

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
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, provision for shop.
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.
7	7.24	Department of Conservation Chris Staite	9	General	Amend	Give better effect to NZCPS
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.
11	11.13	Horticulture NZ Angela Halliday	9	Biosecurity	Amend	<p>Add the following provisions into the Proposed Opotiki District Plan:</p> <p>Objective: To minimise the risk of biosecurity incursions in the district and enable response to any biosecurity incursions.</p> <p>Policy: Enable disposal of infected material for biosecurity purposes and treatment of areas to manage incursions of unwanted organisms.</p> <p>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.</p> <p>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.</p> <p>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.</p>

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

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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
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.
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.
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 network &—</u>
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
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>
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>
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>
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>
18	18.70	Heritage NZ Carolyn McAlley	9.1.8	Issues	Support in part	Retain

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

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11	11.91	Horticulture NZ Angela Halliday	9.2	Objective	Oppose in part	Include a new objective in 9.2 as follows: To enable rural production activities and maintain the rural character in the Coastal Zone.
11	11.92	Horticulture NZ Angela Halliday	9.2	Policies	Amend	Include a new policy in 9.2 as follows: 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.
11	11.93	Horticulture NZ Angela Halliday	9.2	Policies	Amend	Add a new policy in 9.2 as follows: 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.
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: <i>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.</i></u> <u>Add new policy: <i>To avoid, remedy or mitigate the adverse effects of Rural Zone activities on the safety and efficiency of the transportation network.</i></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 tangata whenua have with their ancestral land.</u>
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: <u>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.</u>
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: <u>To recognise the special relationship of Māori with their ancestral land by enabling use and development of land, including Papakāinga and associated support facilities.</u>

**Proposed Opotiki District Plan
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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: <u>To enable rural production activities and farming in the Coastal Zone.</u> <u>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.</u>
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.
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.
8	8.68	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.1	Objective	Amend	Delete all words after "coastal environment".
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
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
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 <u>Encourage voluntary actions to maintain, enhance or protect the natural character of the Opōtiki coastal environment for the enjoyment of the community and visitors to the District.</u>
8	8.69	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.1.1	Policies	Support	Retain
17	17.134	Bay of Plenty Regional Council Fiona McTavish	9.2.1.1	Policies	Amend	Amend Policy 9.2.1.1 to read: <u>Require setback for structures and buildings from the coast, <u>where practicable</u> 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.</u>

**Proposed Opotiki District Plan
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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 <u>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.</u></i>
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: <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>
7	7.29	Department of Conservation Chris Staite	9.2.1.2	Policies	Oppose	Amend as follows, or similar: <u>To, in the coastal environment:</u> <u>avoid adverse effects on significant indigenous vegetation and significant habitats of indigenous fauna (as identified by Appendix 13.9.4), and ;</u> <u>avoid significant adverse effects, and avoid, remedy and mitigate other adverse effects on other indigenous biodiversity.</u>
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".
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: <i>"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."</i>
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
39	39.13	Transpower NZ Ltd Pauline Whitney	9.2.1.2	Policies	Support	(i) Retain Policy 9.2.1.2.
60	60.31	Federated Farmers of NZ Nikki Edwards	9.2.1.2	Policies	Amend	That Policy 9.2.1.2 is deleted.
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>
8	8.71	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2	Objective	Amend	Rewrite objective consistent with NXCPS Policy 13.

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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
39	39.14	Transpower NZ Ltd Pauline Whitney	9.2.2	Objective	Support in part	(i) Amend Objective 9.2.2 as follows: <i>The adverse effects of <u>inappropriate</u> 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.</i>
39	39.20	Transpower NZ Ltd Pauline Whitney	9.2.2	Objective	Support in part	(i) Amend Objective 9.2.2 as follows: <i>The adverse effects of <u>inappropriate</u> 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.</i>
51	51.1	Mountain Ridge Holdings Martin Bryan	9.2.2	Objective	Oppose in part	Amend Objective 9.2.2 as follows: 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 <u>confined to enabling development in</u> areas better able to absorb the effects of the development than other areas of the coast.
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>
60	60.33	Federated Farmers of NZ Nikki Edwards	9.2.2	Objective	Amend	That Objective 9.2.2 is amended to read: <i>The adverse effects of <u>inappropriate</u> subdivision, use and development within the coastal environment on the natural character <u>values of the Coastal Zone</u> are avoided, <u>remedied or mitigated</u>, or are confined to areas better able to absorb the effects of the development than other areas of the coast.</i>
7	7.30	Department of Conservation Chris Staite	9.2.2.1	Policies	Amend	Amend as follows: The location of r Residential activities within the zone <u>need to be managed are located</u> to ensure that adverse effects on amenity values, the quality of the environment and the natural and physical resources of the district are managed <u>avoided, remedied or mitigated</u> .
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: The location of Residential Activities within the zone need to be managed <u>should be located</u> to ensure that adverse effects on the amenity values, the quality of the environment, and the natural and physical resources of the District are <u>managed avoided, remedied or mitigated</u> .

**Proposed Opotiki District Plan
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51	51.2	Mountain Ridge Holdings Martin Bryan	9.2.2.2	Policies	Oppose in part	Amend Policy 9.2.2.2 as follows: 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>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>
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: 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.
8	8.73	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.3	Policies	Support	Retain
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>
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.
7	7.31	Department of Conservation Chris Staite	9.2.2.5	Policies	Oppose	Redraft to give effect to Policy 13 NZCPS.
8	8.74	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.5	Policies	Support	Retain
51	51.3	Mountain Ridge Holdings Martin Bryan	9.2.2.5	Policies	Oppose in part	Amend Policy 9.2.2.5 as follows: Manage subdivision, use and development within the Coastal Zone to ensure that it is planned and appropriate, and so that it preserves the natural character of the coastal environment and avoid, remedy or mitigate adverse effects.
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>

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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: <i>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.</i>
51	51.4	Mountain Ridge Holdings Martin Bryan	9.2.2.6	Policies	Oppose	Delete Policy 9.2.2.6
8	8.75	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.2.2.7	Policies	Amend	Delete 9.2.2.7
51	51.5	Mountain Ridge Holdings Martin Bryan	9.2.2.7	Policies	Oppose	Delete Policy 9.2.2.7
11	11.94	Horticulture NZ Angela Halliday	9.2.3	Policies	Amend	Include a new policy under Objective 9.2.3: To recognise the specific relationship of Māori with their ancestral land by enabling use and development of land, including Papakainga and associated support facilities.
18	18.72	Heritage NZ Carolyn McAlley	9.2.3	Objective	Support	That Objective 9.2.3 is retained.
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
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>
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>
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
18	18.74	Heritage NZ Carolyn McAlley	9.2.3.2	Policies	Support	That Policy 9.2.3.2 is retained.
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
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.
18	18.75	Heritage NZ Carolyn McAlley	9.2.3.3	Policies	Support	That Policy 9.2.3.3 is retained.
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

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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><u>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</u></i>
18	18.76	Heritage NZ Carolyn McAlley	9.2.3.4	Policies	Support	That Policy 9.2.3.4 is retained.
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
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: Ohiwa Harbour, Ohiwa Spit, Ohiwa (Bryans) Beach, Waitohi Spit, Waitohi Estuary, Waitohi Beach, Waiuwa Beach, Motu River bed, Whangapararua Beach and river mouth
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.
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 <u>Zone Standards Rules</u> in this Chapter.</i> (ii) Insert the above clause in other zone chapters as appropriate.
60	60.37	Federated Farmers of NZ Nikki Edwards	9.3.1.1.1	Status	Support / Amend	That <i>Rural Production Activities</i> are permitted along with <i>Farming</i> in Rule 9.3.1.1.1.
47	47.9	Jon Burchett	9.3.1.1.7	Status	Amend	Amend to read: Visitor accommodation for up to four persons per night
11	11.8	Horticulture NZ Angela Halliday	9.3.2	Status	Amend	To include provisions for seasonal worker accommodation
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.
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

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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: <i>Any modification of any natural landform, including earthworks less than or equal to 400m² and 200m³ in any 12 month period.</i> <i>Any earthworks for the maintenance of existing walking tracks, farm and forestry tracks, driveways, roads, fence lines and drains.</i>
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: <i>"x. Emergency services training and management activities."</i>
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.
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.
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
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.
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.
60	60.39	Federated Farmers of NZ Nikki Edwards	9.3.2.1.11	Status	Amend	That signs required under legislation are permitted.
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 – <i>"For clarity, the zone standards shall not apply to temporary military training activities."</i>
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.
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>

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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.
8	8.8	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.
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.
18	18.77	Heritage NZ Carolyn McAlley	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.
18	18.78	Heritage NZ Carolyn McAlley	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.
18	18.79	Heritage NZ Carolyn McAlley	9.3.3	Status	Support	That Controlled activity 9.3.3.6: Papakainga housing is retained
13	13.7	Overington Surveyors Karl Rendall	9.3.3.1	Status	Oppose	(a) On-site investigations are undertaken by <u>a 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 <u>the suitably qualified person</u> conclude that a reduction in lot size will not have any adverse effects on the environment.
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."
60	60.40	Federated Farmers of NZ Nikki Edwards	9.3.3.1.2	Status	Amend	That rural selling places are permitted.
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
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
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
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>
7	7.32	Department of Conservation Chris Staite	9.3.5.1.1	Status	Support	Retain

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
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</i> or <i>rural production activity</i> , and therefore permitted by Rule 9.3.2.1.2.
41	41.18	Ministry of Education Andrew Hill	9.3.5.1.6	Status	Support	Retain as notified
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
60	60.43	Federated Farmers of NZ Nikki Edwards	9.3.5.1.15	Status	Oppose	That Production Forestry is a permitted activity.
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
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.
7	7.33	Department of Conservation Chris Staite	9.3.5.1.20	Status	Support	Retain
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.
24	24.65	Opotiki District Council Aileen Lawrie	9.3.6.1	Status	Amend	Add ' <i>restricted discretionary</i> ' to the list
7	7.34	Department of Conservation Chris Staite	9.4	Criteria CA	Support	Retain
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: ' <i>Matters over which control is reserved</i> ' before the heading ' <i>Assessment Criteria for Controlled Activities</i> '. 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 ' <i>Matters over which discretion is restricted</i> .'
39	39.17	Transpower NZ Ltd Pauline Whitney	9.4	Heading	Support in part	(i) Amend the title of 9.4 as follows: 9.4 ASSESSMENT CRITERIA FOR MATTERS OF CONTROL <u>CONTROLLED ACTIVITIES</u>
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.
8	8.84	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.4.1.3	Criteria CA	Support	Retain
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.

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
18	18.8	Heritage NZ Carolyn McAlley	9.4.1.3	Criteria CA	Support	That Assessment criteria: 9.4.1.3 is retained.
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.
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 hapu.
8	8.85	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.4.1.4	Criteria CA	Support	Retain
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.
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: <i>1. The effects of any earthworks <u>and land disturbance</u> on the surrounding environment, including <u>waahi tapu, sites of cultural significance or landscape value</u>; any alteration to the contours of the <u>site from stormwater</u>, siltation and sedimentation effects, and any effects on the stability of the coastal dune system.</i>
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 <u>Historical and archaeological and cultural resources</u> to read: <i>Historical, archaeological and cultural <u>values and resources</u></i> <i>2. The effects of the activity on historic, archaeological <u>and cultural values and resources</u> of importance to Māori.</i>
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.
8	8.86	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.4.1.7	Criteria CA	Support	Retain
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: <i>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.</i>
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.

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
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.
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.
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
7	7.35	Department of Conservation Chris Staite	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.
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.
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)

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
12	12.11	NZ Transport Agency Mathew Stulen	9.6	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"> - <u>have reflective material or illumination that flashes and moves;</u> - <u>Obstruct impair the view of any official traffic sign and signal, or the line of sight of any corner, bend, intersection or vehicle crossing;</u> - <u>Physically obstruct or impede traffic or pedestrians;</u> - <u>Resemble or be likely to be confused with any official traffic signs or signals; and</u> - <u>Use support structures which are not frangible.</u> <p>Amend the "approval of the Transport Agency" requirement so that it becomes an advice note and it is amended as follows: <u>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.</u></p>
19	19.22	NZ Defence Force Rebecca Davies	9.6	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 – <i>"For clarity, the zone standards shall not apply to temporary military training activities."</i></p>
11	11.100	Horticulture NZ Angela Halliday	9.6.1	Standards	Support in Part	Retain Zone Standards for site coverage, height and daylight protection.
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.
17	17.138	Bay of Plenty Regional Council Fiona McTavish	9.6.1.2	Standards	Amend	<p>Amend assessment criteria 9.6.1.2 to read:</p> <p><i>The maximum height for structures within the zone is <u>9.8m</u>.</i></p>
37	37.56	NZ Fire Commission Stephanie Dean	9.6.1.2	Standards	Support in part	<p>Amend Standard 9.6.1.2 to include the following:</p> <p><u>"This Standard does not apply to hose drying towers up to 15m associated with emergency service facilities."</u></p>

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
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 <u>other than dwellings</u> shall be set back at least 5 metres from side and rear boundaries. 2. <u>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.</u> 3. Non-compliance with the Rule shall be considered as a Restricted Discretionary Activity. 4. Clause 2 as notified
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
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.
7	7.36	Department of Conservation Chris Staite	9.6.2.3	Standards	Support	Retain
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".
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.
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.
8	8.92	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.6.3.1	Standards	Support	Retain but include criteria for landscaping.
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.

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
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.
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).
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: <u>"These standards do not apply to sirens used by emergency services."</u>
41	41.19	Ministry of Education Andrew Hill	9.6.4.1	Standards	Support	Retain as notified
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.
6	6.19	Chris Petersen	9.6.4.3	Standards	Support	Retain Zone Standard 9.6.4.3 as notified.
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,".
24	24.66	Opotiki District Council Aileen Lawrie	9.6.4.3	Standards	Amend	Amend to read <i>'to new dwelling in the coastal zone'</i> .
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: <u>"Emergency service facilities 1 space per emergency service vehicle bay"</u>
41	41.2	Ministry of Education Andrew Hill	9.6.5.1	Standards	Support	Retain as notified
5	5.2	J Gregory	9.6.5.2	Standards	NS	Fence off access - prevent access to beaches
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).

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
24	24.46	Opotiki District Council Aileen Lawrie	9.6.6	Standards	Amend	Change 'Vehicle Entrance Designs' to ' <i>Vehicle Entrances</i> ' Change 'Residential and commercial vehicle entrance designs shall comply with Appendix 4' to ' <i>Residential and commercial vehicle entrances shall be provided and designs shall comply with Appendix 4</i> '
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> "
41	41.21	Ministry of Education Andrew Hill	9.6.7	Standards	Support	Amend wording: <i>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:</i> c) Educational institutions <u>Education facilities</u>
60	60.49	Federated Farmers of NZ Nikki Edwards	9.6.7	Standards	Amend	That signs required under legislation are permitted with no limits.
7	7.37	Department of Conservation Chris Staite	9.6.8.1	Standards	Support	Retain
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): <i>Floor levels shall be sufficient to ensure that water does not enter buildings in a <u>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></i> <i><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></i>
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 ... 9.6.11.x Firefighting Water Supply <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> <u>2. 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> "
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.

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

Submitter No.	Submission Point	Submitter Name	Provision No.	Topic	Support / Amend / Oppose	Decision Requested (Relief Sought)
7	7.38	Department of Conservation Chris Staite	9.6.12.1	Standards	Support	Retain
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.
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.
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.
8	8.95	Eastern Bay of Plenty - Forest and Bird Linda Conning	9.7.1.1	Other Methods	Support	
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".
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 <u>to provide assistance to landowners to fence wetlands and other indigenous vegetation</u> ".