be set aside for the future.</i>						Accept amend as requested.
60	60.30	Federated Farmers of NZ Nikki Edwards	9.2.1.1	Policies	Amend	That Policy 9.2.1.1 is amended to read: <i>Require setback for structures and buildings from the coast to ensure Encourage voluntary actions that contribute to maintenance of the coastal ecosystem and the natural character of the coastline, and to enable esplanade reserves, or esplanade strips to be set aside for the future.</i>						Accept the relief sought where it does not apply to the area identified as the extent of the coastal environment.
7	7.27	Department of Conservation Chris Staite	9.2.1.1	Policies	Amend	Combine policies 9.2.1.1 & 9.2.2.3 as follows or similar: <i>Require the setback of structures and buildings from MHWS to ensure the maintenance of coastal ecosystems and the natural character of the coastal environment; enable esplanade reserves or esplanade strips to be set aside for the future, and; avoid an increase in the risk of adverse effects from coastal hazards.</i>						Accept in part. Recommendations have been made in response to other submission points that provide for a policy framework to ensure natural character and coastal ecosystems in the coastal environment are provided for. No amendments recommended.
7	7.29	Department of Conservation Chris Staite	9.2.1.2	Policies	Oppose	Amend as follows, or similar: <i>To, in the coastal environment:</i> <i>avoid adverse effects on significant indigenous vegetation and significant habitats of indigenous fauna (as identified by Appendix 13.9.4), and;</i> <i>avoid significant adverse effects, and avoid, remedy and mitigate other adverse effects on other indigenous biodiversity.</i>	FS11 FS19	FS11.16 FS19.41	Federated Farmers of New Zealand (FFNZ) Horticulture NZ	oppose Support in part	Reject submission point Amend policy 9.2.1.2 to apply to the coastal environment.	Accept in part. In response submission point 7.24 a policy framework is proposed that gives effect to the NZCPS. With regards to indigenous biodiversity Chapter 13 provides the framework.

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8	8.70	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.1.2	Policies	Amend	Delete the words "as far as practicable".	FS3	FS3.87	Bay of Plenty Regional Council	Support	Accept submission point	Accept amend as requested.
18	18.71	Heritage NZ Carolyn McAlley	9.2.1.2	Policies	Support in part	That Policy 9.2.1.2 is amended as follows: "Ensure that the subdivision, use and development of the land within the coastal areas is designed to avoid as far as practicable significant adverse effects on the coastal ecosystem, water bodies, riparian areas, indigenous vegetation, indigenous habitats, natural character and on areas of historical, archaeological and cultural values."	FS3	FS3.88	Bay of Plenty Regional Council	Support	Accept submission point	Accept amend as requested.
29	29.7	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.2.1.2	Policies	NS	Would like to be consulted/engaged in any subdivision, use or development of land within the coastal zone and its environs, especially within Upokorehe rohe						Request noted.
39	39.13	Transpower NZ Ltd Pauline Whitney	9.2.1.2	Policies	Support	(i) Retain Policy 9.2.1.2.						Accept support noted
60	60.31	Federated Farmers of NZ Nikki Edwards	9.2.1.2	Policies	Amend	That Policy 9.2.1.2 is deleted.						Accept. A policy framework is proposed for the areas identified as the extent of the coastal environment.
6	6.18	Chris Petersen	9.2.2	Policies	Support / Amend	Add a new policy within section 9.2.2 as follows: <u>Dwellings within 300m of the Harbour Industrial Zone shall be located and designed to avoid reverse sensitivity effects on lawfully established activities within the Harbour Industrial Zone.</u>						Accept in part. The relief sought is better suited as a rule or zone standard. A buffer has been identified on planning maps which identifies the area to which this should apply.
8	8.71	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2	Objective	Amend	Rewrite objective consistent with NXCPS Policy 13.	FS19	FS19.42	Horticulture NZ	Oppose	Reject submission point - provisions to give effect to the NZCPS should only relate the the coastal environment.	Accept in part a policy framework is recommended in response to submission point 7.24
29	29.8	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.2.2	Objective	NS	Agrees in principle with the need to protect against adverse effects of subdivision in coastal environment to protect natural character						Accept support noted
39	39.14	Transpower NZ Ltd Pauline Whitney	9.2.2	Objective	Support in part	(i) Amend Objective 9.2.2 as follows: <u>The adverse effects of inappropriate subdivision, use and development within the coastal environment on the natural character are avoided, or are confined to areas better able to absorb the effects of the development than other areas of the coast.</u>	FS3	FS3.89	Bay of Plenty Regional Council	Support	Accept submission point	Accept amend as requested.
							FS9	FS9.44	Department of Conservation	Support	Accept submission point	
39	39.20	Transpower NZ Ltd Pauline Whitney	9.2.2	Objective	Support in part	(i) Amend Objective 9.2.2 as follows: <u>The adverse effects of inappropriate subdivision, use and development within the coastal environment on the natural character are avoided, or are confined to areas better able to absorb the effects of the development than other areas of the coast.</u>	FS19	FS19.44	Horticulture NZ	Support	Accept submission point	Accept amend as requested.
51	51.1	Mountain Ridge Holdings Martin Bryan	9.2.2	Objective	Oppose in part	Amend Objective 9.2.2 as follows: <u>The adverse effects of subdivision, use and development within the coastal environment on the natural character of the coastal environment are avoided, or are mitigated by confined to enabling development in areas better able to absorb the effects of the development than other areas of the coast.</u>						Accept in part amendments are recommended in response to other submission points. Recommend including the relief sought also.
60	60.32	Federated Farmers of NZ Nikki Edwards	9.2.2	Policies	Amend	That a new policy be included under Objective 9.2.2 which read: <u>Set standards which enable appropriate activities to occur as permitted within the Coastal Zone, allowing people and communities to provide for their economic, social and cultural wellbeing.</u>	FS19	FS19.45	Horticulture NZ	Support	Accept submission point	Accept in part - amendments have been recommended in response to submission point 11.91, 11.92 & 11.93 with a similar intent.
60	60.33	Federated Farmers of NZ Nikki Edwards	9.2.2	Objective	Amend	That Objective 9.2.2 is amended to read: <u>The adverse effects of inappropriate subdivision, use and development within the coastal environment on the natural character values of the Coastal Zone are avoided, remedied or mitigated, or are confined to areas better able to absorb the effects of the development than other areas of the coast.</u>	FS19	FS19.46	Horticulture NZ	Support	Accept submission point	Accept in part, amendments are recommended in response to other submission points.
7	7.30	Department of Conservation Chris Staite	9.2.2.1	Policies	Amend	Amend as follows: <u>The location of Residential activities within the zone need to be managed are located to ensure that adverse effects on amenity values, the quality of the environment and the natural and physical resources of the district are managed avoided, remedied or mitigated.</u>						Accept amend as requested
8	8.72	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.1	Policies	Amend	Amend to the following or similar wording: <u>The location of Residential Activities within the zone need to be managed should be located to ensure that adverse effects on the amenity values, the quality of the environment, and the natural and physical resources of the District are managed avoided, remedied or mitigated.</u>						Accept in part - amendments are recommended in response to submission point 7.30
51	51.2	Mountain Ridge Holdings Martin Bryan	9.2.2.2	Policies	Oppose in part	Amend Policy 9.2.2.2 as follows: <u>The characteristics of residential properties need to be maintained so that the amenity value of the site and adjoining sites is maintained. These include managing effects such as the height of buildings, storage areas, parking, loading, signage, noise, glare and separation distances.</u> <u>Manage the effects of residential activities through controls on building height, storage areas, parking, loading, signage, noise, glare and separation distances to ensure the amenity value of the site and adjoining sites is maintained.</u>						Accept amend as requested.

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7	7.28	Department of Conservation Chris Staite	9.2.2.3	Policies	Amend	Combine policies 9.2.1.1 & 9.2.2.3 as follows or similar: <u>Require the setback of structures and buildings from MHWS to: ensure the maintenance of coastal ecosystems and the natural character of the coastal environment, enable esplanade reserves or esplanade strips to be set aside for the future, and, avoid an increase in the risk of adverse effects from coastal hazards.</u>	FS11	FS11.17	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	Reject. It is considered more appropriate to separate these policies to ensure the intent is clear.
8	8.73	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.3	Policies	Support	Retain	FS3	FS3.90	Bay of Plenty Regional Council	Support	Accept submission point	Accept support is noted
60	60.34	Federated Farmers of NZ Nikki Edwards	9.2.2.3	Policies	Amend	That Policy 9.2.2.3 is amended to read: <u>Require residential, commercial or industrial, building setback from MHWS as a means of avoiding, remedying, or mitigating the adverse effects of potential coastal hazard risks.</u>						Accept amend as requested.
60	60.35	Federated Farmers of NZ Nikki Edwards	9.2.2.4	Policies	Amend	That Policy 9.2.2.4 clarifies that it refers to domestic and intensive farming effluent only.						Accept amend as follows: Ensure that any site for <u>dwellings</u> within the zone is of a sufficient size to avoid or mitigate any potential effects of the on-site disposal of effluent, and to ensure that there are no adverse effects on the coastal environment.
7	7.31	Department of Conservation Chris Staite	9.2.2.5	Policies	Oppose	Redraft to give effect to Policy 13 NZCPS.	FS3	FS3.92	Bay of Plenty Regional Council	Support in part	support intent but further clarification is required to better give effect to NZCPS	Accept in part. Have recommended a suite of policies and objectives to give effect to the NZCPS
8	8.74	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.5	Policies	Support	Retain	FS19	FS19.47	Horticulture NZ	Oppose	Reject submission point	
8	8.74	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.5	Policies	Support	Retain	FS3	FS3.91	Bay of Plenty Regional Council	Support in part	support intent but further clarification is required to better give effect to NZCPS	Accept support is noted
51	51.3	Mountain Ridge Holdings Martin Bryan	9.2.2.5	Policies	Oppose in part	Amend Policy 9.2.2.5 as follows: <u>Manage subdivision, use and development within the Coastal Zone to ensure that it is planned and appropriate, and so that it preserve s the natural character of the coastal environment and avoid, remedy or mitigate adverse effects.</u>						Reject
8	8.76	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.6	Policies	Amend	Amend to read: <u>"To manage the effects of the subdivision and use of land on natural character in the coastal environment through avoiding ad hoc development outside of existing settlements, and requiring landscaping and setbacks for new buildings and structures".</u>	FS11	FS11.18	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	Accept in part. Policies have been recommended for the coastal environment.
8	8.76	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.6	Policies	Amend	Amend to read: <u>"To manage the effects of the subdivision and use of land on natural character in the coastal environment through avoiding ad hoc development outside of existing settlements, and requiring landscaping and setbacks for new buildings and structures".</u>	FS19	FS19.48	Horticulture NZ	Oppose	Reject submission point	
39	39.15	Transpower NZ Ltd Pauline Whitney	9.2.2.6	Policies	Support in part	(i) Amend Policy 9.2.2.6 as follows: <u>To manage the effects of the subdivision and use of land within the Coastal Zone to avoid as far as practicable adverse effects on the coastal environment, recognising that due to functional, operational or technical requirements, the National Grid/Regionally Significant Infrastructure have a need to locate in the Coastal Zone.</u>						Accept amend as requested.
51	51.4	Mountain Ridge Holdings Martin Bryan	9.2.2.6	Policies	Oppose	Delete Policy 9.2.2.6						Reject.
8	8.75	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.7	Policies	Amend	Delete 9.2.2.7	FS19	FS19.49	Horticulture NZ	Oppose	Reject submission point	Accept amendments in response to submission point 8.76 provide for the intent of the policy.
51	51.5	Mountain Ridge Holdings Martin Bryan	9.2.2.7	Policies	Oppose	Delete Policy 9.2.2.7						Accept have incorporated a policy framework that applies in the Coastal Environment as identified in planning maps.
11	11.94	Horticulture NZ Angela Halliday	9.2.3	Policies	Amend	Include a new policy under Objective 9.2.3: <u>To recognise the specific relationship of Māori with their ancestral land by enabling use and development of land, including Papakainga and associated support facilities.</u>	FS18	FS18.33	Heritage NZ	Support	Accept submission point	Accept amend as requested,
18	18.72	Heritage NZ Carolyn McAlley	9.2.3	Objective	Support	That Objective 9.2.3 is retained.	FS3	FS3.93	Bay of Plenty Regional Council	Support	Accept submission point	Accept support is noted
29	29.9	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.2.3	Objective	NS	Requests to be engaged on any matters of significance that may impact on the relationship that tangata whenua have with the coastal environment						Accept policy has been recommended in response to submission point 17.137

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17	17.135	Bay of Plenty Regional Council Fiona McTavish	9.2.3.1	Policies	Support / Amend	Amend Policy 9.2.3.1 to read: <i>Where activities in the zone affect the relationship tangata whenua have with their cultural sites and traditions, activities are to avoid, and where not practicable, remedy or mitigate adverse effects.</i>						Accept amend as requested.
18	18.73	Heritage NZ Carolyn McAlley	9.2.3.1	Policies	Support in part	That Policy 9.2.3.1 is amended as follows : <i>Where activities in the zone affect the relationship tangata whenua have with their cultural sites and traditions, activities are to avoid, and where not practicable, remedy or mitigate adverse effects.</i>						Accept amend as requested,
29	29.1	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.2.3.1	Policies	Support	Policies ensure Iwi and Hapu are engaged in all significant matters pertaining to the coastal environment						Accept policy has been recommended in response to submission point 17.137
18	18.74	Heritage NZ Carolyn McAlley	9.2.3.2	Policies	Support	That Policy 9.2.3.2 is retained.	FS3	FS3.142	Bay of Plenty Regional Council	Support	Accept submission point	Accept support is noted
29	29.11	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.2.3.2	Policies	Support	Policies ensure Iwi and Hapu are engaged in all significant matters pertaining to the coastal environment						Accept policy has been recommended in response to submission point 17.137
17	17.136	Bay of Plenty Regional Council Fiona McTavish	9.2.3.3	Policies	Support / Amend	Retain Policy 9.2.3.3 as notified.						Accept support is noted
18	18.75	Heritage NZ Carolyn McAlley	9.2.3.3	Policies	Support	That Policy 9.2.3.3 is retained.						Accept support is noted
29	29.12	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.2.3.3	Policies	Support	Policies ensure Iwi and Hapu are engaged in all significant matters pertaining to the coastal environment						Accept policy has been recommended in response to submission point 17.137
17	17.137	Bay of Plenty Regional Council Fiona McTavish	9.2.3.4	Policies	Support / Amend	Replace Policy 9.2.3.4 with the following: <i>The outcomes of consultation with tangata whenua will be taken into account when assessing resource consent applications affecting the coastal environment to show how the relationships of Maori and their culture and traditions with their ancestral taonga are recognised and provided for.</i>	FS18	FS18.34	Heritage NZ	Support	Accept submission	Accept amend as requested.
18	18.76	Heritage NZ Carolyn McAlley	9.2.3.4	Policies	Support	That Policy 9.2.3.4 is retained.						Accept support is noted
29	29.13	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.2.3.4	Policies	Support	Policies ensure Iwi and Hapu are engaged in all significant matters pertaining to the coastal environment						Accept policy has been recommended in response to submission point 17.137
8	8.1	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.3	Status	Amend	Vehicle access to the coast, except for management search and rescue, life saving and emergency purposes, is prohibited in the following locations: Ohiva Harbour, Ohiva Spit, Ohiva (Bryans) Beach, Waiohahi Spit, Waiohahi Estuary, Waiohahi Beach, Waiuku Beach, Motu River bed, Whangapararua Beach and river mouth	FS11	FS11.19	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	Reject. The Ōpōtiki District Council has the Beach Bylaw 2008. The bylaw controls the use of vehicles on specific parts of the Districts beaches. Council has undertaken to review this bylaw.
18	18.10	Heritage NZ Carolyn McAlley	9.3	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.						Reject. Chapter 14 heritage contains references to the statutory requirement for pre 1900 sites and Chapter 14 is cross referenced in the header to activity status in all chapters. Inclusion of an additional note is not considered to be necessary.
39	39.31	Transpower NZ Ltd Pauline Whitney	9.3.1	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.
60	60.37	Federated Farmers of NZ Nikki Edwards	9.3.1.1.1	Status	Support / Amend	That Rural Production Activities are permitted along with Farming in Rule 9.3.1.1.1.	FS3 FS19	FS3.5 FS19.50	Bay of Plenty Regional Council Horticulture NZ	Oppose Support	Reject submission point Accept submission point	Reject. Rural production activities include mining and quarrying, processing and intensive farming. These activities need to be managed appropriately to reduce adverse effects on the environment and other activities established in the rural area. Therefore, permitted activity status for rural production activities as defined is not supported.

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47	47.9	Jon Burchett	9.3.1.1.7	Status	Amend	Amend to read: Visitor accommodation for up to four persons per night						Accept amend to delete
11	11.8	Horticulture NZ Angela Halliday	9.3.2	Status	Amend	To include provisions for seasonal worker accommodation						Accept. Recommend providing as a permitted activity up to 12 people as permitted activity and 13+ people as a restricted discretionary activity.
24	24.12	Opotiki District Council Aileen Lawrie	9.3.2	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	FS15.6	NZ Defence Force (NZDF)	Oppose	Reject submission point	Reject, have provided for TMTA as a permitted activity provided they meet the noise standards in Appendix 3.
11	11.96	Horticulture NZ Angela Halliday	9.3.2.1	Status	Support in Part	Add to 9.3.2.1 Activities accessory to permitted activities. Artificial crop protection structures which comply with 8.6.5 Audible bird scaring devices that comply with 8.6.7.1 (1) Seasonal worker accommodation that complies with 9.6.15	FS3	FS3.57	Bay of Plenty Regional Council	Oppose	Reject submission point	Accept in part.
17	17.82	Bay of Plenty Regional Council Fiona McTavish	9.3.2.1	Status	Amend	Insert the following permitted earthwork rules in 9.3.2.1, 11.3.2.1: <u>Any modification of any natural landform, including earthworks less than or equal to 400m² and 200m³ in any 12 month period.</u> <u>Any earthworks for the maintenance of existing walking tracks, farm and forestry tracks, driveways, roads, fence lines and drains.</u>	FS9 FS11 FS18 FS19	FS9.16 FS11.20 FS18.35 FS19.51	Department of Conservation Federated Farmers of New Zealand (FFNZ) Heritage NZ Horticulture NZ	Support Support in Part Support in part Oppose in part	Accept submission point Reject the submitters proposed rule for earthworks that modifies a natural landform to 400m2 is reject the rest is supported. Seeks the inclusion of an advice note Ensure that earthworks for normal horticultural activities are provided for	Accept in part. Recommend including the relief sought as being applicable to the area identified as the extent of the coastal environment on planning maps.
37	37.54	NZ Fire Commission Stephanie Dean	9.3.2.1	Status	Oppose	Amend Rule 9.3.2.1 to include the following as a permitted activity: "x. Emergency services training and management activities."						Accept amend as requested.
8	8.77	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.3.2.1.1	Status	Amend	The deer and goat farming provisions (including fencing standards) should be copied over from Chapter 8 or cross-referenced.	FS3 FS11	FS3.38 FS11.21	Bay of Plenty Regional Council Federated Farmers of New Zealand (FFNZ)	Support Oppose	Accept submission point Reject the submission point	Accept amend as requested.
17	17.76	Bay of Plenty Regional Council Fiona McTavish	9.3.2.1.2	Status	Support / Amend	Retain 8.6.14, 8.9.2, 9.3.2.1.2 and 11.3.2.1.2 as notified.						Accept support is noted
60	60.38	Federated Farmers of NZ Nikki Edwards	9.3.2.1.2	Status	Amend	That goat farming is included under the definition of <i>farming or rural production activity</i> , and therefore permitted by Rule 9.3.2.1.2	FS3	FS3.32	Bay of Plenty Regional Council	Oppose	Reject submission point	Reject. Management of deer farming is essential within the District to enable appropriate management.
8	8.78	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.3.2.1.3	Status	Amend	Buildings (includes activities 3 and 15-17 and accessory buildings) in the coastal environment to be Discretionary with the exception of marae which should be Controlled.	FS11 FS17 FS19	FS11.22 FS17.15 FS19.52	Federated Farmers of New Zealand (FFNZ) Chris Petersen Horticulture NZ	Oppose Oppose Oppose	Reject submission point Reject submission point Reject submission point	Reject. Have recommended a policy framework for activities in the coastal environment and performance standards are provided to ensure permitted activities are developed appropriately for the zone.
46	46.1	Bibiana & Brian Hill	9.3.2.1.7	Status	Oppose	Increase the permitted number of visitors from 4 to 8 maximum without the need for resource consent.						Reject. Providing for 4 people as a permitted activity is considered appropriate. Provision of more than 4 should be assessed as to its suitability with the zone and its location. No amendments recommended.
60	60.39	Federated Farmers of NZ Nikki Edwards	9.3.2.1.11	Status	Amend	That signs required under legislation are permitted.						Accept amend as requested.
19	19.12	NZ Defence Force Rebecca Davies	9.3.2.1.12	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 – "For clarity, the zone standards shall not apply to temporary military training activities."						Accept amend as requested
57	57.60	Toi Te Ora - Public Health Service Sally Webb	9.3.2.1.12	Status	Support	Allow the provision for temporary military training as a permitted activity complying with noise controls in Appendix 3.						Accept amend as requested

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39	39.16	Transpower NZ Ltd Pauline Whitney	9.3.2.1.13	Status	Oppose	(i) Clarify the default activity status that would apply to those network utilities not permitted under Rule 9.3.2.1.13. This could be achieved through: - The deletion of non-complying rule 9.3.6.1 Or - Inserting a new permitted rule 9.3.2.1.18 as follows (alternately Transpower would support specific reference to the National Grid, or Regionally Significant Infrastructure): <i>18. Network Utilities</i>	FS9	FS9.45	Department of Conservation	Support in part	Provide specific reference to the National Grid, recognising both the NPSET and NZCPS	Accept in part. Network Utilities are managed through the network utilities chapter and apply across all zones. It is recommended that 9.3.6.1 is amended to clarify that any activity that is not otherwise stated that does not comply with zones standards shall be a non-complying activity.
8	8.79	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.3.2.1.15	Status	Amend	Buildings (includes activities 3 and 15-17 and accessory buildings) in the coastal environment to be Discretionary with the exception of marae which should be Controlled.	FS11	FS11.23	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	Reject. Have recommended a policy framework for activities in the coastal environment and performance standards are provided to ensure permitted activities are developed appropriately for the zone.
							FS19	FS19.53	Horticulture NZ	Oppose	Reject submission point	
8	8.80	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.3.2.1.16	Status	Amend	Buildings (includes activities 3 and 15-17 and accessory buildings) in the coastal environment to be Discretionary with the exception of marae which should be Controlled.	FS11	FS11.24	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	Reject. Have recommended a policy framework for activities in the coastal environment and performance standards are provided to ensure permitted activities are developed appropriately for the zone.
							FS19	FS19.53	Horticulture NZ	Oppose	Reject submission point	
8	8.81	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.3.2.1.17	Status	Amend	Buildings (includes activities 3 and 15-17 and accessory buildings) in the coastal environment to be Discretionary with the exception of marae which should be Controlled.	FS11	FS11.25	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	Reject. Have recommended a policy framework for activities in the coastal environment and performance standards are provided to ensure permitted activities are developed appropriately for the zone.
							FS19	FS19.55	Horticulture NZ	Oppose	Reject submission point	
18	18.77	Heritage NZ Carolyn McAleely	9.3.2.4	Status	Support	That Permitted activities at 9.3.2.4.Marae and 9.3.2.5. Urupa and private cemeteries are retained.						Accept support noted.
18	18.78	Heritage NZ Carolyn McAleely	9.3.2.5	Status	Support	That Permitted activities at 9.3.2.4.Marae and 9.3.2.5. Urupa and private cemeteries are retained.						Accept support noted.
18	18.79	Heritage NZ Carolyn McAleely	9.3.3	Status	Support	That Controlled activity 9.3.3.6: Papakainga housing is retained						Accept support noted.
13	13.7	Overington Surveyors Karl Rendall	9.3.3.1	Status	Oppose	(a) On-site investigations are undertaken by a <u>suitably qualified person approved by the Bay of Plenty Regional Council</u> to show that the site complies with the On-site Effluent Treatment Regional Plan. (b) The investigations undertaken the <u>suitably qualified person</u> conclude that a reduction in lot size will not have any adverse effects on the environment.	FS3	FS3.94	Bay of Plenty Regional Council	Support in part	Support but seeks terms to be consistent with OSET plan.	Accept amend with terms consistent with the OSET plan.
37	37.55	NZ Fire Commission Stephanie Dean	9.3.3.1	Status	Oppose	Amend Rule 9.3.3.1 to include the following as a controlled activity: "x. Emergency service facilities."						Accept amend as requested.
60	60.40	Federated Farmers of NZ Nikki Edwards	9.3.3.1.2	Status	Amend	That rural selling places are permitted.	FS3	FS3.24	Bay of Plenty Regional Council	Oppose	Reject submission point	Reject. There needs to be controls on the location and how this is managed on a site by site case.
8	8.82	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.3.3.1.6	Status	Amend	Change from Controlled to Restricted Discretionary	FS19	FS19.56	Horticulture NZ	Oppose	Reject submission point	Reject. The Plan enables development of land and Papakainga in this zone. Changing the status to restricted discretionary would be inconsistent with that outcome.
11	11.97	Horticulture NZ Angela Halliday	9.3.4.1	Status	Oppose in part	Amend 9.3.4.1 by adding: Audible bird scaring devices that do not comply with 8.6.7.1 (1) Artificial crop protection structures that do not comply with 8.6.5 Seasonal worker accommodation not complying with 9.6.15	FS3	FS3.59	Bay of Plenty Regional Council	Oppose	Reject submission point	Accept in part. Seasonal workers accommodation is listed as a permitted activity, the other matters sit within in the Rural Zone.
24	24.27	Opotiki District Council Aileen Lawrie	9.3.4.1	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.
17	17.84	Bay of Plenty Regional Council Fiona McTavish	9.3.5	Status	Amend	Insert the following discretionary earthwork rule in 9.3.5 and 11.3.5: <i>Any modification of any natural landform, including earthworks in excess of 400m² and 200m³ in any 12 month period. (Refer to performance standards in 13.4.2).</i>	FS9	FS9.18	Department of Conservation	support	Accept submission point	Accept in part - amend to include as a restricted discretionary activity outside the coastal environment line.
							FS11	FS11.26	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	
7	7.32	Department of Conservation Chris Staite	9.3.5.1.1	Status	Support	Retain	FS3	FS3.39	Bay of Plenty Regional Council	Support	Accept submission point	Accept support noted
60	60.41	Federated Farmers of NZ Nikki Edwards	9.3.5.1.1	Status	Amend	That Rule 9.3.5.1.1 is deleted Goat farming is included under the definition of <i>farming or rural production activity</i> , and therefore permitted by Rule 9.3.2.1.2.						Reject. Management of goat farming is essential within the District to enable appropriate management.
41	41.18	Ministry of Education Andrew Hill	9.3.5.1.6	Status	Support	Retain as notified						Accept support noted.
8	8.88	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.3.5.1.15	Status	Amend	Amend to be discretionary only in coastal environment line and ONFLs						Reject. ONFLs are managed in the Landscapes and Habitats
60	60.43	Federated Farmers of NZ Nikki Edwards	9.3.5.1.15	Status	Oppose	That Production Forestry is a permitted activity.						Accept where it applies outside the coastal environment line.
42	42.4	Rayonier Matariki Forests Steve Chandler	9.3.5.1.15	Status	Oppose	Allow production forestry as a permitted activity with a minimum of 2 years for replanting following harvest completion						Accept where it applies outside the coastal environment line.

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29	29.14	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.3.5.1.16	Status	Oppose	Mining, quarrying and exploration strongly opposed. Request meeting to clarify scope of activities.						Accept, mining and quarrying would require resource consent from both Regional Council and District Council. No amendments recommended.
7	7.33	Department of Conservation Chris Staite	9.3.5.1.20	Status	Support	Retain	FS3	FS3.95	Bay of Plenty Regional Council	Support	Accept submission point	Accept support noted
19	19.38	NZ Defence Force Rebecca Davies	9.3.6.1	Status	Oppose	Provide for TMTA that do not comply with the noise standards as controlled activities in each Zone.						Accept amend as requested.
24	24.65	Opotiki District Council Aileen Lawrie	9.3.6.1	Status	Amend	Add 'restricted discretionary' to the list						Accept amend as requested.
7	7.34	Department of Conservation Chris Staite	9.4	Criteria CA	Support	Retain						Accept support noted
17	17.9	Bay of Plenty Regional Council Fiona McTavish	9.4	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
39	39.17	Transpower NZ Ltd Pauline Whitney	9.4	Heading	Support in part	(j) Amend the title of 9.4 as follows: 9.4 ASSESSMENT CRITERIA FOR MATTERS OF CONTROL CONTROLLED ACTIVITIES						Accept in part - amendments are recommended in response to submission point 17.9
11	11.98	Horticulture NZ Angela Halliday	9.4.1.1	Criteria CA	Oppose in part	Amend 9.4.1.1 Design and appearance Add to the criteria: The functional need for the building or structure for farming activities.	FS3	FS3.60	Bay of Plenty Regional Council	Oppose	Reject submission point	Accept in relation to areas outside the Coastal Environment line as shown on planning maps.
8	8.84	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.4.1.3	Criteria CA	Support	Retain	FS19	FS19.59	Horticulture NZ	Oppose	Reject submission point	Accept, recommend retaining criteria as proposed.
8	8.89	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.4.1.3	Criteria CA	Amend	Should include Restriction on vehicle access to the coast.	FS11	FS11.27	Federated Farmers of New Zealand (FFNZ)	Oppose	Reject submission point	Reject. The Opotiki District Council has the Beach Bylaw 2008. The bylaw controls the use of vehicles on specific parts of the Districts beaches. Council has undertaken to review this bylaw.
18	18.8	Heritage NZ Carolyn McAlley	9.4.1.3	Criteria CA	Support	That Assessment criteria. 9.4.1.3 is retained.						Accept support noted
29	29.15	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.4.1.3.1	Criteria CA	NS	Concerned about how Council determines an activity may modify or degrade the natural character and amenity values of the coastal landscapes and ecosystems. Seek clarification.						A resource consent application would need to provide an assessment or commentary on how the proposed activity would affect natural character and amenity values. This assessment would be undertaken on a case by case basis and would depend on factors such as, the nature of the existing environment and the nature of the proposed activity.
29	29.16	Upokorehe Iwi Lance Reha & Gaylene Kohunui	9.4.1.3.3	Criteria CA	Support	Protection and preservation of areas of historical, archaeological and cultural significance which have special value to tangata whenua as determined in accordance with appropriate iwi or hepu.						Accept support noted
8	8.85	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.4.1.4	Criteria CA	Support	Retain						Accept support noted
8	8.87	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.4.1.4	Criteria CA	Amend	Include an earthworks threshold in the coastal environment and require discretionary consent. Include criteria addressing reinstatement and/or revegetation.	FS3 FS17 FS19	FS3.97 FS17.17 FS19.59	Bay of Plenty Regional Council Chris Petersen Horticulture NZ	Support Oppose in Part Oppose	Accept submission point To avoid potential inconsistency between zone provisions, the rule should be amended to refer to the coastal zone rather than the coastal environment which is a broad area defined in the BOPRC Regional Policy Statement and includes land within various zones. Reject submission point	Accept amend as follows: <u>Permitted activity</u> Earthworks within the Coastal Environment but outside an Outstanding Natural Feature or Landscape up to 400m2 and 200m3 <u>Restricted Discretionary Activity</u> Earthworks within the Coastal Environment but outside an Outstanding Natural Feature or Landscape greater than 400m2 and 200m3 Matters to which discretion shall be restricted to: • Natural Character a. The extent to which the activity changes the coastal land form b. The extent to which the activity has an impact on the visual character of the coastal environment.

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17	17.86	Bay of Plenty Regional Council Fiona McTavish	9.4.1.4	Criteria CA	Support / Amend	Amend 9.4.1.4, 10.4.1.4, and 11.4.1.3 to read: 1. The effects of any earthworks and land disturbance on the surrounding environment, including waahi tapu sites of cultural significance or landscape value, any alteration to the contours of the site from stormwater, siltation and sedimentation effects, and any effects on the stability of the coastal dune system.	FS18 FS19	FS18.38 FS19.58	Heritage NZ Horticulture NZ	Support Oppose	Accept submission point Reject submission point	Accept amend as requested.
17	17.25	Bay of Plenty Regional Council Fiona McTavish	9.4.1.6	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> 2. The effects of the activity on historic, archaeological and cultural values and resources of importance to Māori.	FS18	FS18.10	Heritage NZ	Support	Accept submission point	Accept amend as requested.
18	18.81	Heritage NZ Carolyn McAlley	9.4.1.6	Criteria CA	Support in part	That Assessment Criteria 9.4.1.6 are retained subject to clarification regarding the nature of the items to be considered as part of the assessment criteria, in particular those items or features of historical or archaeological worth.						The assessment criteria are not in relation to any specific items. Management of scheduled items is provided for in the Heritage chapter.
8	8.86	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.4.1.7	Criteria CA	Support	Retain						Accept support noted
17	17.46	Bay of Plenty Regional Council Fiona McTavish	9.4.1.8	Criteria CA	Support / Amend	Amend 9.4.1.8, 10.4.1.8 to read: 1. The susceptibility of the site to natural coastal hazards and the measures implemented to mitigate the effects of natural hazards and achieve a low level of risk including any investigations undertaken by the applicant in relation to natural hazard susceptibility of the site, and the activities undertaken on the site.	FS	FS9.9	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.	Accept in part. 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.
60	60.44	Federated Farmers of NZ Nikki Edwards	9.4.1.9	Criteria CA	Amend	That Matter for Controlled Activities 9.4.1.9 is deleted.	FS19	FS19.61	Horticulture NZ	Support	Accept submission point	Accept amend as requested
11	11.107	Horticulture NZ Angela Halliday	9.5	Criteria RDA	Amend	Add new matter of discretion for seasonal worker accommodation as follows: 9.5.1.2 Seasonal worker accommodation not meeting 9.6.15 1. Those matters in Zone Standard 9.6.15 that are not able to be met. 2. Methods to avoid, remedy or mitigate the effects on existing activities, including the provision of screening, landscaping and methods for noise control. 2. The extent to which the application complies with the Code of Practice for Able Bodied Seasonal Workers, published by Dept of Building and Housing 2008.						Accept in part. Have recommended, seasonal worker accommodation for 13+ people per night is a restricted discretionary activity, however the matters requested should be restricted discretionary criteria. Recommend including points 1-3 as restricted discretionary criteria.
18	18.25	Heritage NZ Carolyn McAlley	9.5	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 amend as requested,
24	24.34	Opotiki District Council Aileen Lawrie	9.5.1	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 amend as requested
7	7.35	Department of Conservation Chris Stait	9.5.1.1.4	Criteria RDA	Support / Amend	Amend as follows: The extent to which the activity avoids significant adverse effects, and avoids, remedies or mitigates other adverse effects, on the natural character of the coastal environment.						Accept amend as requested,

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8	8.4	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.6	Standards	Amend	Consistency with the PWDP is adopted for coastal setbacks and earthworks provisions in the Coastal, Coastal Settlement and Ohivi Harbour Zones, ONFLs and SIBs.						Accept in part. Changes are made to some provisions to enable a more consistent regime across the council boundaries. However, the issues to be addressed in Ōpōtiki District differ from those in the Whakatane District and alignment of the plans would not be consistent with the outcomes to be achieved for the Opotiki District.
11	11.101	Horticulture NZ Angela Halliday	9.6	Standards	Support in Part	Add Zone standards for: Artificial crop protection structures as set out in 8.6.5 Audible bird scaring devices as set out in 8.6.7.1 (1)	FS3	FS3.61	Bay of Plenty Regional Council	Support in part	Support the relief sought subject to appropriate performance standards. Requires either black or green cloth on both vertical and horizontal surfaces.	Accept. It is recommended that artificial crop protection structures are provided for in the following way: <u>Artificial crop protection structures in the area identified as Coastal Environment in Planning Maps</u> Artificial crop protection structures that use green or black on vertical faces and are located on land that has a slope of less than 15° is a permitted activity. Artificial crop protection structures that does not use green or black on vertical faces and is located on land that has a slope of more than 15°. <u>Artificial crop protection structures everywhere else within the zone</u> Green or black cloth shall be used on vertical faces within 30m of the boundary of the property. 2. Green, black or white cloth shall be used on horizontal surfaces. 3. Yard, daylight and site coverage requirements shall not apply on boundaries other than a road boundary where the written approval of the owner(s) of the immediately adjoining property is obtained and provided to the Council. 4. Within 30m of a property boundary, other than a road boundary, a different colour may be used where written approval of the owner(s) of the immediately adjoining property is obtained and provided to the Council. 5. An artificial crop protection structure within 30m of a road boundary where the cloth is not green or black shall be assessed as a Discretionary Activity.
12	12.11	NZ Transport Agency Mathew Stulen	9.6	Standards	Amend	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. Suggested provisions to include in the zone standards (including but not limited to): <u>The proposed sign should not:</u> - 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. 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.						Accept amend as requested.
19	19.22	NZ Defence Force Rebecca Davies	9.6	Standards	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 – "For clarity, the zone standards shall not apply to temporary military training activities."						Accept amend as requested.
11	11.100	Horticulture NZ Angela Halliday	9.6.1	Standards	Support in Part	Retain Zone Standards for site coverage, height and daylight protection.						Accept support noted
8	8.90	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.6.1.1.2	Standards	Amend	Review 9.6.1.1.2 to a level that would have minor effect and is supported by landscape advice.	FS19	FS19.62	Horticulture NZ	Oppose	Reject submission point	Accept in part. Recommend amending to 8m in the coastal environment only.
17	17.138	Bay of Plenty Regional Council Fiona McTavish	9.6.1.2	Standards	Amend	Amend assessment criteria 9.6.1.2 to read: <u>The maximum height for structures within the zone is 8m.</u>	FS19	FS19.63	Horticulture NZ	Oppose	Reject submission point	Accept in part. Recommend amending to 8m in the coastal environment only.
37	37.56	NZ Fire Commission Stephanie Dean	9.6.1.2	Standards	Support in part	Amend Standard 9.6.1.2 to include the following: "This Standard does not apply to hose drying towers up to 15m associated with emergency service facilities."						Accept amend as requested.

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11	11.99	Horticulture NZ Angela Halliday	9.6.2.1	Standards	Support in Part	Amend 9.6.2.1 as follows 1. All buildings other than dwellings shall be set back at least 5 metres from side and rear boundaries. 2. All dwellings shall be set back at least 25 metres from side and rear boundaries unless the written approval of any affected, adjoining neighbour is obtained and that written approval has been lodged with council. 3. Non-compliance with the Rule shall be considered as a Restricted Discretionary Activity. 4. Clause 2 as notified						Reject. The inclusion of the rule not work on smaller lots. No amendments recommended.
11	11.102	Horticulture NZ Angela Halliday	9.6.2.2	Standards	Support in Part	Amend 9.6.2.2 by adding: Excluding artificial crop protection structures which meet the zone						Accept amend as requested.
60	60.45	Federated Farmers of NZ Nikki Edwards	9.6.2.2	Standards	Amend	That Standard 9.6.2.2 does not apply to on-farm yards.						Accept amend as requested
7	7.36	Department of Conservation Chris Staitte	9.6.2.3	Standards	Support	Retain	FS3	FS3.98	Bay of Plenty Regional Council	Support	Accept submission point	Accept support noted
8	8.91	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.6.2.3	Standards	Amend	Standardise the setbacks based on natural character, landscape and natural hazards in the coastal environment. Change "may" to "shall".	FS19	FS19.64	Horticulture NZ	Oppose	Reject submission point	Reject. Not all circumstances would landscaping be required. The requirement for landscaping is dependant on a number of factors such as, typography and existing vegetation.
60	60.46	Federated Farmers of NZ Nikki Edwards	9.6.2.3	Standards	Amend	That Standard 9.6.2.3 does not apply to farm buildings.	FS19	FS19.65	Horticulture NZ	Support	Accept submission point	Reject, farm buildings can have an effect on the visual effects and need to be managed.
11	11.103	Horticulture NZ Angela Halliday	9.6.3	Standards	Oppose in part	Amend 9.6.3.1 Areas used for storage by rural industries and rural services shall be to be screened from any public place and from adjoining residential activity site that existed prior to the establishment of the rural industry or rural service.						Accept amend as requested.
8	8.92	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.6.3.1	Standards	Support	Retain but include criteria for landscaping.						Accept in part - support noted recommendations have been made in response to other submission points.
60	60.47	Federated Farmers of NZ Nikki Edwards	9.6.3.1	Standards	Amend	That Standard 9.6.3.1 clarifies that it refers to screening of industrial or commercial storage and service areas.						Accept recommendations provided in response to Sub 11.103
11	11.104	Horticulture NZ Angela Halliday	9.6.4	Standards	Oppose in part	Amend 9.6.4.1 Include an exemption as follows Subject to best practicable option being adopted the following activities are exempt from 9.6.4.1: Activities required for rural production activities, including agricultural and horticultural vehicles and equipment, aircraft used for agricultural and horticultural purposes; and portable equipment (excluding portable sawmills and frost protection fans and audible bird scaring devices) associated with agricultural and horticultural activities such as: spraying, harvesting, livestock. Amend 9.6.4.1 All activities on a site shall be designed and conducted to ensure that the following noise limits are not exceeded at the notional boundary within the Coastal Zone or the boundary of an adjoining zone.						Accept amend as requested
11	11.105	Horticulture NZ Angela Halliday	9.6.4.1	Standards	Oppose	Add to 9.6.4.1 (1) Audible bird scaring devices complying with Zone Standard 8.6.7.1 (1).						Accept in part. Amendments are recommended in response to sub 11.104.
37	37.57	NZ Fire Commission Stephanie Dean	9.6.4.1	Standards	Support in part	Amend Standard 9.6.4.1 to include the following: "These standards do not apply to sirens used by emergency services."						Reject recommend 5 spaces for every emergency vehicle bay.
41	41.19	Ministry of Education Andrew Hill	9.6.4.1	Standards	Support	Retain as notified						Accept support noted
60	60.48	Federated Farmers of NZ Nikki Edwards	9.6.4.1	Standards	Amend	That rural production activity noise is exempt from Standard 9.6.4.1 for noise.	FS19	FS19.66	Horticulture NZ	Support	Accept submission point	Accept
6	6.19	Chris Petersen	9.6.4.3	Standards	Support	Retain Zone Standard 9.6.4.3 as notified.						Accept support noted

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57	57.81	Toi Te Ora - Public Health Service Sally Webb	9.6.4.3	Standards	Support / Amend	A. Delete "habitable buildings" and substitute "habitable rooms". B. Delete "internal noise level" in the first paragraph and the third paragraph and substitute in each case "design level". C. Delete "internal sound levels" in the second paragraph and substitute "design levels". D. Delete "where the internal noise level cannot be met with ventilating windows open," and substitute, "Where windows must be closed to attain the design sound levels, ".						Accept amend as requested
24	24.66	Opotiki District Council Aileen Lawrie	9.6.4.3	Standards	Amend	Amend to read 'to new dwelling in the coastal zone'.						Accept amend as requested
37	37.58	NZ Fire Commission Stephanie Dean	9.6.5	Standards	Support in part	Amend Standard 9.6.5.1 to include the following additional standard: 'Emergency service facilities 1 space per emergency service vehicle bay'						Accept amend as requested
41	41.2	Ministry of Education Andrew Hill	9.6.5.1	Standards	Support	Retain as notified						Accept support noted
5	5.2	J Gregory	9.6.5.2	Standards	NS	Fence off access - prevent access to beaches						Reject - public maintenance to beaches is required.
12	12.29	NZ Transport Agency Mathew Stulen	9.6.6	Standards	Amend	Amend 9.6.6 to clarify what the access standard is appropriate for rural activities (or for activities other than residential and commercial activities).	FS19	FS19.67	Horticulture NZ	Support in part	Provide clarification regarding rural activities but ensure that standards for rural activities are appropriate in scale and effect.	Accept amend by adding rural activities.
24	24.46	Opotiki District Council Aileen Lawrie	9.6.6	Standards	Amend	Change 'Vehicle Entrance Designs' to 'Vehicle Entrances' Change 'Residential and commercial vehicle entrance designs shall comply with Appendix 4' to 'Residential and commercial vehicle entrances shall be provided and designs shall comply with Appendix 4'						Accept amend as requested.
37	37.59	NZ Fire Commission Stephanie Dean	9.6.6.1	Standards	Support in part	Amend Standard 9.6.6 as follows: '9.6.6.1 Residential and commercial vehicle entrance designs shall comply with Appendix 4, <u>except where additional access width is necessary to provide access for emergency service vehicles in accordance with Standard 9.6.11.x(2).</u> '						Reject. Have recommended an advice note for all activities relating to fire standards.
41	41.21	Ministry of Education Andrew Hill	9.6.7	Standards	Support	Amend wording: Signs meeting the following standards are Controlled Activities in the zone. A sign not exceeding 1.1m2 in area for any public purposes or in connection with and on the same site as any of the following activities: c) Educational institutions <u>Education facilities</u>						Accept amend as requested.
60	60.49	Federated Farmers of NZ Nikki Edwards	9.6.7	Standards	Amend	That signs required under legislation are permitted with no limits.	FS19	FS19.68	Horticulture NZ	Support	Accept submission point	Accept amend as requested.
7	7.37	Department of Conservation Chris Staite	9.6.8.1	Standards	Support	Retain						Accept support noted
17	17.35	Bay of Plenty Regional Council Fiona McTavish	9.6.9.1	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>						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.

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37	37.60	NZ Fire Commission Stephanie Dean	9.6.11	Standards	Oppose	Amend Standard 9.6.11 as follows: 9.6.11 WATER SUPPLY 9.6.11.1 A potable water supply ... <u>9.6.11.1 x Firefighting Water Supply</u> 1. <u>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> 2. <u>Where a building is located more than 135m from the nearest road that has reticulated water supply (including hydrants) access shall have a minimum formed width of 4m, a height clearance of 4.0m and a maximum gradient of 1 in 5 (with minimum 4.0m transition ramps of 1 in 8).</u>	FS19	FS19.69	Horticulture NZ	Oppose in part	Seek that the plan encourage land owners to have a water supply for firefighting purposes.	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	8.93	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.6.12	Standards	Amend	Require that all new lots have a safe building envelope.						Reject, this is managed through the subdivision chapter. No amendments are recommended.
7	7.38	Department of Conservation Chris Stait	9.6.12.1	Standards	Support	Retain	FS3	FS3.99	Bay of Plenty Regional Council	Support	Accept submission point	Accept support noted
8	8.94	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.6.13	Standards	Amend	Ensure consistency of setbacks for forestry across all zones and require setbacks for new and replanting from the CMA boundary in the coastal environment.						Accept in part. Not all zones require a provision of a setback for forestry but the request for consistency is noted. A framework has been recommended for activities within the area identified as coastal environment which will manage these activities. No amendments recommended.
11	11.108	Horticulture NZ Angela Halliday	9.6.15	Standards	Amend	Add a new Zone Standard 9.6.15 Seasonal Worker accommodation Seasonal worker accommodation facilities in the Rural Zone is a permitted activity provided the following standards are complied with: a) The relevant Zone standards for yards, height, daylight protection and parking are complied with. b) Access – No additional formed accesses are to be created to any State Highway c) Used solely for part of the year to meet labour requirements in the horticulture sector d) Comprises of a combination of communal kitchen and eating areas and sleeping and ablution facilities e) Accommodate up to 12 workers f) Provide 1 parking space per 6 workers to be accommodated g) Complies with Code of Practice for Able Bodied Seasonal Workers, published by Dept of Building and Housing 2008.	FS19	FS19.70	Horticulture NZ	Support	Accept submission point	Accept in part. Recommend accepting all standards except for (e) as this has been provided for under the activity status.
17	17.55	Bay of Plenty Regional Council Fiona McTavish	9.7.1	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
8	8.95	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.7.1.1	Other Methods	Support							Accept support noted
8	8.96	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.7.1.4	Other Methods	Amend	Re-word "support the regional council in its statutory role of controlling...etc". Delete "while allowing for existing uses in specific cases".						Accept amend as requested
8	8.97	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.7.1.5	Other Methods	Amend	Reword as follows: "Seek support from DOC and regional council to provide assistance to landowners to fence wetlands and other indigenous vegetation".						Accept amend as requested