

Submitter ID:

File No:



greater WELLINGTON
REGIONAL COUNCIL
Te Pane Matua Taiao

Further Submission

on Proposed Natural Resources Plan
for the Wellington Region



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Clause 8 of Schedule 1, Resource Management Act 1991.

Please complete this form to make a further submission on the Proposed Natural Resources Plan for the Wellington Region (**PNRP**). All sections of this form need to be completed for the submission to be accepted.

A further submission may only be made by a person representing a relevant aspect of the public interest, or a person that has an interest in the PNRP greater than the interest that the general public has, or the Wellington Regional Council itself. A further submission must be limited to a matter in support of, or in opposition to, a submission made on the PNRP.

For information on making a further submission see the Ministry for the Environment website:
www.mfe.govt.nz/publications/rma/everyday-guide-rma-making-submission-about-proposed-plan-or-plan-change

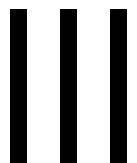
Return your signed further submission to the Wellington Regional Council by post or email by 5pm Tuesday 29 March 2016 to:

Greater Wellington Regional Council
Further Submission on Proposed Natural Resources Plan
for the Wellington Region
Freepost 3156
PO Box 11646
Manners Street
Wellington 6142

Regionalplan@gw.govt.nz

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FreePost Authority Number 3156



Greater Wellington Regional Council
Further Submission on Proposed Natural Resources Plan for the Wellington Region
Freepost 3156
PO Box 11646
Manners Street
Wellington 6142

Please enter further submission points in the table on the following pages

C. FURTHER SUBMISSION POINTS

Please complete the following table with details of which original submission points you support and/or oppose, and why, adding further rows as necessary.

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Entire Plan / General					
Wellington Water Limited	S135/216	Entire Plan Re-balance to reduce the amount of regulation and increase the use of 'Other Methods' to enable more collaboration and sharing of risks between GWRC and councils, applicants and the community.	Support	SWDC is supportive of the approach to use other methods to achieve the desired outcomes and on this basis is supportive of the submission point.	Allow the point
Wellington Water Limited	S135/215	Entire Plan A section 32A analysis (required with the decisions on this proposed plan) that gives effect to the requirements for a cost-benefit analysis with consideration of efficiency and effectiveness be provided.	Support	As outlined in SWDC's original submission (refer <i>General Relief Sought</i> bullet point 3), SWDC supports a full review of the Section 32 reports, in particular the costs associated with the proposed regulatory framework. Given the significant regulatory interventions proposed under the PNRP, a section 32A report that provides a more comprehensive cost benefit analysis is required.	Allow the point
Hutt City Council	S84/001	Entire Plan Reconsider the use of the term 'avoid' and ensure that it does not unnecessarily and inappropriately constrain activities that result in effects that are significant and/or provide essential services for the health and safety of the community and protection of the environment. HCC does not rule out the use of a non-complying activity status in limited cases.	Support	While SWDC does not in principle oppose the use of the term 'avoid', it is concerned where the term is used for those activities which do not have significant effects or for those activities which are necessary for the functioning and wellbeing of the community, such as regionally significant infrastructure. In relation to non-complying activity status, as outlined in SWDC's original submission (page 11, bullet point 6) the plan should provide a regulatory framework for regionally significant infrastructure and local authority roading which is based on controlled, restricted discretionary or discretionary status, not a default to non-complying. A non-complying activity status for such activities is unnecessarily restrictive and has significant costs implications.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/001	Entire Plan Reconsider the use of the term 'avoid' wherever used in the PNRP and ensure that it does not unnecessarily and inappropriately constrain activities that result in effects that are not significant and/or provide essential services for the health and safety of the community and protection of the environment. For example, consider qualifying it by avoiding "significant adverse effects" (Policy P53) rather than avoiding all effects.	Support	While SWDC does not oppose the use of the term 'avoid', it is concerned where the term is used for those activities which do not have significant effects or for those activities which are necessary, such as regionally significant infrastructure.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Wellington Water Limited	S135/208	Schedule N: Stormwater management strategy Schedule N should be restructured to take a risk management approach that aligns with the asset management systems used to manage the stormwater networks. Wellington Water is in the process of developing such an alternative schedule and we are keen to work with GWRC to finalise it. The schedule should exclude elements of asset management and focus on providing limits and outcomes to be met. It should only include elements that network managers have in their control.	Support in Part	Should Schedule N not be deleted as sought in SWDC's original submission, SWDC supports restructuring of the schedule subject to clarification as to the exact outcome sought in terms of content.	
Masterton District Council	S367/134	2.1.6 Definitions, schedules and maps Oppose That all maps be deleted, revised for scale and accuracy and renotified for consideration	Support	As outlined in SWDC's original submission (refer General Relief Sought bullet point 9), SWDC supports a full review of the maps and reliance on the GIS system. Given the implications of the maps, plan users need to be assured of their accuracy and certainty.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/062	12 Schedules Amend Review the extent of scheduled sites to ensure their accuracy. Revise all rules relating to scheduled sites to ensure they apply only when the feature to be protected is affected. Insert Schedule F5, or remove reference to it in the PNRP.	Support	As outlined in SWDC's original submission (refer <i>General Relief Sought</i> bullet point 5)) SWDC supports a full review of the schedules and the process by which sites were included. Given the implications of the schedules, plan users need to be assured of their accuracy and certainty and the appropriateness of the application of corresponding rules.	Allow the point
Mt Victoria Residents' Association Inc (MVRA)	S162/002	Entire Plan Not stated The Proposed Plan does not reflect all elements of the Regional Policy Statement, and does not meet its integrated planning requirements.	Support	As outlined in SWDC's original submission (refer <i>General Relief Sought</i> bullet point 4), SWDC supports a full review of the policy framework against the policy framework of the RPS to ensure consistency. On this basis the submission point is supported.	Allow the point
1. Introduction					
Porirua City Council	S163/003	1.4 Integrated catchment management [Concerns regarding introducing the whitua provisions as plan changes and the implications for consenting requirements; decision requested not stated].	Support	As outlined in SWDC's original submission, SWDC is concerned how any Plan Change emanating from the Whitua process will change other parts of the plan, and the relationship between the outcomes of the process and operative standards. Such changes may create a need for review of provisions already fully considered through this plan development process. As sought in SWDC's original submission (<i>General Relief Sought</i> bullet point 10,) SWDC seeks inclusion of the outcomes of the Ruamahanga Whitua process prior to submissions being heard.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
NZ Transport Agency	S146/003	1.4 Integrated catchment management Provide a mechanism for industry representation, including infrastructure providers, to be involved in the whitua committees, especially in the context of regulatory mechanisms. Address concerns that the whitua committees may generate inconsistent provisions within the PNRP.	Support	Given the potential for significant changes to the NRP as a result of the whitua process, SWDC supports the inclusion of interested and affected parties in the development process. While parties will be able to input into any formal plan change process arising from the whitua process, it would seem more efficient to have parties involved in the development of the provisions, particularly given the relationship and impact on other provisions in the NRP are unclear.	Allow the point
Point Howard Association Inc	S403/002	1.4 Integrated catchment management The proposed plan should lay down what opportunities exist for general public input to be provided prior to decisions being finalised for the Whitua prepared plans. Submitter is assuming that the final sign-off on any decision affecting our natural resources will be at a meeting of the relevant committee of the GWRC and that opportunity for input from members of the public will be provided.	Support	Given the potential for significant changes to the NRP as a result of the whitua process, SWDC supports the inclusion of interested and affected parties in the development process. While parties will be able to input into any formal plan change process arising from the whitua process, it would seem more efficient to have parties involved in the development of the provisions, particularly given the relationship and impact on other provisions in the NRP are unclear.	Allow the point
Kapiti Coast District Council	S117/001	1.5.1 Statutory framework Insert a new paragraph under paragraph 2 page 9 <i>"District Plans are regulatory, and restrict use of land that would otherwise be unregulated. District Plans, like Regional Plans, must give effect to national and regional policy statements. Activities can span jurisdictional boundaries, and trigger requirements under both regional and district plans"</i>	Support	The recognition of cross boundary issues is supported, and SWDC supports the introductory statement. A simplified approach may be to amend the new paragraph as follows: <i>"Rules in DP's have the effect of regulations and like regional plans must"</i>	Allow the point
Kapiti Coast District Council	S117/002	1.5.2 Community views, scientific and technical information - identifying issues Insert a new paragraph 1.5.3 <i>"Role of territorial authorities"</i> as follows: <i>"Many issues in the region are shared with the territorial authorities. The territorial authorities can have roles as joint promoters, for example through supporting initiatives through funds and other incentives, as service providers managing activities such as stormwater and wastewater that have positive environmental outcomes, as regulators in common for activities that span boundaries (such as vegetation in wetlands) or affect both regional and district functions (such as earthworks), and as joint implementers of matters such as issuing consents, monitoring, and enforcement. To achieve the best outcomes for communities therefore the different agencies need to work together."</i>	Support	SWDC supports the statement as it highlights the need for a collaborative and integrated approach.	Allow the point
2. Interpretation					

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
NZ Transport Agency	S146/007	Add new definition which aligns with the RMA: Section 2 Interpretation definition of the term: <u>Best practicable option</u> means the best site, route or method for preventing or minimising the adverse effects on the environment having regard, among other things, to-- (a) the nature of the discharge or emission and the sensitivity of the receiving environment to adverse effects; and (b) the financial implications, and the effects on the environment, of that option when compared with other options; and (c) the current state of technical knowledge and the likelihood that the option can be successfully applied	Support	Consistent with SWDC's original submission point S366/012, SWDC supports the inclusion of a definition, noting that the term only appears to be used in Policy 150 relating to noise and lighting.	Allow the point
Federated Farmers of New Zealand	S352/045	Sensitive area Amend For the purpose of rules xx, A sensitive area includes the following means: • Dwelling house • Educational facilities • Amenity areas and public places • Group drinking water supplies and community drinking water supply protection areas • Surface water bodies and associated riparian vegetation • Non-target plants, crops, which are sensitive to agrichemicals • Organically certified properties, e.g., Bio-Gro • Natural wetlands, outstanding waterbodies, and ecosystems with significant values listed in Schedule F	Neutral	The term Sensitive Area is used within Rule 15 Spray coating not within an enclosed space, and Rule 36 Agrichemicals. On the basis there would be many products covered under the term 'agricultural use' which could be used without any risk to the water supply, SWDC is neutral on this submission point. An alternative approach could be to focus on risk chemicals.	Neutral
Wellington Water Limited	S135/030	Unused water Change the definition to specifically exclude community drinking water suppliers. Alternatively, provide a separate definition for a community drinking water supply to the effect of requiring justification of unused water by way of a risk management framework.	Support	The term 'unused water' is used within Policy 119 (relating to re-allocation of unused water). SWDC supports the exclusion of community drinking water suppliers from the definition given the associated human health needs.	Allow the point
Kaiwairai Dairies Limited	S119/047	Category 2 surface water body If water races included in definition then only include those wider than 1 metre.	Oppose	In SWDC's original submission (S366/018) SWDC sought references to drains and water races be deleted given they are generally artificial and have specific functional requirements. The function does not change depending on the width of the water race and on this basis the 1m width provision is opposed.	Disallow the point
Porirua City Council	S163/030	Regionally significant infrastructure Amend definition to include municipal landfills. Amend definition to clarify what strategic telecommunications and radio communications facilities are.	Support	SWDC supports the inclusion of municipal landfills given the regional role and importance of such activities. However this support relates to operating/open landfills and not closed landfills.	Allow the point
Wellington Water Limited	S135/026	Regionally significant infrastructure Replace the sixth bullet point with " <i>the local authority water supply network, water treatment plants and intake works</i> " or similar.	Support	SWDC supports the additional wording as it clarifies that intake works are included, which are an integral part of water supply facilities.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Wellington City Council	S286/014	Regionally significant infrastructure Amend the definition of Regionally Significant Infrastructure to include all roads; or Ensure that the objectives and policies recognise and provide for the local roading network, in a similar way as they provide for Regionally Significant Infrastructure.	Support	Consistent with SWDC's original submission point S366/019, SWDC supports the inclusion of all roads within the definition or, if this relief is not accepted, that roads are provided for in the objectives and policies. Given the importance of the overall road network to the functioning of the region, it is appropriate they are recognised and provided for.	Allow the point
Wellington Water Limited	S135/031	Upgrade Change "current standards" to "community decided levels of service" or to like effect. Change the definition so that infrastructure can accommodate growth.	Oppose	In SWDC's original submission point S366/027, SWDC sought the wording "current accepted standard or accepted industry practice standard (where defined in an adopted industry standard or similar)". SWDC has concerns with the term "community decided levels of service" given the uncertainty such a term poses given it is open to interpretation as to what is a community decided level of service. SWDC is not opposed to the concept of using community service levels if that is referring to what is in an LTP, but the council is concerned with how such terminology linkages and connections would be made. On this basis the reference to industry standards is supported.	Disallow the point
3. Objectives					
Atiawa ki Whakarongotai	S398/005	3. Objectives Support Objectives in sections 3.1, 3.6, 3.7 are critical. Objectives in sections 3.10, 3.13, 3.16, 3.17 are supported. Objectives that refer to mahinga kai are crucial to role of kaitiaki.	Oppose	SWDC is not in principal opposed to the term mahinga kai, but seeks that it be used where appropriate in context of the objective.	Disallow the point
Atiawa ki Whakarongotai	S398/007	3. Objectives Amend Where practical the Plan should indicate timeframes within which objectives will be delivered	Oppose	Without the benefit of being able to comment on specific timeframes, SWDC opposes the imposition of timeframes on the basis such provisions would have significant implications for regionally significant infrastructure.	Disallow the point
Carterton District Council	S301/024	3. Objectives Amend Objectives O5, O16, O17, O23, O25, O26, O27, O33, O35 and O50 and the accompanying explanatory text to acknowledge the need to allow time (longer than the 10-year life of the Natural Resources Plan) for communities to remove their discharges of treated wastewater from surface water and to provide for the continued discharge of treated wastewater to water in specific circumstances (subject to discretionary activity consent).	Support	The clarification sought by Carterton District Council is supported as while SWDC is committed to improving water quality, sufficient time is required to achieve the outcomes sought. It must also be recognised that in some circumstances the discharge of treated wastewater to surface water will be necessary.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Rangitane o Wairarapa Inc	S279/063	3. Objectives Amend Add new objective which sets out outcomes associated with taking, using, damming and diversion of water, including: The taking, use, damming and diversion of fresh water is managed to: a) avoid the transfer of water between water bodies that are not within the same catchment or between catchments. b) Protect the Mauri of rivers, lakes, wetlands, groundwater and other natural resources, c) Recognise and provide for the relationship of Maori, and their culture and traditions, with land, water, waahi tapu, sites of significance and other taonga, d) Avoid adverse effects on Nga Taonga Nui a Kiwa and Outstanding natural landscapes and features (including Outstanding water bodies) e) Safeguard ecosystem health and mahinga kai	Oppose (as already in plan)	While SWDC does not specifically oppose the outcomes sought, a specific objective is not considered necessary as the matters are adequately covered elsewhere in the objective and policy framework.	Disallow the point
Rangitane o Wairarapa Inc	S279/012	Objective O2: Importance of land and water Amend Amend as follows; <i>The importance and contribution of land and water, and ecological systems and processes, to the social, economic and cultural well-being, and the health of people and the community are recognised.</i>	Oppose (as already in plan)	While SWDC does not specifically oppose the amendment contents, the changes are not supported as ecological systems are managed under Section 3.6 of the PNRP.	Disallow the point
Land Matters LTD	S285/021	Objective O5: Fresh and coastal water Amend <i>Fresh water bodies and the coastal marine area, as a minimum, are managed to: (a) safeguard aquatic ecosystem health and mahinga kai; (b) provide for contact recreation secondary recreational contact and/or provision of potable water and Maori customary use, and (c) in the case of fresh water, provide for the health needs of people secondary recreational contact and/or provision of potable water.</i> Add a new definition for 'secondary recreational contact'.	Neutral	In SWDC's original submission (S366/035), SWDC supported the retention of clause c). SWDC is at this stage neutral on the amendment to the clause as sought by S285/021 until the changes to the objective overall are clarified.	Neutral
Federated Farmers of New Zealand	S352/056	Objective O5: Fresh and coastal water Amend as follows or to similar effect: <i>"freshwater bodies and the coastal marine area, as a minimum, are managed to a) safeguard aquatic ecosystem health and mahinga kai; and b) provide for contact recreation and maori customary use; and c) provide for the health needs of people provide an appropriate balance across values and uses in a catchment.</i>	Neutral	SWDC is neutral on the relief sought, noting that in its original submission it sought retention of clause c).	Neutral
Fish and Game	S308/016	Objective O7: Water for livestock Amend objective O7 to ensure that provision of water for livestock is not contrary to s14(3)(b) and that it does not cause significant adverse effects on aquatic life and occurs within water quantity limits	Oppose	Section 3.2 and the corresponding objectives relate to 'Beneficial use and development'. Matters relating to water allocation and ecological systems are better addressed under other objectives and on this basis the submission point is opposed.	Disallow the point
Royal Forest and Bird Protection Society	S353/017	Objective O8: Allocation regime Oppose Delete	Oppose	As outlined in SWDC's original submission point S366/038, the retention of objective 8 is supported as the social and economic benefits of taking and using water are appropriately recognised within the objective as well as other values, such as environmental and cultural values. On this basis the deletion of the objective is opposed.	Disallow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
CentrePort Limited (CentrePort)	S121/023	Objective O11: Maori customary use Amend Objective O11 as follows: <i>Opportunities for Māori customary use of the coastal marine area, rivers and lakes and their margins and natural wetlands for cultural purposes are recognised, maintained and improved where appropriate.</i>	Support	Should the relief in SWDC's original submission point S366/039 not be accepted, SWDC supports the relief sought by CentrePort Ltd as the additional words recognise opportunities are likely to be vary depending on the circumstances of the use and site.	Allow the point
Rangitane o Wairarapa Inc	S279/022	Objective O11: Maori customary use Amend the objective to ensure: Māori customary use is replaced with appropriate reference to the full extent of the relationship of Māori and their culture and traditions with fresh and coastal water bodies; The ongoing and enduring relationships of tangata whenua over their lands, water, and other resources and sites are appropriately recognised and provided for; and Tangata whenua have the ability to exercise kaitiakitanga over waters, lands and fisheries in the coastal environment.	Oppose in part	For the reasons outlined in SWDC original submission point S366/039 ¹ , the relief sought in point S279/022 is opposed in part in terms of the lack of a definition of Maori customary use. SWDC seeks a definition to provide certainty and assist in plan interpretation and application.	Disallow the point in part
Chorus New Zealand Limited	S144/005	Objective O12: Benefits of regionally significant infrastructure Amend Objective O12 as follows: <i>Objective O12(Coastal) The social, economic, cultural, and environmental and health and safety benefits of regionally significant infrastructure and renewable electricity generation activities.</i> <u><i>Objective O12A Recognise that some regionally significant infrastructure has a functional need and/or operational requirement to be located and/or operated in a particular environment.</i></u>	Support	In addition to the relief sought in SWDC's original submission point S366/040, SWDC supports the amendments by Chorus as it provides greater recognition of functional and operational requirements.	Allow the point
Vector Gas Ltd	S145/015	Objective O13: Protecting regionally significant infrastructure Amend <i>The use and ongoing operation of regionally significant infrastructure and renewable energy generation activities in the coastal marine area are protected from new incompatible use and development occurring under, over, or adjacent to the infrastructure or activity.</i>	Support	SWDC supports the amendments sought by Vector Gas Ltd as the removal of reference to the coastal marine area makes it clear the objective should apply to all areas and not just the coastal marine area. This amendment was sought in the reasoning in SWDC's submission point S366/041 (but not shown as strikethrough text).	Allow the point

¹ The submission point sought the deletion of objective O11 or defining "Māori customary use" to provide certainty as to the implications of the definition.

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Fish and Game	S308/018	<p>Objective O17 (and O19 and O22): Natural character Amend section 3.4 and objectives O17, O19, and O22 to: <u>Recognise and preserve aquatic habitat diversity and quality, including the form, frequency and pattern of pools, runs, and riffles in rivers, and the natural form of rivers, lakes, natural wetlands and coastal habitats. Recognise and preserve freshwater habitats that are important to the life cycle and survival of aquatic species Avoid effects of land use activities and activities on the margins of freshwater bodies and their beds at times which will affect the breeding, spawning, and dispersal or migration of aquatic species avoid activities and the placement of structures in the bed of freshwater environments which would create barriers to the migration or movement of indigenous aquatic species restore natural character including the connections between fragmented aquatic habitats where degraded</u></p> <p>Specifically require that flood protection and river management activities are undertaken in a manner which recognises and protects the natural character of freshwater and enhances natural character where degraded such that the provisions listed above are achieved and the natural character narrative and index in Table 3.4 Appendix 3 to this submission is met.</p>	Oppose	<p>SWDC opposes the resulting change in emphasis proposed by the amendments.</p> <p>The sought approach has the potential ability to limit flood protection activities which are of regional and district importance.</p>	Disallow the point
Wellington International Airport Limited	S282/011	<p>Objective O19: Natural processes Delete Objective O19 entirely or amend as follows: The interference from Any adverse effects of use and development on natural processes is are avoided, remedied or mitigated minimised.</p>	Support in part	<p>The submission point is supported in part in that SWDC supports the proposed wording amendments as they reduce the subjective nature of the notified wording.</p> <p>While in its submission SWDC did not directly oppose the use of the term 'minimised' or its interpretation as provided in Policy 4, it is unclear how the term "minimised" works in context of a generic objective such as Objective 19.</p>	Allow the point in part
Chorus New Zealand Limited	S144/007	<p>Objective O21: High hazard areas Amend Objective O21 as follows: <u>Inappropriate use and development in high hazard areas is avoided, other than (a) where it has a functional need and/or operational requirement to be located there, and/or (b) where it is necessary to enable the efficient operation of regionally significant infrastructure.</u></p>	Support	<p>As noted by Chorus, given the emphasis on avoid within the objective, the suggested amendment would assist in determining whether the use and development is "inappropriate". Such an amendment would assist with plan interpretation and application of the objective.</p>	Allow the point
Nga Hapu o Otaki	S309/010	<p>Objective O24: Contact recreation and Maori customary use</p> <p>Remove standard and enable whatua to establish limit</p>	Oppose	<p>As outlined in SWDC's original submission, SWDC has concerns with how the whatua process will evolve and the provisions implemented/incorporated within the plan. On this basis the submission point is opposed until such time as the limits proposed by the whatua process are known.</p>	Disallow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Fish and Game	S308/031	<p>Objective O31: Outstanding water bodies</p> <p>Amend the objective, policies and rules to ensure that outstanding waterbodies are identified based on a full assessment of their values. Set out the criteria for identifying outstanding waterbodies.</p> <p><u>Outstanding fresh water bodies and their margins are identified and included in Schedule A, and are protected or if degraded are restored to protect and enhance their values</u></p>	Oppose in part	<p>SWDC is not opposed to the identification of outstanding water bodies (as sought in SWDC's original submission point S366/051 in that certainty be provided as to the extent and location of scheduled items).</p> <p>However in relation to the specific wording of Objective O31, SWDC seeks the wording proposed in its submission (S366/051) which refers to inappropriate use and development be used.</p> <p>The words protect and enhance do not align with the RMA.</p>	Disallow the point in part
Wellington International Airport Limited	S282/019	<p>Objective O44: Land use impacts on soil and water</p> <p>Amend Objective O44 as follows: <i>The adverse effects on soil and water from land use activities are minimised avoided, remedied or mitigated.</i></p>	Support	<p>SWDC supports the amended wording as it would provide greater certainty and improve efficiency.</p> <p>While in its submission SWDC did not directly oppose the use of the term 'minimised' or its interpretation as provided in Policy 4, it is unclear how the term "minimised" works in context of a generic objective such as Objective 44.</p>	Allow the point
Porirua Harbour and Catchment Community Trust	S33/006	<p>Objective O50: Wastewater discharges to fresh water</p> <p>Amend</p> <p>Change "reduced" to "eliminated".</p>	Oppose	<p>SWDC opposes the word replacement as it is not always practicable or possible to 'eliminate' all discharges of wastewater to fresh water. As such the absolute nature of the term is opposed.</p>	Disallow the point
Rangitane o Wairarapa Inc	S279/060	<p>Objective O50: Wastewater discharges to fresh water</p> <p>Amend as: <u>New or increases in existing discharges of wastewater to fresh water are not allowed and existing discharges of wastewater to fresh water are progressively reduced so that they are fully phased out by no later than 2030.</u></p>	Oppose	<p>SWDC opposes the wording sought as it is important to recognise there are operational, practical and financial constraints to small communities to eliminate discharges in a 14 year timeframe; and the outcome of the relief sought has affordability issues for local authorities and their communities. It is further noted the Council's two new consents provide for full land treatment by 2035 (MBO) and 2039(GYTN) and the policy change would be inconsistent with these.</p>	Disallow the point
Atiawa ki Whakarongotai	S398/013	<p>Objective O50: Wastewater discharges to fresh water</p> <p>Oppose</p> <p>Discharge of human effluent to water should be prohibited.</p> <p>The objective should include a timeframe for the reduction of discharges.</p>	Support in part	<p>SWDC supports the relief sought in relation to the discharge of <u>untreated</u> human effluent as it agrees the discharge of untreated effluent to water is inappropriate.</p>	Allow the point in part

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Royal Forest and Bird Protection Society	S353/045	Objective O53: Functional need in the coastal marine area Oppose Replace reference to coastal marine area with coastal environment. Add the following at the end of the objective: <u>and avoids adverse effects on significant indigenous vegetation and significant habitat of indigenous fauna and outstanding landscapes and features in the coastal environment.</u>	Oppose	Objective O53 relates to the functional need or operational requirements within the coastal marine area. Effects on significant vegetation, habitats and outstanding areas are comprehensively addressed in other objectives of the PNRP and are not appropriate in context of the proposed Objective 53.	Disallow the point
4. Policies					
NZ Transport Agency	S146/078	4. Policies Add a new policy to provide direction on the duration of operational consents for infrastructure of regional significance. Resource consent durations for regionally significant infrastructure applications required under ss13, 14 and 15 of the RMA will generally be granted for the maximum period of time unless reasons are identified during the consent process that make this inappropriate.	Support	Given the role and importance of regionally significant infrastructure, and the significant costs in obtaining resource consent, direction on the maximum term for consents is supported.	Allow the point
Wellington City Council	S286/006	4. Policies Remove the use of 'avoid' in the policies.	Support	While SWDC is not opposed to the use of the term "avoid" in all the policies, such terminology needs to be balanced with the actual effects of an activity, and the role and importance of some activities such as regionally significant infrastructure.	Allow the point
Wellington City Council	S286/030	4. Policies Amend Policies 33, 40 and 41 or include new policies that address the issue of where there may be significant adverse effects as a result of essential works for the maintenance of infrastructure assets (including roads).	Support	The submission point for recognising infrastructure is supported given the essential nature of such works, and their role and importance.	Allow the point
CentrePort Properties Limited	S141/020	Policy P4: Minimising adverse effects Amend: <i>Where minimisation of adverse effects is required by policies in the Plan, minimisation means reducing adverse effects of the activity to the greatest extent reasonably practicable and shall may include... (b) where reasonably practicable, locating the activity away from areas identified in Schedule A (outstanding water bodies), Schedule C (mana whenua), Schedule E (historic heritage), Schedule F (indigenous biodiversity), and... (e) designing the activity so that the scale or footprint of the activity is as small as practicable, where it is reasonably practicable to minimise adverse effects on identified areas.</i>	Support	The amendments are supported as they recognise the benefits of an activity, which is particularly relevant in relation to regionally significant infrastructure. The replacement of the word 'shall' with 'may' is particularly supported as it makes it clear that not all the matters/criteria will be relevant in considering the minimisation of adverse effects.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Minister of Conservation	S75/078	Policy P4: Minimising adverse effects Amend as follows: <i>(a) avoiding adverse effects of activities on <u>the characteristics and qualities that contribute to the values of outstanding natural features and landscapes, and (b) avoiding significant adverse effects and avoiding, remedying or mitigating other adverse effects of activities on <u>the characteristics and qualities that contribute to the values of other natural features and landscapes.</u></u></i>	Support in part	While SWDC does not in principle oppose the use of the term ‘avoid’, as outlined in its submission on S84/001, it is concerned where the term is used for those activities which do not have significant effects or for those activities which are necessary for the functioning and wellbeing of the community, such as regionally significant infrastructure. Notwithstanding the term “avoid” the submission point is supported as the amendments direct the focus and consideration to the values within the area that are to be considered.	Allow the point in part
Fish and Game	S308/043	Policy P4: Minimising adverse effects Oppose Delete and replace with a new policy that ensures that: • sustainable management is achieved • adverse effects are avoided, remedied, and mitigated, and that • significant adverse effects are avoided, and that • the outcomes from the policy are clear; and that • application of the policy is consistent with achieving the freshwater outcomes set in section 3 tables • Avoid adverse effects outstanding habitats; • Avoid adverse effects on natural wetlands • Avoid adverse effects on riparian vegetation • Avoid adverse effects on natural character • Avoid adverse effects on ecosystems and habitats with significant biodiversity values • Avoid adverse effects on fish spawning and juvenile rearing habitats and fish migration.	Oppose	In SWDC’s original submission on Policy P4 SWDC largely supported the policy subject to amendments. The relief sought by Fish and Game to re-write the policy with a focus on avoidance is opposed as the proposed matters are addressed elsewhere in the plan and the proposed intent fails to reflect the intent of the policy.	Disallow the point
CT and EM Brown	S13/003	Policy P7: Uses of land and water Identify and recognise stormwater channels in the NRP. Provide for their maintenance by Councils and land owners by making this a permitted activity in the NRP.	Support	As outlined in SWDC’s original submission, SWDC supports the maintenance of storm water channels as a permitted activity.	Allow the point
Kiwi Rail Holdings Limited	S140/030	Policy P7: Uses of land and water Amend Policy P7 to add: (l) regionally significant infrastructure.	Support	The inclusion of reference to regionally significant infrastructure is supported as such activities have clear social and economic benefits and are appropriately included within the policy.	Allow the point
Royal Forest and Bird Protection Society	S353/057	Policy P8: Beneficial activities Delete (h)	Oppose	The recognition of the benefits and appropriateness of the maintenance and use of existing structures is supported as such structures are often related to regionally significant infrastructure and have an operational or locational requirement for their functioning. Given the structures are existing, their ongoing use and maintenance is beneficial and more economical and on this basis is supported. Deletion of (h) is therefore opposed.	Disallow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
NZ Transport Agency	S146/083	<p>Policy P13: Existing regionally significant infrastructure and renewable electricity generation facilities</p> <p>Amend Policy 13: <i>The use, operation, maintenance, and upgrade and development of existing regionally significant infrastructure and renewable energy generation activities are beneficial and generally appropriate.</i></p> <p>Or Retain Policy 13 (i.e. excluding 'development') and add a new policy to enable new development: <u><i>The development of new regionally significant infrastructure and renewable energy generation activities to meet the needs of the community are beneficial and are generally appropriate.</i></u></p>	Support	The recognition of the development of regionally significant infrastructure is supported given the importance and benefits of the infrastructure.	Allow the point
Rangitane o Wairarapa Inc	S279/080	<p>Policy P13: Existing regionally significant infrastructure and renewable electricity generation facilities</p> <p>Amend to state where the benefit is accrued and to be clear that adverse effects of the operation, use, maintenance and upgrade can still have adverse effects on the environment and need to be managed. Add in a new policy to ensure that new, or increases in scale or extent of existing, regionally significant infrastructure and renewable energy generation facilities shall avoid causing adverse effects on sites in Schedules A to F, H and J.</p>	Oppose	Policy 13 solely relates to the recognition of the benefits and appropriateness of regionally significant infrastructure and renewable electricity generation facilities. The issues of adverse effects and avoidance on scheduled sites are adequately addressed in other policies within the plan. The use of avoidance is also an absolute term with no context provided as to the scale of the adverse effects.	Disallow the point
Rangitane o Wairarapa Inc	S279/081	<p>Policy P14: Incompatible activities adjacent to regionally significant infrastructure and renewable electricity generation activities</p> <p>Amend to state where the benefit is accrued and to be clear that adverse effects of the operation, use, maintenance and upgrade can still have adverse effects on the environment and need to be managed. Add in a new policy to ensure that new, or increases in scale or extent of existing, regionally significant infrastructure and renewable energy generation facilities shall avoid causing adverse effects on sites in Schedules A to F, H and J.</p>	Oppose	The issues of adverse effects and avoidance on scheduled sites are adequately addressed in other policies within the plan. The use of avoidance is also an absolute term with no context provided as to the scale of the adverse effects. On this basis the submission point is opposed.	Disallow the point
Rangitane o Wairarapa Inc	S279/082	<p>Policy P17: Mauri</p> <p><i>The mauri of fresh and coastal waters shall be recognised as being important to Maori and sustained and enhanced by:</i></p> <p><i>(a) managing avoiding remedying or mitigating the individual and cumulative adverse effects of activities that may impact on mauri in the manner set out in the rest of the Plan including by not allowing activities that will have significant adverse effects on the quality and quantity of fresh and coastal water and their associated ecosystems, and (b) providing for activities that sustain and enhance mauri, and (c) recognising and providing for the role of kaitiaki in sustaining mauri, including by enabling participation of kaitiaki as affected parties in resource consent processes involving discharges to water or discharges to land that may enter water, and activities affecting Sites of Significance to Mana Whenua, water bodies with outstanding cultural and spiritual values and Nga Taonga Nui a Kiwi (sic).</i></p>	Support in part	SWDC supports the mauri of fresh and coastal waters being recognised as of importance to Maori. However, SWDC does not support the blanket requirement for kaitiaki as affected parties in resource consent processes. The issue of notification depends on the specific circumstances of an activity, including the values of a particular waterbody, and each consent should be considered on its merits. Not every consent is relevant to iwi.	Allow the point in part

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
NZ Transport Agency	S146/089	Policy P24: Outstanding natural character Amend Policy 24 Areas of outstanding natural character in the coastal marine area will be preserved by: (a) Protecting avoiding adverse effects of activities on natural character in areas of the coastal marine area with outstanding natural character by avoiding inappropriate use and development, and (b) requiring use and development to be of a type, scale and intensity that will maintain the natural character values of the area, and (c) requiring built elements to be subservient to the dominance of the characteristics and qualities that make up the natural character values of the area, and (d) maintaining the high levels of naturalness of these areas, and (e) avoiding the adverse effects of activities, including those located outside the area, that individually or cumulatively detract from the natural character values of the outstanding natural character area.	Support	The amendments sought are supported as they appropriately recognise that it is not all adverse effects which are to be avoided, rather inappropriate use and development. The deletion of clause c) is supported as the policy control should not extend to activities outside the outstanding natural character areas as it is unclear and uncertain where such areas are and how they are identified.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/031	Policy P27: High hazard areas Amend the definition of high hazard areas so that it is based on an appropriate assessment of actual hazard, rather than inappropriately capturing all river and lake beds AND modify the policy framework to be less absolute in terms of restrictions	Support	Notwithstanding the relief sought in SWDC's original submission, SWDC supports the redefining of what constitutes a high hazard area, and a less absolute policy framework.	Allow the point
Atiawa ki Whakarongotai	S398/019	Policy P31: Aquatic ecosystem health and mahinga kai Amend wording for points (a)-(d) and (f)....."avoiding adverse effects" instead of "minimising adverse effects"	Oppose	The absolute nature of the term "avoid" is opposed in that the wording change sets an unnecessarily high bar with the policy direction to 'avoid' the adverse effects regardless of their scale or significance.	Disallow the point
Wellington International Airport Limited	S282/038	Policy P32: Adverse effects on aquatic ecosystem health and mahinga kai Amend Policy P32 as follows: <i>Significant adverse effects on aquatic ecosystem health and mahinga kai shall be managed by:</i> a) <i>Avoiding significant adverse effects, and</i> b) <i>Where significant adverse effects cannot be avoided, remedying them, and</i> c) <i>Where significant adverse effects cannot be remedied, mitigating them, and</i> d) <i>Where <u>significant</u> residual adverse effects remain, <u>considering</u> the use of biodiversity offsets. Proposals for mitigation and biodiversity offsetting will be assessed against the principles listed in Schedule G (biodiversity offsetting).</i>	Support	The amendments are supported as they clarify that offsets are only required to be considered for significant residual effects and not all residual effects.	Allow the point
Wellington Water Limited	S135/080	Policy P62: Promoting discharges to land Amend Suggest that qualifiers are added that include consideration of the assimilative capacity of the soil, potential erosion and odour effects, reverse sensitivity effects, inability to use such land for agricultural production for market sensitivity reasons, and provide for rules to allow for practical discharges of effluent.	Support	As outlined in SWDC's original submission, SWDC acknowledges the intent of the policy but the issues associated with achieving the intent will take time. The qualifiers proposed in submission point S135/080 acknowledge some of the issues with land disposal and on this basis are supported.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Rangitane o Wairarapa Inc	S279/113	Policy P62: Promoting discharges to land Amend Policy P62 as follows: Policy P62: <i>Promoting Requiring discharges to land The discharge of contaminants to land shall occur in situations where direct discharge of contaminants to water will cause adverse effects on:(a) aquatic ecosystem health(b) mahinga kai(c) contact recreation, or (d) Māori customary use.</i>	Oppose	For the reasons outlined in SWDC's original submission point S366/080, SWDC opposes the term "requiring" as it is unduly restrictive. The relief sought also raise affordability issues for local authorities and their communities.	Disallow the point
Fish and Game	S308/060	Policy P63: Improving water quality for contact recreation and Maori customary use Amend so that the policy requires water quality to be managed for primary contact recreation and not secondary contact recreation.	Oppose	The requirement for primary contact recreation is opposed as it is considered overly onerous, restrictive and unaffordable.	Disallow the point
Dairy NZ and Fonterra Co-operative Group Ltd	S316/071	Policy P70: Managing point source discharges for aquatic ecosystem health and mahinga kai Amend Policy P70 as follows: " <i>(a) (i) the application ..., in accordance with good management practice, within 5 years from the date the consent takes effect the term of the resource consent, and (ii) conditions on the resource consent require the reduction of adverse effects of the activity in order to improve water quality in relation to the objective within 5 years from the date the consent takes effect the term of the consent, and...</i> "	Oppose	SWDC opposes the imposition of a 5 year time constraint.	Disallow the point
Rangitane o Wairarapa Inc	S279/122	Policy P70: Managing point source discharges for aquatic ecosystem health and mahinga kai Amend the policy and other provisions in the Plan to ensure that improvements to existing discharges is time-bound, that the improvements are meaningful and measurable, and that in water bodies where the objectives are not met, the discharge does not cause a further decline in water quality. The management of point source discharges of contaminants should be undertaken using the same system of accounting as the management of non-point source discharges. Clause (b) should be amended to refer to NPSFM terminology around allocation status, and should be amended to be clear that new discharges cannot cause water quality to degrade from the quality that exists and, where freshwater objectives are not met, the discharge is no allowed. Clarify the policy so that it does not apply to new point source discharges of wastewater or other contaminants that are culturally offensive to Maori and their customs and traditions. Delete the reference off-setting residual adverse effects.	Oppose	In context of its original submission, SWDC opposes the submission point. In particular SWDC is concerned with the how the provision relating to 'clarify the policy so that it does not apply to new point source discharges of wastewater or other contaminants that are culturally offensive to Maori and their customs and traditions' would apply to Councils. The intent of the amendments relating to the management of point source and non-point source discharges is unclear.	Disallow the point
Carterton District Council	S301/046	Policy P73: Minimising adverse effects of stormwater discharges Oppose Delete Policy P73 or amend it to clarify that it addresses significant adverse effects of stormwater only (if there are any in particular case).	Support	The suite of policies impose a significant work programme and associated costs on TLA's over a short timeframe, and on this basis the deletion of the policy is supported.	Allow the point
Masterton District Council	S367/135	Policy P73: Minimising adverse effects of stormwater discharges Oppose [Not stated]	Support	Although no specific relief is sought, SWDC supports the submission point opposing Policy 73 and supports the deletion of the policy. The suite of policies impose a significant work programme on TLA's over a short timeframe.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Rangitane o Wairarapa Inc	S279/123	Policy P73: Minimising adverse effects of stormwater discharges Amend. To ensure the Plan is directive in the regard, the policies should include dates by which the outcomes will be achieved. That includes a date by which existing contamination of stormwater from wastewater networks is resolved. The discharge of human sewage via stormwater discharges to water is not appropriate and should be resolved as soon as practicable and not later than by 2030.	Oppose	Policy 73 relates to stormwater with wastewater addressed in other policies. SWDC opposes the imposition of a timeframe within Policy 73 in relating to wastewater. Such a timeframe was not included in any section 32 reports and therefore the implications have not been explored. It is also not clear whether the intent sought relates to deliberate discharge or accidental discharges, and how composite systems would be assessed.	Disallow the point
Masterton District Council	S367/136	Policy P77: Assessing resource consents to discharge stormwater containing wastewater Oppose [Not stated]	Support	Although no specific relief is sought, SWDC supports the submission point opposing Policy 77 and supports the deletion of the policy. The suite of policies impose a significant work programme on TLA's over a short timeframe.	Allow the point
Wellington Civic Trust	S62/020	Policy P77: Assessing resource consents to discharge stormwater containing wastewater Support Retain policies unchanged.	Oppose	The suite of policies impose a significant work programme and associated costs on TLA's over a short timeframe, and the retention of the policy is opposed.	Disallow the point
Wellington Water Limited	S135/092	Policy P78: Managing stormwater from large sites Clarify how this policy relates to provisions about local authority stormwater networks. In accordance with recommended policy construction (Quality Planning website) change the policy to be a list of matters of environmental assessment. Clarify the use of "good management practice" or remove the term.	Support	SWDC opposes the regulation of stormwater networks. The concerns raised by Wellington Water Ltd are supported as the implications and application of the policy are unclear.	Allow the point
Rangitane o Wairarapa Inc	S279/241	Policy P83: Avoiding new wastewater discharges to fresh water Amend [see submission point s279/124 ²]	Oppose in part	The exact relief sought in the submission is unclear as submission point S279/124 seeks the retention of policy 83 as notified. SWDC generally supports material changes to existing discharges but needs clarification that economic growth is not prevented by this amendment.	Disallow the point in part
Porirua City Council	S163/073	Policy P96: Managing land use Amend Provide further clarification within the policy to make it more meaningful.	Support	SWDC supports the submission point as the intent of the policy is unclear. The note also makes reference to a "limit, target and/or allocation framework" but it is not clear from the policy what this framework will specifically relate too.	Allow the point

² S279/124 Policy P80: Replacing wastewater discharge consents

Support with amendments. Retain P83 as notified. New discharges to apply to coastal water, include a 2030 timeframe, ensure existing discharges meet freshwater limits and targets, avoid adverse effects on sites of significance to mana whenua, nga taonga nui a kiwa and outstanding water bodies.

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Hutt City Council	S84/019	Policy P102: Reclamation or drainage of the beds of lakes and rivers Oppose Reconsider the use of the term 'avoid' and ensure that it does not unnecessarily and inappropriately constrain activities that result in effects that are significant and/or provide essential services for the health and safety of the community and protection of the environment. Provide a policy framework that provides a pathway for new infrastructure reasonably needed to support existing or planned future development to gain resource consent. This would allow for resource consent for these activities to be granted in appropriate circumstances.	Support	In SWDC's original submission, SWDC supported policy 102 clause d). The submission point by Hutt City Council is supported as it highlights the importance and role of regionally significant infrastructure.	Allow the point
Fish and Game	S308/069	Policy P102: Reclamation or drainage of the beds of lakes and rivers Delete. Reclamation or drainage of the beds of rivers and lakes should be prohibited	Oppose	The submission point is opposed as a prohibited activity status is disproportionate to the effects of the activity and ignores the need for reclamation in some circumstances and for some activities.	Disallow the point
5. General					
Porirua City Council	S163/165	Rules Amend [Make clear how rules apply to sites classified in multiple schedules e.g. Pauatahanui Inlet - does Rule R109 or R162 take precedence?]	Support	SWDC supports the submission point seeking clarification on the relationship between, and application of, multiple rules to a proposed activity. Such clarification would assist in plan interpretation and application. The point aligns with the relief sought by SWDC seeking clarification as to how the term "more specific" is to be applied.	Allow the point
5.1 Rules – Air Quality					
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/079	5.1 Air quality rules Amend the rules so that agrichemical use in public places and roadsides is permitted under similar conditions as the Operative Plan, including that the activity does not require an annual spray plan, neighbour notification, or a risk assessment. Include a cross-reference to Rules R36-R38 in the air discharges rules section to aid the reader.	Support	The submission point is supported as it recognises the overly onerous nature of the notified rules in terms of SWDC's routine weed spraying that takes place on Council owned assets such as parks and roadsides.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/013	Rule R24: Flaring of gas - discretionary activity Amend Include rules that specifically address the types of air discharges from solid waste disposal activities, and that appropriately differentiates activity status with various levels of effect.	Support	SWDC supports the submission point as the lack of specific rules relating to discharges to air from landfills inappropriately automatically triggers a discretionary activity status.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/016	Rule R24: Flaring of gas - discretionary activity Amend Include a rule that specifically addresses odour, and in particular provides for minor discharges as a permitted activity.	Support	The submission point is supported as the provision of a specific rule and corresponding activity status would appropriately reflect the nature of the effects.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/014	Rule R24: Flaring of gas - discretionary activity Amend Include a rule that provides for minor discharges to air from landfills as a permitted activity	Support	The submission point is supported as the provision of a specific rule and corresponding activity status would appropriately reflect the nature of the effects.	Allow the point
Greater Wellington Regional Council	S133/007	5.1.8 Food, animal or plant matter manufacturing and processing Amend to permit the refinement of sugars, roasting or drying of berries, grains or plant matter (except roasting of green coffee beans in Rule R30) curing by smoking, flour or grain milling, baking, roasting, deep fat or oil frying not exceeding 250kg/hour of product subject to standard air condition in respect of odour, smoke and dust over the boundary.	Support in part	While SWDC supports the provision of permitted activities, it remains concerned about the limited range of permitted activities.	Allow the point in part
5.2 Rules – Discharges to Water					
Wellington City Council	S286/043	5.2.3 Stormwater Rooding, Amend Clarify how Rules 48-53 relate to stormwater runoff from the rooding network and ensure that a resource consent for stormwater run-off is not required.	Support	In SWDC's original submission SWDC sought deletion of Rules R50 and R51 given the resulting potential significant work programme on local authorities in the Wairarapa. The submission point of Wellington City Council raises a further uncertainty associated with the rule and the sought clarification is supported.	Allow the point
Wellington Water Limited	S135/142	Rule R48: Stormwater from an individual property - permitted activity Amend Clarify how the rules relate to stormwater runoff from the local authority road network that goes into the local authority stormwater network.	Support	The submission point of Wellington Water Limited raises an uncertainty associated with Rule R48 and the relief sought clarification is supported as it is presently unclear whether the rule would apply to local roads (that could be considered one property in that they are contiguous and under one ownership).	Allow the point
Porirua City Council	S163/088	Rule R50: Stormwater from a local authority network at plan notification - controlled activity Amend condition (a) to read: "the resource consent application is received within two years of the date that the Natural Resources Plan becomes operative". Introduce a review clause to implement further limits when they are established by the whitua process. Amend Item 3 in Matters of control so that the duration of controlled activity consents is a maximum of 5 years after the Plan is made operative or from the date that consent is granted, whichever is the greater.	Support in part	In the first instance SWDC supports the deletion of Rules R50 and R51 in the first instance, as sought in its original submission. This position remains This position remains, but specific to this submission point, SWDC supports an amended timeframe. Such a timeframe would better reflect the process.	Allow the point in part

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Porirua City Council	S163/091	Rule R53: All other stormwater - discretionary activity Amend. Review the provisions and amend to ensure alignment between the rules for consistency of stormwater management.	Support	As SWDC understands it, Rule R50 and R52 would not apply to local roads. In the first instance SWDC supports the deletion of Rules R50 and R51 in the first instance, as sought in its original submission. On the basis of the lack of clarity as to how the rules in Section 5.2.3 apply to roading (refer submission point S286/043) it could be inferred that local roads within the Wairarapa that are not connected to a stormwater system (i.e. do not have kerbs or swales and so the stormwater discharges directly into adjacent land or water) would not be subject to Rules 50 or 52 and therefore would by default be a discretionary activity under Rule 53. On this basis the relief sought by Porirua City Council is supported.	Allow the point
5.3 Rules – Discharges to Land					
Carterton District Council	S301/058	Rule R58: Water races - discretionary activity Neither support or oppose CDC seeks clarification of whether the activity requiring consent is the discharge of contaminants into a water race, or discharge of water race water and contaminants into other water.	Support	Notwithstanding SWDC's original submission opposing Rule R58 (refer submission point S366/107) SWDC supports clarification as to whether the activity requiring consent is the discharge of contaminants into a water race, or discharge of water race water and contaminants into other water.	Allow the point
Nga Hapu o Otaki	S309/035	Rule R61: Existing wastewater - discretionary activity Oppose in part Amend R61 to be at discretion of mana whenua values.	Oppose	SWDC acknowledges assessment of mana whenua values may be an appropriate matter to consider in applications under Rule 61. However, as a discretionary activity rule, it does not fit within the rule framework to identify this matter.	Disallow the point
Rangitane o Wairarapa Inc	S279/177	Rule R61: Existing wastewater - discretionary activity Amend the rule to apply to existing discharges up until an appropriate date not later than 2030. Insert a new non-complying activity rule for existing discharges to freshwater after the date specified above.	Oppose	SWDC opposes the amendments sought as they are considered unreasonably restrictive and fail to recognise that small communities need sufficient time to make significant infrastructure changes due to cost and practical constraints.	Disallow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Hutt City Council	S84/023	Rule R62: New wastewater to fresh water - non-complying activity Oppose Amend Rule R62 and change the activity status from a non-complying activity to a discretionary activity.	Support in part	The rule is supported in part (in terms of deletion of the non-complying acidity status). If the relief sought in SWDC original submission point S366/108 ³ is not accepted, SWDC supports the change relief sought in submission point S84/023 as the resulting activity status (discretionary) would be the same for new or existing discharges. However, the relief sought in submission point S366/108 is preferred as it simplifies the rule framework and removes the uncertainty as to what is a new or existing discharge.	Allow the point in part
Rangitane o Wairarapa Inc	S279/178	Rule R62: New wastewater to fresh water - non-complying activity Oppose That the rule regarding the new discharge of wastewater to fresh water be amended to state that this is a prohibited activity.	Oppose	A prohibited activity status is opposed as it is overly restrictive and fails to recognise the operational requirements associated with municipal wastewater treatment plants.	Disallow the point
NZ Transport Agency	S146/154	Rule R67: Discharges inside sites of significance - non-complying activity Oppose Amend Rule 67: <i>The discharge of water or contaminants into water, or onto or into land where it may enter water: (a) inside a site or habitat identified in ... and (b) that is not permitted by Rules R42, R43, R44 or R45; and (c) that is not a discharge associated with a regionally significant infrastructure</i> Or introduce a new discretionary rule specific to discharges of water or contaminants into water, or onto or into land where it may enter water from regionally significant infrastructure inside sites of significance.	Support in part	While SWDC does not oppose the non-complying activity status for discharges into sites of significance, it supports clarification as to the relationship with other rules (in particular rules R50, R53 and R61). The approach put forward by NZ Transport Agency is supported.	Allow the point in part
Rangitane o Wairarapa Inc	S279/182	Rule R79: Discharge of treated wastewater - controlled activity Amend Include as matters of control and discretion: the effects of the discharge, including cumulative effects, on meeting the freshwater objectives and limits in the Plan; The effects of the discharge of sites listed in Schedules A to F and H; and The effects on the cultural and spiritual values of mana whenua. Clarified that mana whenua will be considered as potentially affected parties.	Oppose	The additional matters of control requested are already addressed in Rule R79. SWDC opposes the provision of a notification statement relating to mana whenua as such a notification requirement is out of accord with the controlled activity status.	Disallow the point
Fish and Game	S308/090	Rule R79: Discharge of treated wastewater - controlled activity Amend the rule so that activities are required to achieve the freshwater objectives. Insert a new rule that makes existing discharges non-complying after 2030 where freshwater outcomes in section 3 tables are not achieved. New activities which would cause or contribute to the freshwater objectives in section 3 tables being exceeded should be prohibited Give effect to relief sought policy P71 and apply the standards as amended in relation to policy P71	Oppose	In SWDC's original submission (point S366/113) SWDC sought deletion of Rule 79 and associated re-write. The relief sought by Fish and Game is opposed as it would restrict the ability to undertake discharge to land which is the favoured approach in the policy framework over discharges to water.	Disallow the point

³ Retain the intent of Rule R61, with an amendment as follows: *Rule R61: Existing-Discharge of wastewater -discretionary activity. The discharge of wastewater: ... (b) that is an existing discharge into fresh water*

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Masterton District Council	S367/113	Rule R79: Discharge of treated wastewater - controlled activity Oppose Delete Rule R79 and rewrite to provide for a Permitted activity rule land discharge of treated effluent; Controlled activity for all other land discharges, subject to reasonable matters of control, not prescriptive operational and asset management directives; and Provision for alternative discharge designs and methods, not a prescriptive standard based on a single method.	Support	SWDC supports the deletion and re-writing of Rule 79. All Rules associated with disposal to land will be very prescriptive for the Wairarapa and are these the right rules for all potential applications – for example salt build up on irrigated land.	Allow the point
Rangitane o Wairarapa Inc	S279/259	Rule R80: Discharge of treated wastewater - restricted discretionary activity Amend [see submission point s279/182]	Oppose	Refer above commentary on point S279/182.	Disallow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/018	Rule R93: All other discharges to land - discretionary activity Amend Include specific rules addressing discharges to land from landfills.	Support	SWDC supports the submission point as given the importance of landfills, a specific rule is appropriate.	Allow the point
5.4 Rules – Land Use					
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/022	5.4.4 Earthworks and vegetation clearance Not stated Amend the plan to clarify how erosion prone land is to be determined. Amend [rules R99-R101] to clarify how they relate to erosion prone land.	Support	SWDC supports the submission point as the terms and application of the rules are unclear. Specifically, it is unclear how erosion prone land is to be determined. Clarification is also sought that the earthworks rule does not apply to 'erosion prone land', rather it is only vegetation clearance which is subject to the term. Such clarification would assist in plan interpretation and application.	Allow the point
Upper Hutt City Council	S107/006	Rule R99: Earthworks- permitted activity Amend the earthworks and vegetation clearance rules to note that approval may also be required from the relevant territorial authority.	Support	The addition of a note would be beneficial in terms of highlighting to plan users that the relevant district plan may also have relevant earthwork provisions which need to be considered.	Allow the point
PF Olsen Limited	S131/006	Rule R101: Earthworks and vegetation clearance - discretionary activity Amend Outline vegetation clearance on non-erosion prone land as a permitted activity.	Support	The submission point is supported as the rules as notified would provide for vegetation clearance on non-erosion prone land as a discretionary activity under the default Rule R101. Such an activity status is overly onerous and is thought to not be the intent of the rule framework. The insertion of a permitted activity rule would assist in plan interpretation and application.	Allow the point
5.5 Rules – Wetlands and Beds of Lakes and Rivers					

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
Porirua City Council	S163/115	Rule R104: Structures in natural wetlands and significant natural wetlands - permitted activity Amend subclause (f) to allow some exemptions for local authorities to use some larger machinery for maintenance and repair where necessary. This can be subject to conditions regarding such matters as refuelling, specified timeframes, etc.	Support	SWDC supports the intent of the rule as notified but supports the submission point in terms of seeking some exemptions for larger machinery.	Allow the point
Porirua City Council	S163/117	Rule R106: Restoration of natural wetlands, significant natural wetlands and outstanding natural wetlands - controlled activity Amend the rule to either permit activities that are stipulated in and carried out in accordance with are approved restoration management plan, or require controlled activity consents to be accompanied by a restoration management plan at the time of consent, so both can be assessed together.	Support	As highlighted in the submission, activities in accordance with an approved restoration management plan have already been assessed as part of the plan process and a permitted activity status suits therefore appropriate. On this basis the submission point is supported.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/078	Rule R108: Activities in natural wetlands and significant natural wetlands - non-complying activity Reclassify [activities necessary in natural wetlands for roading and parks and gardens activities] as discretionary activities as they were in the Draft Natural Resources Plan (Draft NRP) rather than non-complying.	Support	SWDC supports a discretionary activity status for roading and parks and gardens activities given the importance of these activities and the resulting public benefit. A discretionary activity status still allows for a full assessment of the effects and for consent to be declined.	Allow the point
Porirua City Council	S163/118	Rule R109: Activities in outstanding natural wetlands - discretionary activity Clarify whether structures like erosion protection for walkways are included within the scope of "a structure for the purpose of recreation". Review this and related rules to prove interpretation and practical application regarding multiple rules for the same activity. Define "maintenance", particularly in terms of whether this extends to including any form of upgrade in relation to this rule	Support	For the reasons outlined in the submission, the submission point is supported.	Allow the point
Porirua City Council	S163/119	Rule R111: Reclamation of outstanding natural wetlands - prohibited activity Delete this rule and include reclamation as a non-complying activity under rule R110.	Support	SWDC does not support a prohibited activity status for all reclamation activities as it is concerned unreasonable restive in some circumstances.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/040	Rule R112: Maintenance, repair, replacement, upgrade or use of existing structures (excluding the Barrage Gates) - permitted activity Not stated Amend the plan to clarify that temporary stream damming and diversion required for in-stream structure works are included in all relevant rules for structures in a river bed, or provide for temporary damming and diversion as a permitted activity (subject to reasonable conditions).	Support	The submission point is supported as it would provide clarity as to whether these activities are included. It is appropriate they are included as they would be limited to the duration of the works.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/038	Rule R112: Maintenance, repair, replacement, upgrade or use of existing structures (excluding the Barrage Gates) - permitted activity Amend Include 'damming of water' in the list of associated activities that are authorised by the rule. Simplify permitted activity condition (g) of Rule R112 to make it easier to assess proposals against	Support	The submission point is supported as it would provide clarity as to whether damming is included.	Allow the point

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
New Zealand Defence Force	S81/034	Rule R117: New structures - permitted activity Amend Make the necessary amendments to R117 to specifically provide for stormwater outlets and in-stream erosion protection structures.	Support	For the reasons outlined in the submission, the submission point is supported in principle. SWDC acknowledges the importance of in-stream structures and in principle agrees they should be specifically provided for.	Allow the point
Carterton District Council	S301/064	Rule R117: New structures - permitted activity Amend Rule R117 to provide for maintenance of stream alignment to protect essential infrastructure. Delete condition R117(i)	Support in part	SWDC supports the amendment to Rule R117 to provide for the maintenance of stream alignment to protect essential infrastructure as such a provision would duly recognise the importance of, and provide for the ongoing use and operation of regionally significant infrastructure.	Allow the point in part
Carterton District Council	S301/065	Rule R121: Maintenance of drains - permitted activity Oppose in part Delete the prescriptive list of conditions from Rules R121 and R122.	Support	SWDC submitted on Rule R121 and R122 seeking their deletion. The submission point by Carterton District Council is supported on the basis the rules are unnecessarily complex and unworkable.	Allow the point
Roading, Parks and Gardens and Solid Waste departments of Hutt City Council and Upper Hutt City Council	S85/075	Rule R135: General rule for taking, use, damming and diverting water - discretionary activity Amend Consider authorising stormwater diversion in the stormwater discharge rules in section 5.2.3 of the NRP (i.e. rule bundling).	Support	As noted in the submission, the PNRP does not specifically address stormwater diversions and whether it would fall under Rule R135. This seems unnecessary given the effects of this activity and therefore the relief sought to authorise stormwater diversions in the stormwater discharge rules in Section 5.2.3 is supported.	Allow the point
5.6 Rules – Water Allocation					
Nga Hapu o Otaki	S309/041	Rule R136: Take and use of water - permitted activity Amend Rule amended so that 'all water takes from surface water bodies and groundwater have a water meter installed, and records are kept and provided to WRC on request'	Oppose	While SWDC considers there is some uncertainty as to how Clause f) ⁴ is to be assessed and applied as a permitted activity condition, SWDC opposes an outright requirement that a meter be installed for all takes where the other permitted activity conditions are met. Such a requirement would be excessive for landowners and considered unnecessary given the permitted activity status for such takes. It is also noted the 'Resource Management (Measurement and Reporting of Water Takes) Regulations 2010' excludes certain takes (e.g. less than 5 litres per second) due to cost implications.	Disallow the point
Dairy NZ and Fonterra Co-operative Group Ltd	S316/125	Rule R138: Water races - permitted activity Support Retain Rule R138	Support	The submission point is supported as it appropriately provides for takes from water races which are an important feature and asset in the Wairarapa.	Allow the point

⁴ Clause f) "at the written request of the Wellington Regional Council a water meter is installed and daily water use records are kept and provided to the Wellington Regional Council".

Details of the submission you are commenting on	Submission reference	Relief sought in the Submission (as derived from the summary)	SWDC position	Reasons	Relief sought
6. Other Methods					
Nga Hapu o Otaki	S309/048	Method M15: Regional stormwater working group Oppose in part Method is amended to read: ' <i>WRC will work together with <u>mana whenua</u>, city and district councils in a regional stormwater working group to;</i> '	Oppose	The submission point is opposed given stormwater is a district council function.	Disallow the point