

SUMMARY OF SUBMISSIONS

| Submitter                                     | Submission Point | Plan Section    | Provision    | Position        | Reasons                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Decision Requested                                                                                                                                                                                                                                                 |
|-----------------------------------------------|------------------|-----------------|--------------|-----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Alistair &amp; Bernadette Hunt</b>         | S148.007         | EW - Earthworks | EW - General | Oppose          | Land disturbance / earthworks for farm drainage, water supply and other essential services should not be restricted to a limited distance per year. If these jobs are being carried out, the work needs to be able to be completed at the time, not a limited section per year. For example, if upgrading or mending water pipes or drains, you can't stop after 100m and leave the rest in its old state as the new capacity will cause damage to the rest.                                                                                                                                                                                                                                                                                                                             | Earthworks for essential farm services (drainage, water supply etc) should not be restricted to an amount per year. We oppose the restriction on these activities in these provisions.                                                                             |
| <b>Transpower New Zealand Limited</b>         | S101.070         | EW - Earthworks | EW - General | Support in part | Generally supports the concept of including a list of limited earthworks and land disturbance activities that are exempt from the Rules in the Proposed District Plan. However, Transpower is concerned that the exemptions are inconsistent with NZECP34:2001 such that, activities that are regulated by NZECP34:2001 and have the potential to have an impact on the National Grid are included in the exemptions and are therefore not regulated by Rule EW-R12. Transpower seeks that, for the purposes of Rule EW-R12 align with the exemption in 2.2.4 of NZECP34:2001 as follows: "2.2.4 Nothing in clauses 2.2.1 - 2.2.3 applies in respect of normal agricultural cultivation or the repair, sealing, or resealing of the existing surface of any road, footpath, or driveway" | Amend the Rules as follows: Earthworks and Land Disturbance of the following activities are exempt from the rules in this chapter, <b>other than Rule EWR12</b> , of the District Plan: ... As a consequence, embed the exemptions in NZECP34:2001 in Rule EW-R12. |
| <b>Aggregate and Quarry Association</b>       | S111.011         | EW - Earthworks | EW - General | Support         | We are pleased that quarrying is covered separately from the Earthworks chapter which was not the case in the Draft Plan. Quarrying activities are significantly broader than just earthworks and there is some risk having it within an earthworks chapter where there is scope for confusion or misinterpretation.                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Retain as notified                                                                                                                                                                                                                                                 |
| <b>McLeod-Wantwood Trust/Wantwood Station</b> | S104.023         | EW - Earthworks | EW - General | Amend           | The overview states that ONL's are excluded, although, some rules state all areas.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Clarification is required whether areas subject to the ONL are excluded from the provisions in the earthworks chapter.                                                                                                                                             |
| <b>Contact Energy Limited</b>                 | S144.011         | EW - Earthworks | EW - General | Not Stated      | There does not appear to be recognition within district wide matters that in developing large scale renewable electricity generation activities there may be associated earthworks.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Contact seeks that the provisions in the District Wide section of the Proposed Plan do not conflict with any of the more specific provisions which relate to renewable electricity generation activities in other chapters of the Plan.                            |
| <b>Fulton Hogan</b>                           | S122.011         | EW - Earthworks | EW - General | Oppose in part  | Rules: Earthworks and Land Disturbance Exempt from District Plan Rules in this Chapter. In general, we support two key principles set out in these exemptions: 1. Providing for small scale activities that are unlikely to have adverse effects 2. avoiding overlap between Regional and District Plan rules We suggest that clause 7 could be expanded to make it clear that other similar activities are included, such as the placement of granular fill for road sub-base.                                                                                                                                                                                                                                                                                                          | Amend exemption 7 using the below or other similar wording: 7. Filling of building foundations with granular fill, <b>such as</b> under concrete slab building foundations, and sub-grade for roads and other sealed areas.                                        |
| <b>Heritage New Zealand Pouhere Taonga</b>    | S123.013         | EW - Earthworks | EW - General | Amend           | Historic Heritage sites are referred to throughout the Earthworks chapter, however, Historic Heritage site has not been included within the pGDP definitions. HNZPT recommends that the defined                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Amend: <del>Historic Heritage site</del> <b>Heritage Item</b>                                                                                                                                                                                                      |

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|--------------------------------------------|------------------|-----------------|--------------|-----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                            |                  |                 |              |                 | term 'Heritage Item' is referred to instead, which will achieve consistency and certainty throughout the pGDP. As stated in the definitions, 'heritage item' means any type of historic heritage sites, buildings, structures and areas listed in HH-SCHED2 fulfilling the criteria as identified in HH-SCHED 1.                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                             |
| <b>Heritage New Zealand Pouhere Taonga</b> | S123.015         | EW - Earthworks | EW - General | Amend           | The Earthworks chapter overview states that "This chapter excludes earthworks provisions relating to Historic Heritage sites, Significant Natural Areas, Outstanding Natural Landscapes or Features and Amenity Landscapes. For earthworks rules relating to these topics, refer to those chapters". Some of the rules under this chapter restate that these provisions exclude historic heritage sites and some of the rules do not. This may lead to plan users incorrectly applying certain rules in the earthworks chapter to historic heritage sites. HNZPT recommends either restating the exemption of historic heritage sites under all rules within the earthworks chapter or under none of them.                 | Amend All earthworks chapter rules to consistent restate or not state that Historic Heritage sites are exempt.                                                                                                                                                                                                                                                              |
| <b>Heritage New Zealand Pouhere Taonga</b> | S123.016         | EW - Earthworks | EW - General | Amend           | Related to: EW-R1-R14 and any Relevant standards- HNZPT recommends an amendment to the Earthworks chapter rules to reflect the potential adverse effects on archaeological values. Land use affecting scheduled archaeological sites is mainly addressed under the Historic Heritage chapter. However, consideration of the effects on archaeological sites, including any sites not entered on the GDP schedule, should also be appropriately addressed under the Earthworks chapter. EW-P5(3) requires that the "design, location and undertaking of earthworks...protects archaeological sites". In order to give effect to this policy, the matters of discretion should provide for the consideration of archaeology. | Amend: Activity status where compliance not achieved: ... Visual amenity, <b>heritage values including archaeology</b> , and landscape effects.                                                                                                                                                                                                                             |
| <b>Greenbriar Ltd.</b>                     | S128.031         | EW - Earthworks | EW - General | Support         | Considered appropriate to manage EW as proposed- support full chapter                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | No amendments required                                                                                                                                                                                                                                                                                                                                                      |
| <b>Southland District Council</b>          | S146.062         | EW - Earthworks | EW - General | Support in part | Supports the setbacks from Rivers and Streams being tied to the stream order and the matters of discretion for EW-S3 are fitting and should reduce impacts downstream.<br><br>The explicit mention of the archaeological alert layer in Note 4 is of interest to Southland District Council as a way of reducing risk to archaeological sites.                                                                                                                                                                                                                                                                                                                                                                             | None specified.                                                                                                                                                                                                                                                                                                                                                             |
| <b>Stoney Creek Station Limited</b>        | S3.034           | EW - Earthworks | EW - General | Oppose          | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment.                                                                                                                                                                                                                                                                                                                                                                                                                                          | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>Stoney Creek Station Limited</b>        | S3.037           | EW - Earthworks | EW - General | Oppose          | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only                                                                                                                                                                                              |

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| Submitter                              | Submission Point | Plan Section    | Provision    | Position | Reasons                                                                                                                                                                                                                                                                           | Decision Requested                                                                                                                                                                                                                                                                                                                                                          |
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|                                        |                  |                 |              |          | standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.                                                                                                           | those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                                                                                                                                                                                                 |
| <b>Farm Manager - Wantwood Station</b> | S105.023         | EW - Earthworks | EW - General | Amend    | The overview states that ONL's are excluded, although, some rules state all areas.                                                                                                                                                                                                | Clarification is required whether areas subject to the ONL are excluded from the provisions in the earthworks chapter.                                                                                                                                                                                                                                                      |
| <b>Peters Farm LtdKaren Peters</b>     | S127.023         | EW - Earthworks | EW - General | Amend    | The overview states that ONL's are excluded, although, some rules state all areas.                                                                                                                                                                                                | Clarification is required whether areas subject to the ONL are excluded from the provisions in the earthworks chapter.                                                                                                                                                                                                                                                      |
| <b>Trudy Bokser</b>                    | S113.034         | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>Trudy Bokser</b>                    | S113.037         | EW - Earthworks | EW - General | Oppose   | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                  |
| <b>Nathan Bokser</b>                   | S116.034         | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>Nathan Bokser</b>                   | S116.037         | EW - Earthworks | EW - General | Oppose   | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                  |
| <b>AW+ JA Johnston Family Trust</b>    | S118.034         | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>AW+ JA Johnston Family Trust</b>    | S118.037         | EW - Earthworks | EW - General | Oppose   | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                  |
| <b>Reaby Downs Farm Ltd</b>            | S18.036          | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>Reaby Downs Farm Ltd</b>            | S18.039          | EW - Earthworks | EW - General | Oppose   | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of                                                                                                                                                                           | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only                                                                                                                                                                                              |

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| Submitter                          | Submission Point | Plan Section    | Provision    | Position | Reasons                                                                                                                                                                                                                                                                           | Decision Requested                                                                                                                                                                                                                                                                                                                                                          |
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|                                    |                  |                 |              |          | standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.                                                                                                           | those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                                                                                                                                                                                                 |
| <b>Karen Temple</b>                | S19.036          | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>Karen Temple</b>                | S19.039          | EW - Earthworks | EW - General | Oppose   | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                  |
| <b>Sarah and Peter Barclay</b>     | S20.036          | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>Sarah and Peter Barclay</b>     | S20.039          | EW - Earthworks | EW - General | Oppose   | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                  |
| <b>Helen McIntosh</b>              | S24.036          | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>Helen McIntosh</b>              | S24.039          | EW - Earthworks | EW - General | Oppose   | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                  |
| <b>John Baynes</b>                 | S68.038          | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area. |
| <b>John Baynes</b>                 | S68.041          | EW - Earthworks | EW - General | Oppose   | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                  |
| <b>Peters Farm LtdKaren Peters</b> | S127.070         | EW - Earthworks | EW - General | Oppose   | Stoney Creek supports the recognition of the need for earthworks associated with rural production                                                                                                                                                                                 | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.                                                                                                                                                                                                   |

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|                                               |                  |                 |              |                 | activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment.                                                                                                   | Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area.                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>Peters Farm Ltd</b><br><b>Karen Peters</b> | S127.073         | EW - Earthworks | EW - General | Oppose          | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                                                                                                                                                                                                                                                     |
| <b>Greg Bokser</b>                            | S117.034         | EW - Earthworks | EW - General | Oppose          | Stoney Creek supports the recognition of the need for earthworks associated with rural production activities, however considers that the rules contained within the Earthworks Chapter do not reflect the specific constraints and complexities of the Hokonui Hills environment. | <b>Preferred relief:</b> Insert an exemption in the preamble of the chapter for any earthworks and land disturbance activities within the Hokonui Hills Special Precinct.<br>Develop appropriate earthwork provisions for the Hokonui Hills Special Precinct, in consultation with key stakeholders, that reflect the site specific conditions and challenges of this area.                                                                                                                                                                                                                                    |
| <b>Greg Bokser</b>                            | S117.037         | EW - Earthworks | EW - General | Oppose          | It is unclear how Rules and Standards interact and there is no guidance clarifying the applicability of standards. The activity status should be set by the rule and not the standard, otherwise it is implied activities require consent under both the rule and the standard.   | Amend table headings from 'Standards' to 'Standards for Permitted Activities'.<br>Insert a guidance note clarifying whether Standards are applicable to all activities or only those listed within the relevant Rule.<br>Clarify the relationship between rules and standards and whether standards are to be treated as standalone rules.                                                                                                                                                                                                                                                                     |
| <b>Robina Johnston</b>                        | S140.012         | EW - Earthworks | EW - General | Not Stated      |                                                                                                                                                                                                                                                                                   | Considers that land with more than 60% over 10 degrees should provide swales and a vegetation to mitigate the runoff from the new dwelling and buildings to stabilize slopes and beautification.                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Department of Conservation</b>             | S109.107         | EW - Earthworks | EW-Overview  | Support         | The D-G supports the clarify around what the chapter doesn't include and that the provisions relating to SNAs and ONL/F are dealt within those specific chapters.                                                                                                                 | Retain reference to which rules apply for SNAs and ONL/Fs.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Chorus New Zealand Limited</b>             | S35.050          | EW - Earthworks | EW-O1        | Support         | EW0-O1 appropriately sets out the requisite direction for earthworks                                                                                                                                                                                                              | Retain EW-O1 as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Silver Fern Farms</b>                      | S40.044          | EW - Earthworks | EW-O1        | Support         | It is appropriate to facilitate earthworks for development while "minimizing" adverse effects and protecting the specified values.                                                                                                                                                | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>Department of Conservation</b>             | S109.108         | EW - Earthworks | EW-O1        | Support         | The D-G supports the objective to ensure that earthworks and land disturbance are managed to minimise adverse effects on the surrounding environment and to protect the natural environment and Ngāi Tahu cultural values.                                                        | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>Hokonui Rūnanga Inc</b>                    | S139.063         | EW - Earthworks | EW-O1        | Support in part | Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.              | Amend to read:<br>"Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that minimises adverse effects on the surrounding environment and protects the natural environment, Ngāi Tahu cultural values, people and property. <del>ways that:</del><br><b>i. protect the natural environment including the mauri of whenua or wai;ii. recognise and protect silent files and other wāhi tapu;iii. avoid adverse effects on mahinga kai and other customary uses; and</b><br><b>iv. minimise adverse effects on the surrounding environment."</b> |
| <b>Alliance Group Limited</b>                 | S121.062         | EW - Earthworks | EW-O1        | Support         | It is appropriate to facilitate earthworks for development while "minimising" adverse effects and protecting the specified values. Effects associated with earthworks can typically be                                                                                            | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |

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|                                   |                  |                 |           |                 | managed by way of standard construction management procedures, however the outright "avoidance" of all adverse effects would be impractical, given effects associated with dust and accidental discoveries (for example) can be unavoidable in some cases. |                                                                                                                                                                                                                                                                                                                                           |
| Southland District Council        | S146.063         | EW - Earthworks | EW-O1     | Support in part | This provision covers a lot of ground and may be better separated into more than one objective.                                                                                                                                                            | Seperate provision into more than one objective.                                                                                                                                                                                                                                                                                          |
| Stoney Creek Station Limited      | S3.035           | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                            | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| KiwiRail Holdings Ltd             | S132.068         | EW - Earthworks | EW-O1     | Support         | KiwiRail supports minimising adverse effects from earthworks and land disturbance on the surrounding environment.                                                                                                                                          | Retain EW-O1 as proposed.                                                                                                                                                                                                                                                                                                                 |
| One New Zealand Group Limited     | S32.050          | EW - Earthworks | EW-O1     | Support         | EW0-O1 appropriately sets out the requiste direction for earthworks                                                                                                                                                                                        | Retain EW-O1 as notified                                                                                                                                                                                                                                                                                                                  |
| FortySouth                        | S33.050          | EW - Earthworks | EW-O1     | Support         | EW0-O1 appropriately sets out the requiste direction for earthworks                                                                                                                                                                                        | Retain EW-O1 as notified                                                                                                                                                                                                                                                                                                                  |
| Connexa Limited                   | S37.050          | EW - Earthworks | EW-O1     | Support         | EW0-O1 appropriately sets out the requiste direction for earthworks                                                                                                                                                                                        | Retain EW-O1 as notified                                                                                                                                                                                                                                                                                                                  |
| Spark New Zealand Trading Limited | S154.050         | EW - Earthworks | EW-O1     | Support         | EW0-O1 appropriately sets out the requiste direction for earthworks                                                                                                                                                                                        | Retain EW-O1 as notified                                                                                                                                                                                                                                                                                                                  |
| Trudy Bokser                      | S113.035         | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                            | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| Nathan Bokser                     | S116.035         | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                            | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| AW+ JA Johnston Family Trust      | S118.035         | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                            | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| Reaby Downs Farm Ltd              | S18.037          | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                            | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |

SUMMARY OF SUBMISSIONS

| Submitter                       | Submission Point | Plan Section    | Provision | Position        | Reasons                                                                                                                                                                                                                                                     | Decision Requested                                                                                                                                                                                                                                                                                                                        |
|---------------------------------|------------------|-----------------|-----------|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Karen Temple                    | S19.037          | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                             | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| Sarah and Peter Barclay         | S20.037          | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                             | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| Helen McIntosh                  | S24.037          | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                             | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| John Baynes                     | S68.039          | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                             | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| Peters Farm Ltd<br>Karen Peters | S127.071         | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                             | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| Southland District Council      | S146.108         | EW - Earthworks | EW-O1     | Support in part | We have some concerns EW-O1 and environmental areas, such as sedimentation, water quality risks from earthworks and visual effects in landscapes adjoining Southland District, particularly in Outstanding Natural Landscapes or Visual Amenity Landscapes. | Review EW-O1 and environmental areas, such as sedimentation, water quality risks from earthworks and visual effects in landscapes adjoining Southland District, particularly in Outstanding Natural Landscapes or Visual Amenity Landscapes.                                                                                              |
| Greg Bokser                     | S117.035         | EW - Earthworks | EW-O1     | Oppose          | Minor changes to this Objective are proposed to reflect the purpose of the RMA.                                                                                                                                                                             | Amend EW-O1 as follows:<br>Earthworks and land disturbance for subdivision, land use and development are facilitated and undertaken in a manner that <b>avoids, remedies or</b> minimises adverse effects on the <del>surrounding</del> environment and protects the natural environment, Ngāi Tahu cultural values, people and property. |
| Chorus New Zealand Limited      | S35.051          | EW - Earthworks | EW-P1     | Support         | Recognizing the benefits of earthworks for network utilities is supported.                                                                                                                                                                                  | Retain EW-P1 as notified                                                                                                                                                                                                                                                                                                                  |
| Waka Kotahi NZ Transport Agency | S112.084         | EW - Earthworks | EW-P1     | Support         | Waka Kotahi supports this policy in particular Point 3. that provides for the construction, upgrade, maintenance or repair of the transport network.                                                                                                        | Retain as notified                                                                                                                                                                                                                                                                                                                        |
| Alliance Group Limited          | S121.063         | EW - Earthworks | EW-P1     | Support         | Alliance agrees that earthworks and land disturbance should be enabled where appropriate to reflect the character and amenity of the zone.                                                                                                                  | Retain as notified                                                                                                                                                                                                                                                                                                                        |
| Fulton Hogan                    | S122.009         | EW - Earthworks | EW-P1     | Support in part | In general, we are supportive of this policy and the concept of providing for activities that are necessary, or have effects that are anticipated by the Plan. We note that "rural production" is not a                                                     | Amend EW-P1 as follows: EW-P1 Recognise the benefits and necessity of earthworks for the subdivision, use and development of land and the provision of utilities, by enabling earthworks and land disturbance: (...) 2. associated with <del>rural</del> <b>primary</b> production, where                                                 |

## SUMMARY OF SUBMISSIONS

| Submitter                                         | Submission Point | Plan Section    | Provision | Position | Reasons                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Decision Requested                                   |
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|                                                   |                  |                 |           |          | defined term, and this could be confusing for Plan users. We request this be replaced with a defined term, such as Primary Production, which is a defined and understood term.                                                                                                                                                                                                                                                                                                         | these are located in the General Rural Zone; 3 (...) |
| <b>Stoney Creek Station Limited</b>               | S3.036           | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |
| <b>Southland Federated Farmers of New Zealand</b> | S126.121         | EW - Earthworks | EW-P1     | Support  | Support is given for recognising the role (purpose) and character of a zone and the earthworks within it, meaning farming related earthworks in the rural zone should be considered appropriate and acceptable. While being in character with the surrounding land, the functionality of the earthworks is also important. Earthworks for farm tracking needs to be functional to allow safe passage across steep terrain. Visual effects must not take precedence over functionality. | Retain EW-P1 as notified.                            |
| <b>KiwiRail Holdings Ltd</b>                      | S132.069         | EW - Earthworks | EW-P1     | Support  | KiwiRail supports the recognition of benefits of earthworks by enabling earthworks and land disturbance. In particular supportive of point 3.                                                                                                                                                                                                                                                                                                                                          | Retain EW-P1 as proposed.                            |
| <b>One New Zealand Group Limited</b>              | S32.051          | EW - Earthworks | EW-P1     | Support  | Recognizing the benefits of earthworks for network utilities is supported.                                                                                                                                                                                                                                                                                                                                                                                                             | Retain EW-P1 as notified                             |
| <b>FortySouth</b>                                 | S33.051          | EW - Earthworks | EW-P1     | Support  | Recognizing the benefits of earthworks for network utilities is supported.                                                                                                                                                                                                                                                                                                                                                                                                             | Retain EW-P1 as notified                             |
| <b>Connexa Limited</b>                            | S37.051          | EW - Earthworks | EW-P1     | Support  | Recognizing the benefits of earthworks for network utilities is supported.                                                                                                                                                                                                                                                                                                                                                                                                             | Retain EW-P1 as notified                             |
| <b>Spark New Zealand Trading Limited</b>          | S154.051         | EW - Earthworks | EW-P1     | Support  | Recognizing the benefits of earthworks for network utilities is supported.                                                                                                                                                                                                                                                                                                                                                                                                             | Retain EW-P1 as notified                             |
| <b>Trudy Bokser</b>                               | S113.036         | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |
| <b>Nathan Bokser</b>                              | S116.036         | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |
| <b>AW+ JA Johnston Family Trust</b>               | S118.036         | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |
| <b>Reaby Downs Farm Ltd</b>                       | S18.038          | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |
| <b>Karen Temple</b>                               | S19.038          | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |
| <b>Sarah and Peter Barclay</b>                    | S20.038          | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |
| <b>Helen McIntosh</b>                             | S24.038          | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |
| <b>John Baynes</b>                                | S68.040          | EW - Earthworks | EW-P1     | Support  | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted.                          |

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|                                               |          |                 |       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                             |
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| <b>Peters Farm Ltd</b><br><b>Karen Peters</b> | S127.072 | EW - Earthworks | EW-P1 | Support | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-P1(2) as drafted. |
| <b>Kevin Robertson</b>                        | S115.122 | EW - Earthworks | EW-P1 | Support | Support is given for recognising the role (purpose) and character of a zone and the earthworks within it, meaning farming related earthworks in the rural zone should be considered appropriate and acceptable. While being in character with the surrounding land, the functionality of the earthworks is also important. Earthworks for farm tracking needs to be functional to allow safe passage across steep terrain. Visual effects must not take precedence over functionality. | Retain EW-P1 as notified.   |
| <b>Ronald Crispin</b>                         | S60.124  | EW - Earthworks | EW-P1 | Support | Support is given for recognising the role (purpose) and character of a zone and the earthworks within it, meaning farming related earthworks in the rural zone should be considered appropriate and acceptable. While being in character with the surrounding land, the functionality of the earthworks is also important. Earthworks for farm tracking needs to be functional to allow safe passage across steep terrain. Visual effects must not take precedence over functionality. | Retain EW-P1 as notified.   |
| <b>Rural Ratepayers Group</b>                 | S143.133 | EW - Earthworks | EW-P1 | Support | Support is given for recognising the role (purpose) and character of a zone and the earthworks within it, meaning farming related earthworks in the rural zone should be considered appropriate and acceptable. While being in character with the surrounding land, the functionality of the earthworks is also important. Earthworks for farm tracking needs to be functional to allow safe passage across steep terrain. Visual effects must not take precedence over functionality. | Retain EW-P1 as notified.   |
| <b>Alistair &amp; Bernadette Hunt</b>         | S148.134 | EW - Earthworks | EW-P1 | Support | Support is given for recognising the role (purpose) and character of a zone and the earthworks within it, meaning farming related earthworks in the rural zone should be considered appropriate and acceptable. While being in character with the surrounding land, the functionality of the earthworks is also important. Earthworks for farm tracking needs to be functional to allow safe passage across steep terrain. Visual effects must not take precedence over functionality. | Retain EW-P1 as notified.   |
| <b>John Baynes</b>                            | S68.242  | EW - Earthworks | EW-P1 | Support | Support is given for recognising the role (purpose) and character of a zone and the                                                                                                                                                                                                                                                                                                                                                                                                    | Retain EW-P1 as notified.   |

SUMMARY OF SUBMISSIONS

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|                                            |          |                 |       |                 | earthworks within it, meaning farming related earthworks in the rural zone should be considered appropriate and acceptable. While being in character with the surrounding land, the functionality of the earthworks is also important. Earthworks for farm tracking needs to be functional to allow safe passage across steep terrain. Visual effects must not take precedence over functionality. |                                                                                                                                                                                                        |
| <b>Greg Bokser</b>                         | S117.036 | EW - Earthworks | EW-P1 | Support         | Supportive of the recognition of the need for earthworks associated with rural production activities.                                                                                                                                                                                                                                                                                              | Retain EW-P1(2) as drafted.                                                                                                                                                                            |
| <b>Transpower New Zealand Limited</b>      | S101.069 | EW - Earthworks | EW-P2 | Support         | Transpower supports Policy EW-P2 because the Policy is consistent with, and gives effect (in part) to, Policy 10 of the NPSET.                                                                                                                                                                                                                                                                     | Retain Policy EW-P2 as notified.                                                                                                                                                                       |
| <b>Silver Fern Farms</b>                   | S40.045  | EW - Earthworks | EW-P3 | Support         | The provision for a limited amount of earthwork in flood prone areas as a permitted activity is appropriate for efficiency.                                                                                                                                                                                                                                                                        | Retain as notified                                                                                                                                                                                     |
| <b>Waka Kotahi NZ Transport Agency</b>     | S112.085 | EW - Earthworks | EW-P3 | Support         | Waka Kotahi supports this policy in that it recognises the need to limit the bulk and scale of earthworks to ensure that it does not exacerbate inundation and flooding on other sites. Waka Kotahi is aware that poorly planned and timed earthworks can result on adverse effects on the State highway network such as build up of debris blocking drains and surface water flooding.            | Retain as notified                                                                                                                                                                                     |
| <b>Alliance Group Limited</b>              | S121.064 | EW - Earthworks | EW-P3 | Support         | The provision for a limited amount of earthwork in flood prone areas as a permitted activity is appropriate for efficiency.                                                                                                                                                                                                                                                                        | Retain as notified                                                                                                                                                                                     |
| <b>Fulton Hogan</b>                        | S122.010 | EW - Earthworks | EW-P3 | Support in part | In general, we support the concept of providing for some earthworks in potential inundation areas, where the impacts of these are likely to be low. We suggest that this policy could be worded differently to make its intent clearer.                                                                                                                                                            | Amend EW-P3 as follows: EW-P3 Allow for earthworks of a limited bulk and scale within areas of potential inundation to ensure provided these do not exacerbate inundation or flooding effects on other |
| <b>KiwiRail Holdings Ltd</b>               | S132.070 | EW - Earthworks | EW-P3 | Support         | Supports the restriction of earthworks within areas of potential inundation to ensure these do not exacerbate inundation or flooding effects on other sites.                                                                                                                                                                                                                                       | Retain EW-P3 as proposed.                                                                                                                                                                              |
| <b>Heritage New Zealand Pouhere Taonga</b> | S123.014 | EW - Earthworks | EW-P4 | Amend           | HNZPT recommends an amendment to policy 4, to reflect the potential adverse effects on heritage values, including cultural and archaeological. The values of heritage sites, buildings and surrounding areas beyond amenity and character needs to be managed. The current proposed policy structure may not provide for the protection of historic heritage                                       | Amend EW-P4 Require earthworks to be appropriately designed, located and undertaken so that: ... <b>8. historic heritage values are maintained or enhanced.</b>                                        |

SUMMARY OF SUBMISSIONS

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|                                                |          |                 |       |                 | where these values aren't recognised as contributing to the character and amenity of the wider zone.                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>KiwiRail Holdings Ltd</b>                   | S132.071 | EW - Earthworks | EW-P4 | Oppose in part  | KiwiRail opposes the wording in point 1. due to typographical error.                                                                                                                                                                                                                                                                                                                                                                                                                                     | Amend as follows: 1. the cut depth and fill height does <b>not</b> detract from the amenity or stability of other sites                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>Department of Conservation</b>              | S109.109 | EW - Earthworks | EW-P5 | Support         | The D-G supports the objective to ensure that earthworks and land disturbance are managed to minimise adverse effects on the surrounding environment and to protect the natural environment and Ngāi Tahu cultural values.                                                                                                                                                                                                                                                                               | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Royal Forest and Bird Society of NZ Inc</b> | S110.042 | EW - Earthworks | EW-P5 | Amend           | Policy EW-P5 (2) requires that natural character of rivers and their margins are preserved and water quality, stream health, the intrinsic values of ecosystems are maintained/enhanced, but there is no mention of terrestrial ecosystems/biodiversity. It is also important that, given the significant effects that earthworks can have on nesting species (particularly birds) that these effects are taken into account, especially for large scale earthworks.                                     | Add: <b>7. Indigenous biodiversity and ecological connections are maintained or enhanced, including consideration given to nesting/roosting times of rare or threatened indigenous species or taonga species.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Waka Kotahi NZ Transport Agency</b>         | S112.086 | EW - Earthworks | EW-P5 | Support         | Waka Kotahi generally supports this policy in that it seeks in Point 5. to ensure that earthworks do not impact on the safe and efficient functioning of the transport network or regionally significant infrastructure.                                                                                                                                                                                                                                                                                 | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Hokonui Rūnanga Inc</b>                     | S139.064 | EW - Earthworks | EW-P5 | Support in part | Wherever possible the plan provisions should specify the particular effects of concern to mana whenua to ensure the plan provisions are clear and that appropriate effects are identified and assessed, including when Hokonui Rūnanga Inc may be an affected party.                                                                                                                                                                                                                                     | Amend to read:"Manage earthworks that are of a nature, scale or in a location where there may be adverse effects to ensure that: ...2. the natural character of rivers and their margins are preserved and water quality, stream health, the intrinsic values of ecosystems, <del>Ngāi Tahu cultural</del> <b>mauri and mahinga kai</b> values, and <b>any</b> public access are maintained or enhanced; 3. the design, location and undertaking of earthworks recognise Ngāi Tahu cultural values associated with the area, including <b>whakapapa and a consideration of</b> cultural landscapes, protects archaeological sites and cultural sites of significance <b>and any silent files or other wāhi tapu</b> , and <del>limits any adverse effects on the underlying relationship Ngāi Tahu hold with the natural environment</del> <b>mitigates any other adverse effects on mana whenua;</b> " |
| <b>KiwiRail Holdings Ltd</b>                   | S132.072 | EW - Earthworks | EW-P5 | Support in part | KiwiRail generally supports EW-P5 but seeks to clarify "preserved" meaning in point 2 as it seems to contradict point 5. Preserve means to maintain something in its original or existing state. The word 'preserve' at point two means that point 5 cannot be achieved when working in rivers and their margins. It is common following high flows, weather events and general maintenance for earthworks to be required within the rivers / streams and their margins for example abutment protection, | Amend as follows:Manage earthworks that are of a nature, scale or in a location where there may be adverse effects to ensure that:2. the natural character of rivers and their margins are <b>protected preserved</b> and water quality, stream health, the intrinsic values of ecosystems, Ngai Tahu cultural values, and public access are maintained or enhanced.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |

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|                                               |          |                 |               |                 | scour remediation works. High flows and weather events can cause a buildup of gravel or debris which can restrict the freeboard under the bridges, putting the rail network at significant risk of failure. Failure to remove this gravel/debris or undertake the necessary repairs / protection put the operation of the safe and efficient functioning of the transport network / critical infrastructure at risk.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <b>Chorus New Zealand Limited</b>             | S35.052  | EW - Earthworks | EW-Exemptions | Support in part | As the infrastructure chapter encourages and permits underground infrastructure, trenching is required. Trenching is generally limited in extent, does not alter the ground level, and is backfilled as work progresses along lineal infrastructure. It has limited effects and should be exempted                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Add <b>trenching no deeper than 1.0m and wider than 1.0m for underground infrastructure, provided that no more than 120m of trench is open at any one time</b> to the list of earthworks and land disturbance activities that are exempt from the rules in this chapter                                                                                                                                                                                                            |
| <b>Fuel Companies</b>                         | S16.043  | EW - Earthworks | EW-Exemptions | Oppose          | Concerned that the exemption for "Earthworks undertaken as permitted activities in conformity with National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health Regulations 2011" as notified in the draft plan, has been removed from the Earthworks chapter in the PDP. Earthworks for replacement fuel storage tanks often breach PA standards (EW-S1 in this instance). The NESCS sufficiently provides for remediation measures where earthworks are undertaken to install / remove underground fuel storage tanks. Therefore, it's appropriate to exempt this activity from the Earthwork provisions. To ensure that duplication with the provisions of the NESCS are avoided, we seek that rather than providing for Replacement, removal and installation of underground storage tanks as a permitted activity under EW-R5, this provision is deleted and added as an activity that is exempt from the earthworks provisions where it is undertaken in accordance with the NESCS. | Add a new exclusion at the beginning of the earthworks rules table as follows: Earthworks and Land Disturbance of the following activities are exempt from the rules in this chapter of the District Plan: 1. ... <b>12. Replacement, removal and installation of underground storage tanks undertaken in accordance with the Resource Management (National Environmental Standards for Assessing and Managing Contaminants in Soil to Protect Human Health) Regulations 2011.</b> |
| <b>Department of Conservation</b>             | S109.110 | EW - Earthworks | EW-Exemptions | Support         | The D-G supports the exemption from the rules for earthworks associated with the restoration of indigenous vegetation                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>McLeod-Wantwood Trust/Wantwood Station</b> | S104.024 | EW - Earthworks | EW-Exemptions | Support         | The submitter supports the list of exemptions under the earthworks section. However, wants them included in the NFL chapter as a permitted activity.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Include the list of exemptions as permitted activities in the Natural Features and Landscapes (ONL) along with farm fencing (as previously mentioned, proposed rule NFL- R5).                                                                                                                                                                                                                                                                                                      |
| <b>Waka Kotahi NZ Transport Agency</b>        | S112.087 | EW - Earthworks | EW-Exemptions | Support         | Waka Kotahi supports the earthworks and land disturbance exemptions, in particular points 10 and 11, because Waka Kotahi undertake                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

## SUMMARY OF SUBMISSIONS

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|                                          |          |                 |               |                 | earthworks in compliance with resource consents issued by Environment Southland and / or permitted by rules in regional plans as part of its operation of the State highway network.                                                                                                               |                                                                                                                                                                                                                                                                                                    |
| <b>David Pullar</b>                      | S133.004 | EW - Earthworks | EW-Exemptions | Amend           | To enable land users to effectively fence and manage their land, including excluding stock from areas requiring protection from grazing.                                                                                                                                                           | Include fences for primary production purposes in the list of exempt activities.                                                                                                                                                                                                                   |
| <b>Port Blakely Limited</b>              | S138.004 | EW - Earthworks | EW-Exemptions | Oppose          | As per NES-CF, when the earthworks no longer meet the permitted standards, it is the regional council that has jurisdiction to consider an application for a resource consent, not the territorial authority.                                                                                      | Amend the list of activities exempt from the Earthworks rules, to include earthworks carried out in relation to commercial forestry; or insert new rule for earthworks associated with commercial forestry, permitting those activities where they comply with regulations 24 to 33 of the NES-CF. |
| <b>Stoney Creek Station Limited</b>      | S3.038   | EW - Earthworks | EW-Exemptions | Amend           | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                                                                                        | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                |
| <b>KiwiRail Holdings Ltd</b>             | S132.073 | EW - Earthworks | EW-Exemptions | Support         | KiwiRail supports the earthworks and land disturbance exemption from District Plan Rules in this Chapter, specifically point 10 and 11.                                                                                                                                                            | Retain EW- Exemptions as proposed.                                                                                                                                                                                                                                                                 |
| <b>One New Zealand Group Limited</b>     | S32.052  | EW - Earthworks | EW-Exemptions | Support in part | As the infrastructure chapter encourages and permits underground infrastructure, trenching is required. Trenching is generally limited in extent, does not alter the ground level, and is backfilled as work progresses along lineal infrastructure. It has limited effects and should be exempted | Add <b>trenching no deeper than 1.0m and wider than 1.0m for underground infrastructure, provided that no more than 120m of trench is open at any one time</b> to the list of earthworks and land disturbance activities that are exempt from the rules in this chapter                            |
| <b>FortySouth</b>                        | S33.052  | EW - Earthworks | EW-Exemptions | Support in part | As the infrastructure chapter encourages and permits underground infrastructure, trenching is required. Trenching is generally limited in extent, does not alter the ground level, and is backfilled as work progresses along lineal infrastructure. It has limited effects and should be exempted | Add <b>trenching no deeper than 1.0m and wider than 1.0m for underground infrastructure, provided that no more than 120m of trench is open at any one time</b> to the list of earthworks and land disturbance activities that are exempt from the rules in this chapter                            |
| <b>Connexa Limited</b>                   | S37.052  | EW - Earthworks | EW-Exemptions | Support in part | As the infrastructure chapter encourages and permits underground infrastructure, trenching is required. Trenching is generally limited in extent, does not alter the ground level, and is backfilled as work progresses along lineal infrastructure. It has limited effects and should be exempted | Add <b>trenching no deeper than 1.0m and wider than 1.0m for underground infrastructure, provided that no more than 120m of trench is open at any one time</b> to the list of earthworks and land disturbance activities that are exempt from the rules in this chapter                            |
| <b>Spark New Zealand Trading Limited</b> | S154.052 | EW - Earthworks | EW-Exemptions | Support in part | As the infrastructure chapter encourages and permits underground infrastructure, trenching is required. Trenching is generally limited in extent, does not alter the ground level, and is backfilled as work progresses along lineal infrastructure. It has limited effects and should be exempted | Add <b>trenching no deeper than 1.0m and wider than 1.0m for underground infrastructure, provided that no more than 120m of trench is open at any one time</b> to the list of earthworks and land disturbance activities that are exempt from the rules in this chapter                            |

## SUMMARY OF SUBMISSIONS

|                                        |          |                 |               |         |                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                       |
|----------------------------------------|----------|-----------------|---------------|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Farm Manager - Wantwood Station</b> | S105.024 | EW - Earthworks | EW-Exemptions | Support | The submitter supports the list of exemptions under the earthworks section. However, wants them included in the NFL chapter as a permitted activity.                                                                                 | Include the list of exemptions as permitted activities in the Natural Features and Landscapes (ONL) along with farm fencing (as previously mentioned, proposed rule NFL-R5).                                                                                                                                                          |
| <b>Peters Farm LtdKaren Peters</b>     | S127.024 | EW - Earthworks | EW-Exemptions | Support | The submitter supports the list of exemptions under the earthworks section. However, wants them included in the NFL chapter as a permitted activity.                                                                                 | Include the list of exemptions as permitted activities in the Natural Features and Landscapes (ONL) along with farm fencing (as previously mentioned, proposed rule NFL- R5).                                                                                                                                                         |
| <b>Trudy Bokser</b>                    | S113.038 | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>Nathan Bokser</b>                   | S116.038 | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>AW+ JA Johnston Family Trust</b>    | S118.038 | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>Reaby Downs Farm Ltd</b>            | S18.040  | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>Karen Temple</b>                    | S19.040  | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>Sarah and Peter Barclay</b>         | S20.040  | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>Helen McIntosh</b>                  | S24.040  | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>John Baynes</b>                     | S68.042  | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>Peters Farm LtdKaren Peters</b>     | S127.074 | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>Greg Bokser</b>                     | S117.038 | EW - Earthworks | EW-Exemptions | Amend   | Stoney Creek supports the listed exemptions from the Earthworks chapter, but questions the status of a note as opposed to a policy or rule.                                                                                          | Convert the exclusions note to a permitted activity rule in the Earthworks chapter.                                                                                                                                                                                                                                                   |
| <b>Oakland Farming Ltd</b>             | S153.004 | EW - Earthworks | EW-R1         | Oppose  | Fencing is a small scale land disturbance and should not be so restrictive and the rule is inconsistent with the NFL chapter. The restrictions do not provide for sufficient space to access fences for inspections and maintenance. | Land disturbance for the construction of fencesActivity status: Permitted Where:<br>1. Any land disturbance does not exceed:(a) 1 metre in width for more than 10 metres in any 100metre length; and/or(b) 1 metre in height or depth; and<br>2. the ground is reinstated to original levels within 48 hours of work being completed. |

SUMMARY OF SUBMISSIONS

|                                            |          |                 |       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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| Department of Conservation                 | S109.111 | EW - Earthworks | EW-R1 | Support | The D-G supports the clarification about what rules apply for earthworks for sites located within SNAs, heritage sites and ONL or ONFs                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Alan Taylor                                | S142.004 | EW - Earthworks | EW-R1 | Oppose  | Fencing presents a linear, small scale of land disturbance, and the proposed rule seeks to heavily restrict fencing activities across the district regardless of zoning. The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed within the NFL chapter. The permitted width of land disturbance is not achievable for the installation of fences, as sufficient space for access is required to ensure vegetation doesn't interfere with the fence and maintenance. Equipment ranges from (1.2m for 4-wheelers used to inspect and transport material) to 3.55m (small tractors used with post drivers). Clearance is required for ongoing inspections generally done by four-wheelers (1.2m) or Utes (2.9m). The provision as drafted is unworkable for farming operations and will restrict the ability for farmers to effectively manage farming operations. | Amend Rule EW-R1 to read: Land disturbance for the construction of fences (All zones except ONLs) Activity status: Permitted Where: <del>1. Any land disturbance does not exceed: (a) 1 metre in width for more than 10 metres in any 100 metre length; and/or (b) 1 metre in height or depth; and 2. The ground is reinstated to original levels within 48 hours of work being completed.</del>                                                                                                                                                                                                                            |
| Stoney Creek Station Limited               | S3.039   | EW - Earthworks | EW-R1 | Oppose  | The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m <sup>3</sup> , there is no commentary in the S32 report why fences are further restricted.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Amend Rule EW-R1 to read:<br>Land disturbance for the construction of fences (All zones except ONLs)<br>Activity status: Permitted<br><del>Where:</del><br><br><del>1. Any land disturbance does not exceed:</del><br><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del><br><br><del>(b) 1 metre in height or depth; and</del><br><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del><br><br>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.<br><b>No other Earthworks Standards apply.</b> |
| Southland Federated Farmers of New Zealand | S126.122 | EW - Earthworks | EW-R1 | Oppose  | SFF finds this rule unnecessarily restrictive and is unsure why the Council is taking this approach to restrict fencing when the s 32 report provides no rationale. EW-R1 is inconsistent with rules elsewhere in the PDP, such as the NFL chapter. SFF suggest amendments to this rule which will allow farmers the ability to carry out land disturbance as required for fencing. Imposing restrictions                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Amend EW-R1 as below or exclude farm fences from this rule Land disturbance for the construction of fences Activity status: Permitted Where: <del>1. Any land disturbance does not exceed: (a) 1 metre in width for more than 10 metres in any 100 metre length; and/or (b) 1 metre in height or depth; and 2. The ground is reinstated to original levels within 48 hours of work being completed.</del> 3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7. <b>No other Earthworks Standards apply.</b>                                                                           |

SUMMARY OF SUBMISSIONS

|               |          |                 |       |                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|---------------|----------|-----------------|-------|-----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|               |          |                 |       |                 | on this, and therefore forcing farmers to apply for a resource consent, will disrupt farming operations.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Hamish Weir   | S74.023  | EW - Earthworks | EW-R1 | Support in part | Ground disturbance is variable dependent on topography for installation of fence lines. A level surface is required for fence lines to occupy for H&S reasons during construction and as an efficient stock barrier. E.g. if the ground cut was placed adjacent to the fence, stock would be able to jump over the fence. High costs associated with earth moving equipment naturally restricts work to the minimal necessary. (Farmers are in business and wont waste money) so no requirement for a specific standard. The submitter cannot identify when excessive earthworks resulted from fence construction. | The permitted baseline for fencing construction needs to be expanded; Rewritten as follows;<br>1. Any land disturbance <del>does not exceed:</del> <b>is limited to the amount practically required to install the fence.</b><br><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del><br><del>(b) 1 metre in height or depth; and</del><br>2. <del>The ground is reinstated to original levels within 48 hours of work being completed.</del> 3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.                                                   |
| Trudy Bokser  | S113.039 | EW - Earthworks | EW-R1 | Oppose          | The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted.                                                                                                                                                                                                                         | Amend Rule EW-R1 to read:<br>Land disturbance for the construction of fences<br>(All zones except ONLs)<br>Activity status: Permitted<br><del>Where:</del><br><br>1. <del>Any land disturbance does not exceed:</del><br><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del><br><br><del>(b) 1 metre in height or depth; and</del><br>2. <del>The ground is reinstated to original levels within 48 hours of work being completed.</del><br><br>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.<br><b>No other Earthworks Standards apply.</b> |
| Nathan Bokser | S116.039 | EW - Earthworks | EW-R1 | Oppose          | The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted.                                                                                                                                                                                                                         | Amend Rule EW-R1 to read:<br>Land disturbance for the construction of fences<br>(All zones except ONLs)<br>Activity status: Permitted<br><del>Where:</del><br><br>1. <del>Any land disturbance does not exceed:</del><br><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del><br><br><del>(b) 1 metre in height or depth; and</del><br>2. <del>The ground is reinstated to original levels within 48 hours of work being completed.</del><br><br>3. The works are undertaken in accordance with                                                                                             |

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|                                     |          |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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|                                     |          |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                                            | Earthworks Standards EW-S3, EW-S5 and EW-S7.<br><b>No other Earthworks Standards apply.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>AW+ JA Johnston Family Trust</b> | S118.039 | EW - Earthworks | EW-R1 | Oppose | The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted. | Amend Rule EW-R1 to read:<br>Land disturbance for the construction of fences (All zones except ONLs)<br>Activity status: Permitted<br><del>Where:</del><br><br><del>1. Any land disturbance does not exceed:</del><br><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del><br><br><del>(b) 1 metre in height or depth; and</del><br><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del><br><br>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.<br><b>No other Earthworks Standards apply.</b> |
| <b>Reaby Downs Farm Ltd</b>         | S18.041  | EW - Earthworks | EW-R1 | Oppose | The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted. | Amend Rule EW-R1 to read:<br>Land disturbance for the construction of fences (All zones except ONLs)<br>Activity status: Permitted<br><del>Where:</del><br><br><del>1. Any land disturbance does not exceed:</del><br><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del><br><br><del>(b) 1 metre in height or depth; and</del><br><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del><br><br>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.<br><b>No other Earthworks Standards apply.</b> |
| <b>Karen Temple</b>                 | S19.041  | EW - Earthworks | EW-R1 | Oppose | The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted. | Amend Rule EW-R1 to read:<br>Land disturbance for the construction of fences (All zones except ONLs)<br>Activity status: Permitted<br><del>Where:</del><br><br><del>1. Any land disturbance does not exceed:</del><br><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del>                                                                                                                                                                                                                                                                                                               |

SUMMARY OF SUBMISSIONS

|                                |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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|                                |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                                                   | <p><del>(b) 1 metre in height or depth; and</del></p> <p><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del></p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.</p> <p><b>No other Earthworks Standards apply.</b></p>                                                                                                                                                                                                                                                                                                                                      |
| <b>Sarah and Peter Barclay</b> | S20.041 | EW - Earthworks | EW-R1 | Oppose | <p>The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted.</p> | <p>Amend Rule EW-R1 to read:</p> <p>Land disturbance for the construction of fences (All zones except ONLs)</p> <p>Activity status: Permitted</p> <p><del>Where:</del></p> <p><del>1. Any land disturbance does not exceed:</del></p> <p><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del></p> <p><del>(b) 1 metre in height or depth; and</del></p> <p><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del></p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.</p> <p><b>No other Earthworks Standards apply.</b></p> |
| <b>Helen McIntosh</b>          | S24.041 | EW - Earthworks | EW-R1 | Oppose | <p>The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted.</p> | <p>Amend Rule EW-R1 to read:</p> <p>Land disturbance for the construction of fences (All zones except ONLs)</p> <p>Activity status: Permitted</p> <p><del>Where:</del></p> <p><del>1. Any land disturbance does not exceed:</del></p> <p><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del></p> <p><del>(b) 1 metre in height or depth; and</del></p> <p><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del></p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.</p> <p><b>No other Earthworks Standards apply.</b></p> |
| <b>John Baynes</b>             | S68.043 | EW - Earthworks | EW-R1 | Oppose | <p>The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is</p>                                                                                                                                                                | <p>Amend Rule EW-R1 to read:</p> <p>Land disturbance for the construction of fences (All zones except ONLs)</p> <p>Activity status: Permitted</p> <p><del>Where:</del></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

SUMMARY OF SUBMISSIONS

|                                        |          |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|----------------------------------------|----------|-----------------|-------|--------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                        |          |                 |       |        | unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted.                                                                                                                                                                                                                                                                                                                                                     | <p><del>1. Any land disturbance does not exceed:</del></p> <p><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del></p> <p><del>(b) 1 metre in height or depth; and</del></p> <p><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del></p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.</p> <p><b>No other Earthworks Standards apply.</b></p>                                                                                                                                                                            |
| <b>Peters Farm Ltd</b><br>Karen Peters | S127.075 | EW - Earthworks | EW-R1 | Oppose | The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there is no commentary in the S32 report why fences are further restricted.                                                                                                                         | <p>Amend Rule EW-R1 to read:</p> <p>Land disturbance for the construction of fences (All zones except ONLs)</p> <p>Activity status: Permitted</p> <p><del>Where:</del></p> <p><del>1. Any land disturbance does not exceed:</del></p> <p><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del></p> <p><del>(b) 1 metre in height or depth; and</del></p> <p><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del></p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.</p> <p><b>No other Earthworks Standards apply.</b></p> |
| <b>Kevin Robertson</b>                 | S115.123 | EW - Earthworks | EW-R1 | Oppose | SFF finds this rule unnecessarily restrictive and is unsure why the Council is taking this approach to restrict fencing when the s 32 report provides no rationale. EW-R1 is inconsistent with rules elsewhere in the PDP, such as the NFL chapter. SFF suggest amendments to this rule which will allow farmers the ability to carry out land disturbance as required for fencing. Imposing restrictions on this, and therefore forcing farmers to apply for a resource consent, will disrupt farming operations. | <p>Amend EW-R1 as below or exclude farm fences from this rule</p> <p>Land disturbance for the construction of fences</p> <p>Activity status: Permitted</p> <p>Where: <del>1. Any land disturbance does not exceed:</del> (a) 1 metre in width for more than 10 metres in any 100 metre length; and/or <del>(b) 1 metre in height or depth; and</del> <del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del></p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7. <b>No other Earthworks Standards apply.</b></p>                                                 |
| <b>Ronald Crispin</b>                  | S60.125  | EW - Earthworks | EW-R1 | Oppose | SFF finds this rule unnecessarily restrictive and is unsure why the Council is taking this approach to restrict fencing when the s 32 report provides no rationale. EW-R1 is inconsistent with rules elsewhere in the PDP, such as the NFL chapter. SFF suggest amendments to this rule which will allow                                                                                                                                                                                                           | <p>Amend EW-R1 as below or exclude farm fences from this rule</p> <p>Land disturbance for the construction of fences</p> <p>Activity status: Permitted</p> <p>Where: <del>1. Any land disturbance does not exceed:</del> (a) 1 metre in width for more than 10 metres in any 100 metre length; and/or <del>(b) 1 metre in height or depth; and</del> <del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del></p> <p>3. The works</p>                                                                                                                                                                            |

## SUMMARY OF SUBMISSIONS

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|                                       |          |                 |       |        | farmers the ability to carry out land disturbance as required for fencing. Imposing restrictions on this, and therefore forcing farmers to apply for a resource consent, will disrupt farming operations.                                                                                                                                                                                                                                                                                                          | are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7. <b>No other Earthworks Standards apply.</b>                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <b>Rural Ratepayers Group</b>         | S143.134 | EW - Earthworks | EW-R1 | Oppose | SFF finds this rule unnecessarily restrictive and is unsure why the Council is taking this approach to restrict fencing when the s 32 report provides no rationale. EW-R1 is inconsistent with rules elsewhere in the PDP, such as the NFL chapter. SFF suggest amendments to this rule which will allow farmers the ability to carry out land disturbance as required for fencing. Imposing restrictions on this, and therefore forcing farmers to apply for a resource consent, will disrupt farming operations. | Amend EW-R1 as below or exclude farm fences from this rule Land disturbance for the construction of fences Activity status: Permitted Where: <del>1. Any land disturbance does not exceed: (a) 1 metre in width for more than 10 metres in any 100 metre length; and/or (b) 1 metre in height or depth; and 2. The ground is reinstated to original levels within 48 hours of work being completed.</del> 3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7. <b>No other Earthworks Standards apply.</b> |
| <b>Alistair &amp; Bernadette Hunt</b> | S148.135 | EW - Earthworks | EW-R1 | Oppose | SFF finds this rule unnecessarily restrictive and is unsure why the Council is taking this approach to restrict fencing when the s 32 report provides no rationale. EW-R1 is inconsistent with rules elsewhere in the PDP, such as the NFL chapter. SFF suggest amendments to this rule which will allow farmers the ability to carry out land disturbance as required for fencing. Imposing restrictions on this, and therefore forcing farmers to apply for a resource consent, will disrupt farming operations. | Amend EW-R1 as below or exclude farm fences from this rule Land disturbance for the construction of fences Activity status: Permitted Where: <del>1. Any land disturbance does not exceed: (a) 1 metre in width for more than 10 metres in any 100 metre length; and/or (b) 1 metre in height or depth; and 2. The ground is reinstated to original levels within 48 hours of work being completed.</del> 3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7. <b>No other Earthworks Standards apply.</b> |
| <b>John Baynes</b>                    | S68.243  | EW - Earthworks | EW-R1 | Oppose | SFF finds this rule unnecessarily restrictive and is unsure why the Council is taking this approach to restrict fencing when the s 32 report provides no rationale. EW-R1 is inconsistent with rules elsewhere in the PDP, such as the NFL chapter. SFF suggest amendments to this rule which will allow farmers the ability to carry out land disturbance as required for fencing. Imposing restrictions on this, and therefore forcing farmers to apply for a resource consent, will disrupt farming operations. | Amend EW-R1 as below or exclude farm fences from this rule Land disturbance for the construction of fences Activity status: Permitted Where: <del>1. Any land disturbance does not exceed: (a) 1 metre in width for more than 10 metres in any 100 metre length; and/or (b) 1 metre in height or depth; and 2. The ground is reinstated to original levels within 48 hours of work being completed.</del> 3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7. <b>No other Earthworks Standards apply.</b> |
| <b>Greg Bokser</b>                    | S117.039 | EW - Earthworks | EW-R1 | Oppose | The permitted provisions of EW-R1 are inconsistent and more restrictive than those proposed in the NFL chapter. The width of land disturbance permitted by the rule is not achievable for the installation of fences and is unworkable for a farming operation. General earthworks are permitted up to 1000m3, there                                                                                                                                                                                               | Amend Rule EW-R1 to read:<br>Land disturbance for the construction of fences<br>(All zones except ONLs)<br>Activity status: Permitted<br><del>Where:</del><br><br><del>1. Any land disturbance does not exceed:</del><br><del>(a) 1 metre in width for more than 10 metres in any 100 metre length; and/or</del>                                                                                                                                                                                                                                  |

SUMMARY OF SUBMISSIONS

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|                            |          |                 |       |                | is no commentary in the S32 report why fences are further restricted.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <p><del>(b) 1 metre in height or depth; and</del></p> <p><del>2. The ground is reinstated to original levels within 48 hours of work being completed.</del></p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S3, EW-S5 and EW-S7.</p> <p><b>No other Earthworks Standards apply.</b></p>                                          |
| KiwiRail Holdings Ltd      | S132.074 | EW - Earthworks | EW-R2 | Support        | Supportive of the permitted status (subject to standards) test pits or bore holes for geotech assessment and disposal of spoil from drain clearance work within the site the drain is located.                                                                                                                                                                                                                                                                                                                                                                                                                | Retain EW-R2 as proposed.                                                                                                                                                                                                                                                                                                                                      |
| Southland District Council | S146.064 | EW - Earthworks | EW-R3 | Support        | Supports the setback from river and streams being tied to a stream order. Supports the matters of discretion noting they should reduce downstream impacts.                                                                                                                                                                                                                                                                                                                                                                                                                                                    | None specified.                                                                                                                                                                                                                                                                                                                                                |
| KiwiRail Holdings Ltd      | S132.075 | EW - Earthworks | EW-R3 | Support        | Supportive of the permitted status (subject to standards) test pits or bore holes for geotech assessment and disposal of spoil from drain clearance work within the site the drain is located.                                                                                                                                                                                                                                                                                                                                                                                                                | Retain EW-R3 as proposed.                                                                                                                                                                                                                                                                                                                                      |
| Fulton Hogan               | S122.013 | EW - Earthworks | EW-R4 | Oppose in part | We support the concept of having a permitted activity rule that provides for small scale and low-impact activities. However, it is not clear how condition 1 would be met in the instance of drain clearance, because by its nature this activity will make a small alteration to ground levels.                                                                                                                                                                                                                                                                                                              | Amend the conditions for EW-R2 to EW-R6 as follows: EW-R2 to EW-R6 Activity status: Permitted Where: 1. The ground is reinstated to original levels within 48 hours of work being completed, <b>with the exception of work undertaken under EW-R4.</b> 2. The works are undertaken in accordance with Earthworks Standards EWS1, EW-S3, EW-S4 EW-S5 and EW-S7. |
| KiwiRail Holdings Ltd      | S132.076 | EW - Earthworks | EW-R4 | Support        | Supportive of the permitted status (subject to standards) test pits or bore holes for geotech assessment and disposal of spoil from drain clearance work within the site the drain is located.                                                                                                                                                                                                                                                                                                                                                                                                                | Retain EW-R4 as proposed.                                                                                                                                                                                                                                                                                                                                      |
| Fuel Companies             | S16.044  | EW - Earthworks | EW-R5 | Oppose         | The replacement or removal of underground fuel storage tanks often breach the permitted activity standards for earthworks (EW-S1 in this case) and cut depths for their installation can often be up to 4 or 5 metres. The Fuel Companies are of the opinion that the NESCS sufficiently provides for remediation measures where earthworks are undertaken to install and remove underground fuel storage tanks. Therefore, it is appropriate to exempt this activity from the earthworks provisions in the District Plan. In the alternative, if there is a clear reason to retain EW-R5 (in addition to the | Delete rule EW-R5                                                                                                                                                                                                                                                                                                                                              |

SUMMARY OF SUBMISSIONS

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|                                        |          |                 |       |         | controls set out in the NESCS), then EW-R5 should not be subject to Earthworks Standard EW-S1.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <b>KiwiRail Holdings Ltd</b>           | S132.077 | EW - Earthworks | EW-R5 | Support | Supportive of the permitted status (subject to standards) test pits or bore holes for geotech assessment and disposal of spoil from drain clearance work within the site the drain is located.                                                                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-R5 as proposed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <b>KiwiRail Holdings Ltd</b>           | S132.078 | EW - Earthworks | EW-R6 | Support | Supportive of the permitted status (subject to standards) test pits or bore holes for geotech assessment and disposal of spoil from drain clearance work within the site the drain is located.                                                                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-R6 as proposed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <b>Waka Kotahi NZ Transport Agency</b> | S112.088 | EW - Earthworks | EW-R7 | Support | Waka Kotahi supports this rule and the activity status that applies to the earthwork provisions for each of the zones. In particular Point 3 & 5 that recognise earthworks can in certain weather conditions create an erosion, sediment or dust hazard(s) to the State highway network and Point 7 that recognises vehicle movements to and from a site related to earthworks can have an effect on traffic safety. Vehicles accessing earthwork sites can drag soil onto the State highway creating a hazard and there can be safety concerns about the number of vehicle movements including heavy vehicles using an access. | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Stoney Creek Station Limited</b>    | S3.040   | EW - Earthworks | EW-R7 | Oppose  | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.                                                                                                                                                                                                                                                                      | <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/> Excluding Historic Heritage sites,<br/> <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4,</li> </ol> |

## SUMMARY OF SUBMISSIONS

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|                                                   |          |                 |       |         |                                                                                                                                                                                                                                                                                                                                                            | <p>EW-S5 and EWS7.</p> <p><b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</li> </ol> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p> |
| <b>Southland Federated Farmers of New Zealand</b> | S126.123 | EW - Earthworks | EW-R7 | Support | Support is given for digging of dead holes and farm rubbish pits being a permitted activity                                                                                                                                                                                                                                                                | Retain EW-R7 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Trudy Bokser</b>                               | S113.040 | EW - Earthworks | EW-R7 | Oppose  | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b></li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

SUMMARY OF SUBMISSIONS

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|               |          |                 |       |        | <p>in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.<br/><b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</p> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p> |
| Nathan Bokser | S116.040 | EW - Earthworks | EW-R7 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |

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|                              |          |                 |       |        | <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.<br/><b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</li> </ol> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p> |
| AW+ JA Johnston Family Trust | S118.040 | EW - Earthworks | EW-R7 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given</p> <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural</del></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |

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|  |  |  |  |  | <p>that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p><del>Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.</p> <p><b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</p> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p> |
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SUMMARY OF SUBMISSIONS

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| Reaby Downs Farm Ltd | S18.042 | EW - Earthworks | EW-R7 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.<br/><b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</p> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and</b></p> |
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SUMMARY OF SUBMISSIONS

|              |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                            | form that is appropriate for the location and character of the zone.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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| Karen Temple | S19.042 | EW - Earthworks | EW-R7 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/> Excluding Historic Heritage sites,<br/> <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.<br/> <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved:<br/> Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location</li> </ol> <p>of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</p> |

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|                                |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                   | <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Sarah and Peter Barclay</b> | S20.042 | EW - Earthworks | EW-R7 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.<br/><b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location</li> </ol> |

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|                |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                   | <p>of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</p> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Helen McIntosh | S24.042 | EW - Earthworks | EW-R7 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.<br/><b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> </ol> |

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|             |         |                 |       |        | <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location</p> <p>of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</p> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| John Baynes | S68.044 | EW - Earthworks | EW-R7 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.<br/><b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> |

SUMMARY OF SUBMISSIONS

|                                               |          |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
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|                                               |          |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                   | <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</p> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p> |
| <b>Peters Farm Ltd</b><br><b>Karen Peters</b> | S127.076 | EW - Earthworks | EW-R7 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R7 as follows:</p> <p>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.</p> <p><b>No other Earthworks Standards apply.</b></p>       |

SUMMARY OF SUBMISSIONS

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|                            |          |                 |       |         |                                                                                                                                                                                                                                                                                                                                                                   | <p>Activity status where compliance is not achieved:<br/>Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location</p> <p>of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</p> <p><del>9. The matters of discretion of any infringed Standard(s).</del></p> <p><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p> |
| Kevin Robertson            | S115.124 | EW - Earthworks | EW-R7 | Support | Support is given for digging of dead holes and farm rubbish pits being a permitted activity                                                                                                                                                                                                                                                                       | Retain EW-R7 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Ronald Crispin             | S60.126  | EW - Earthworks | EW-R7 | Support | Support is given for digging of dead holes and farm rubbish pits being a permitted activity                                                                                                                                                                                                                                                                       | Retain EW-R7 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Rural Ratepayers Group     | S143.135 | EW - Earthworks | EW-R7 | Support | Support is given for digging of dead holes and farm rubbish pits being a permitted activity                                                                                                                                                                                                                                                                       | Retain EW-R7 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Alistair & Bernadette Hunt | S148.136 | EW - Earthworks | EW-R7 | Support | Support is given for digging of dead holes and farm rubbish pits being a permitted activity                                                                                                                                                                                                                                                                       | Retain EW-R7 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| John Baynes                | S68.244  | EW - Earthworks | EW-R7 | Support | Support is given for digging of dead holes and farm rubbish pits being a permitted activity                                                                                                                                                                                                                                                                       | Retain EW-R7 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Greg Bokser                | S117.040 | EW - Earthworks | EW-R7 | Oppose  | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R7 as follows:<br/>General Rural Zone<br/>Excluding Historic Heritage sites,<br/><del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R7 Activity status: Permitted<br/>Where:</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |

SUMMARY OF SUBMISSIONS

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|                                 |          |                 |       |         | <div>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</div> <div>2. The area is progressively stabilised, filled or recontoured.</div> <div>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7.</div> <div><b>No other Earthworks Standards apply.</b></div> <div>Activity status where compliance is not achieved:<br/>Restricted Discretionary<br/>Matters of discretion:<br/>1. The timing and duration of the works.<br/>2. Effects on ground stability.<br/>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.<br/>4. Visual amenity and landscape effects, and whetherthere is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....</div> <div><del>9. The matters of discretion of any infringed Standard(s).</del></div> <div><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></div> |                                                                                                                                                                                                                                                                                                                                                                |
| Waka Kotahi NZ Transport Agency | S112.089 | EW - Earthworks | EW-R8 | Support | Waka Kotahi supports this rule and the activity status that applies to the earthwork provisions for each of the zones. In particular Point 3 & 5 that recognise earthworks can in certain weather conditions create an erosion, sediment or dust hazard(s) to the State highway network and Point 7 that recognises vehicle movements to and from a site related to earthworks can have an effect on traffic safety. Vehicles accessing earthwork sites can drag soil onto the State highway creating a hazard and there can be safety concerns about the number of vehicle movements including heavy vehicles using an access.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Retain as notified                                                                                                                                                                                                                                                                                                                                             |
| Stoney Creek Station Limited    | S3.041   | EW - Earthworks | EW-R8 | Oppose  | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary tofurther restrict earthwork activities in the ONL.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <div>Amend Rule EW-R8 as follows:</div> <div>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></div> <div>EW-R8 Activity status: Permitted</div> <div>Where:</div> <div>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or</b></div> |

SUMMARY OF SUBMISSIONS

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|                                            |          |                 |       |         |                                                                                                                                                                                                                                                                                                                                                                   | <p><b>farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p> |
| Southland Federated Farmers of New Zealand | S126.124 | EW - Earthworks | EW-R8 | Support | Support is given for earthworks for silage pits being a permitted activity.                                                                                                                                                                                                                                                                                       | Retain EW-R8 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Trudy Bokser                               | S113.041 | EW - Earthworks | EW-R8 | Oppose  | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p>                                                                                                                                                                                                                                            |

SUMMARY OF SUBMISSIONS

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|                              |          |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                   | <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Nathan Bokser                | S116.041 | EW - Earthworks | EW-R8 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol> |
| AW+ JA Johnston Family Trust | S118.041 | EW - Earthworks | EW-R8 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or</b></li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |

SUMMARY OF SUBMISSIONS

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|                      |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                            | <p><b>farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                           |
| Reaby Downs Farm Ltd | S18.043 | EW - Earthworks | EW-R8 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which</p> |

SUMMARY OF SUBMISSIONS

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|                                |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                            | alternative practicable options have been considered and their feasibility.... <del>9. The matters of discretion of any infringed Standard(s).</del> <b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Karen Temple</b>            | S19.043 | EW - Earthworks | EW-R8 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol> |
| <b>Sarah and Peter Barclay</b> | S20.043 | EW - Earthworks | EW-R8 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

SUMMARY OF SUBMISSIONS

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|                |         |                 |       |        | <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Helen McIntosh | S24.043 | EW - Earthworks | EW-R8 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are</b></li> </ol> |

SUMMARY OF SUBMISSIONS

|                                 |          |                 |       |        |                                                                                                                                                                                                                                                                                                                                                            | of a type, scale and form that is appropriate for the location and character of the zone.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
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| John Baynes                     | S68.045  | EW - Earthworks | EW-R8 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol> |
| Peters Farm Ltd<br>Karen Peters | S127.077 | EW - Earthworks | EW-R8 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

SUMMARY OF SUBMISSIONS

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|                            |          |                 |       |         |                                                                                                                                                                                                                                                                                                                                                                   | <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol>                                                                                     |
| Kevin Robertson            | S115.125 | EW - Earthworks | EW-R8 | Support | Support is given for earthworks for silage pits being a permitted activity.                                                                                                                                                                                                                                                                                       | Retain EW-R8 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Ronald Crispin             | S60.127  | EW - Earthworks | EW-R8 | Support | Support is given for earthworks for silage pits being a permitted activity.                                                                                                                                                                                                                                                                                       | Retain EW-R8 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Rural Ratepayers Group     | S143.136 | EW - Earthworks | EW-R8 | Support | Support is given for earthworks for silage pits being a permitted activity.                                                                                                                                                                                                                                                                                       | Retain EW-R8 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Alistair & Bernadette Hunt | S148.137 | EW - Earthworks | EW-R8 | Support | Support is given for earthworks for silage pits being a permitted activity.                                                                                                                                                                                                                                                                                       | Retain EW-R8 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| John Baynes                | S68.245  | EW - Earthworks | EW-R8 | Support | Support is given for earthworks for silage pits being a permitted activity.                                                                                                                                                                                                                                                                                       | Retain EW-R8 as notified.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Greg Bokser                | S117.041 | EW - Earthworks | EW-R8 | Oppose  | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R8 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R8 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> </ol> |

SUMMARY OF SUBMISSIONS

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|                                        |          |                 |       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                                                                                                                                                                                                                                                                                                                                |
| <b>Waka Kotahi NZ Transport Agency</b> | S112.090 | EW - Earthworks | EW-R9 | Support | Waka Kotahi supports this rule and the activity status that applies to the earthwork provisions for each of the zones. In particular Point 3 & 5 that recognise earthworks can in certain weather conditions create an erosion, sediment or dust hazard(s) to the State highway network and Point 7 that recognises vehicle movements to and from a site related to earthworks can have an effect on traffic safety. Vehicles accessing earthwork sites can drag soil onto the State highway creating a hazard and there can be safety concerns about the number of vehicle movements including heavy vehicles using an access. | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>Stoney Creek Station Limited</b>    | S3.042   | EW - Earthworks | EW-R9 | Oppose  | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.                                                                                                                                                                                                                                                                      | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or</p> |

SUMMARY OF SUBMISSIONS

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|                           |          |                 |       |        |                                                                                                                                                                                                                                                                                                                                                            | <p>loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <b>Mercury NZ Limited</b> | S130.030 | EW - Earthworks | EW-R9 | Oppose | Changes to RW9 or RW11 to provide for earthworks associated with REG activities, which will align with the NPS-REG.                                                                                                                                                                                                                                        | <p>RW 9 - Earthworks for the construction, maintenance and repair or upgrade of a farm track, <b>including associated with Renewable Electricity Generation activities.</b></p> <p>EW-R7 to EW-R9</p> <p>Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EWS3, EW-S4, EW-S5 and EW-S7.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>Trudy Bokser</b>       | S113.042 | EW - Earthworks | EW-R9 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol> |

# SUMMARY OF SUBMISSIONS

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| Nathan Bokser                | S116.042 | EW - Earthworks | EW-R9 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol> |
| AW+ JA Johnston Family Trust | S118.042 | EW - Earthworks | EW-R9 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |

SUMMARY OF SUBMISSIONS

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|                             |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                   | <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>Reaby Downs Farm Ltd</b> | S18.044 | EW - Earthworks | EW-R9 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol> |
| <b>Karen Temple</b>         | S19.044 | EW - Earthworks | EW-R9 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should</p>                                                                                                                                                                           | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |

## SUMMARY OF SUBMISSIONS

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|                                |         |                 |       |        | be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.                                                                                                                                                                                  | <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol> |
| <b>Sarah and Peter Barclay</b> | S20.044 | EW - Earthworks | EW-R9 | Oppose | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                   |

# SUMMARY OF SUBMISSIONS

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|                |         |                 |       |        |                                                                                                                                                                                                                                                                                                                                                                   | <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Helen McIntosh | S24.044 | EW - Earthworks | EW-R9 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites,<del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p> |
| John Baynes    | S68.046 | EW - Earthworks | EW-R9 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites,<del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

SUMMARY OF SUBMISSIONS

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|                                               |          |                 |       |        | <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> <p>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></p>                                                                                                                                                  |
| <b>Peters Farm Ltd</b><br><b>Karen Peters</b> | S127.078 | EW - Earthworks | EW-R9 | Oppose | <p>Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL.</p> <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <p>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</p> <p>2. The area is progressively stabilised, filled or recontoured.</p> <p>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></p> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <p>1. The timing and duration of the works.</p> <p>2. Effects on ground stability.</p> <p>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</p> |

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|                                                |          |                 |        |         |                                                                                                                                                                                                                                                                                                                                                            | 4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility.... <del>9. The matters of discretion of any infringed Standard(s).</del> <b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Greg Bokser</b>                             | S117.042 | EW - Earthworks | EW-R9  | Oppose  | Stoney Creek supports a permitted activity standard for earthworks relating to common farming activities. However, maintenance, repair and upgrade of existing facilities should be excluded from the volume limitations given that these areas are already disturbed. It is not considered necessary to further restrict earthwork activities in the ONL. | <p>Amend Rule EW-R9 as follows:</p> <p>General Rural Zone Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del></p> <p>EW-R9 Activity status: Permitted</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The total earthworks area <b>for any new dead hole, farm rubbish pit, silage pit or farm track</b> in any 12 month period does not exceed 2,500 m2 per site.</li> <li>2. The area is progressively stabilised, filled or recontoured.</li> <li>3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5 and EWS7. <b>No other Earthworks Standards apply.</b></li> </ol> <p>Activity status where compliance is not achieved: Restricted Discretionary</p> <p>Matters of discretion:</p> <ol style="list-style-type: none"> <li>1. The timing and duration of the works.</li> <li>2. Effects on ground stability.</li> <li>3. Effects on any adjoining site, including visual effects, dust, noise, vibration or loss of privacy.</li> <li>4. Visual amenity and landscape effects, and whether there is a functional <b>or operational</b> need for the location of the activity, and the extent to which alternative practicable options have been considered and their feasibility....<del>9. The matters of discretion of any infringed Standard(s).</del><b>10. Whether the earthworks are of a type, scale and form that is appropriate for the location and character of the zone.</b></li> </ol> |
| <b>Royal Forest and Bird Society of NZ Inc</b> | S110.043 | EW - Earthworks | EW-R10 | Amend   | With the permitted volume being 2,500m2, volumes above this have the potential to cause significant effects to both indigenous biodiversity and ecological connections. This should be a matter of discretion when assessing earthworks consents of this scale/volume, regardless of the reason for the earthworks.                                        | Add: Matters of discretion <b>11. Effects on indigenous biodiversity and ecological connections.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Waka Kotahi NZ Transport Agency</b>         | S112.091 | EW - Earthworks | EW-R10 | Support | Waka Kotahi support EW R10 for the construction, upgrade, maintenance and repair of the transport network and recreational                                                                                                                                                                                                                                 | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |

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|                                                |          |                 |        |         | walking and cycling tracks as a permitted activity subject to development standards and non-compliance as a restricted discretionary activity.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                      |
| <b>Waka Kotahi NZ Transport Agency</b>         | S112.092 | EW - Earthworks | EW-R10 | Support | Waka Kotahi supports these Matters of discretion in particular, Point 4 & 6, that recognise earthworks can create an erosion, sediment or dust hazard(s) to users of the State highway and Point 7 that recognises that earthworks can impact on natural drainage patterns and redirect overland flow paths or flood flows and Point 8 that recognises vehicle movements to and from a site related to earthworks can have an effect on traffic safety. Vehicles accessing earthwork sites can drag soil onto the State highway creating a hazard and there can be safety concerns about the number of vehicle movements including heavy vehicles using an access. | Retain as notified                                                                                   |
| <b>KiwiRail Holdings Ltd</b>                   | S132.079 | EW - Earthworks | EW-R10 | Support | supports earthworks for construction, upgrade or maintenance and repair of the transport network.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Retain EW-R10 as proposed.                                                                           |
| <b>Chorus New Zealand Limited</b>              | S35.053  | EW - Earthworks | EW-R11 | Support | The volumes and requirements of this rule are appropriate.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Retain EW-R11 as notified                                                                            |
| <b>Transpower New Zealand Limited</b>          | S101.071 | EW - Earthworks | EW-R11 | Support | Transpower supports the inclusion of a specific rule that relates to earthworks and land disturbance for network utilities, including access tracks. Transpower particularly supports the approach to having a maximum area open at any time (as opposed to a maximum per year or per site). For the avoidance of doubt, Transpower notes that this rule should apply in all areas of the District including those subject to overlays.                                                                                                                                                                                                                            | Retain Rule EW-R11 as notified.                                                                      |
| <b>Royal Forest and Bird Society of NZ Inc</b> | S110.044 | EW - Earthworks | EW-R11 | Amend   | With the permitted volume being 2,500m <sup>2</sup> , volumes above this have the potential to cause significant effects to both indigenous biodiversity and ecological connections. This should be a matter of discretion when assessing earthworks consents of this scale/volume, regardless of the reason for the earthworks.                                                                                                                                                                                                                                                                                                                                   | Add: <b>Matters of discretion 11. Effects on indigenous biodiversity and ecological connections.</b> |
| <b>KiwiRail Holdings Ltd</b>                   | S132.080 | EW - Earthworks | EW-R11 | Support | Supports earthworks and land disturbance for network utilities, including associated vehicle access tracks as a permitted activity subject to standards.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Retain EW-R11 as proposed.                                                                           |

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| <b>Mercury NZ Limited</b>                      | S130.031 | EW - Earthworks | EW-R11 | Oppose          | To align with the NPS-REG consideration and provision for earthworks in the General Rural Zone related to REG activities are essential. Amendments to either RW9 or RW11 should provide for earthworks associated with REG activities. REG activities are not considered a Network Utility.                                                                                                                                                                                                                                                                                                                              | RW 11 Earthworks and land disturbance for network utilities, and <b>Renewable Electricity Generation activities</b> , including associated vehicle access tracks EW-R10 to EW-R11 Activity status: Permitted Where: 1. The total earthworks area open at any one time does not exceed 2,500 m2. 2. The earthworks area is progressively stabilised, filled or recontoured. 3. The works are undertaken in accordance with Earthworks Standards EW-S1, EW-S2, EW-S3, EW-S4, EW-S5, and EW-S7.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>One New Zealand Group Limited</b>           | S32.053  | EW - Earthworks | EW-R11 | Support         | The volumes and requirements of this rule are appropriate.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Retain EW-R11 as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>FortySouth</b>                              | S33.053  | EW - Earthworks | EW-R11 | Support         | The volumes and requirements of this rule are appropriate.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Retain EW-R11 as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>Connexa Limited</b>                         | S37.053  | EW - Earthworks | EW-R11 | Support         | The volumes and requirements of this rule are appropriate.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Retain EW-R11 as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>Spark New Zealand Trading Limited</b>       | S154.053 | EW - Earthworks | EW-R11 | Support         | The volumes and requirements of this rule are appropriate.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Retain EW-R11 as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>Transpower New Zealand Limited</b>          | S101.072 | EW - Earthworks | EW-R12 | Support in part | Transpower supports Rule EW-R12 on the basis that the Rule reflects Transpower's nationally consistent approach to the management of earthworks in the vicinity of the National Grid in order to give effect to Policy 10 of the NPSET. That said, Transpower considers that there is no need for the Rule to exclude specified overlays and therefore seeks that the exclusions be deleted. Further, there are some land disturbance activities (for instance, the installation of fence posts) that are regulated by NZECP34:2001. For this reason, Transpower has amended the rule to also apply to land disturbance. | Amend Rule EW-R12 as follows: Rule EWR12 Earthworks <b>and land disturbance</b> within National Grid Yards: All Zones – <del>Excluding Historic Heritage sites, Significant Natural Areas, Outstanding Natural Landscapes or Features.</del> Earthworks <b>and land disturbance</b> within National Grid Yards Activity status: Permitted Where, within the National Grid Yard: 1. The depth of the earthworks <b>or land disturbance</b> is no greater than 300mm within 6m of the outer edge of the visible foundation of a National Grid support structure; and <b>x. The depth of the earthworks or land disturbance is no deeper than 3 metres when located between 6 metres and 12 metres from the National Grid Support Structure; and</b> 2. The stability of the National Grid support structure is not compromised; and 3. Physical and practical access to the National Grid support structures is maintained; and 4. The earthworks <b>or land disturbance</b> does not result in a reduction in the ground to conductor clearance distances, below what is required by Table 4 of NZECP34:2001; and 5. <del>The e</del> Earthworks that otherwise comply with clause 2.4.1 of NZECP34:2001. Note: <del>Clauses (1) Rule EW-R12 above</del> does not apply to earthworks or land disturbance: 1. (...) Activity status where compliance is not achieved: Noncomplying |
| <b>Silver Fern Farms</b>                       | S40.046  | EW - Earthworks | EW-R13 | Support         | The consenting framework for earthworks in the mapped Actual or Potential Inundation Area appropriately distinguishes (by way of activity status) between the varying environmental risk presented by different consenting scenarios.                                                                                                                                                                                                                                                                                                                                                                                    | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| <b>Royal Forest and Bird Society of NZ Inc</b> | S110.045 | EW - Earthworks | EW-R13 | Amend           | Areas such as those prone to Natural Hazards (Flooding) have the potential to contain high ecological/biodiverse values due to its proximity to a water body and (usually) undeveloped nature. Allowing earthworks in these areas without regard to ecology/biodiversity could result in significant effects to both indigenous biodiversity and ecological connections. This                                                                                                                                                                                                                                            | Add: Matters of discretion <b>6. Effects on indigenous biodiversity and ecological connections.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |

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|                                                |          |                 |        |                 | should be a matter of discretion when assessing earthworks consents in these areas                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                   |
| <b>Waka Kotahi NZ Transport Agency</b>         | S112.093 | EW - Earthworks | EW-R13 | Support in part | Waka Kotahi generally supports the EW – R13 Matters of direction. However, we seek an additional matter that recognises that vehicle movements to and from a site related to earthworks can have an adverse effect on traffic safety, be included. Vehicles accessing earthwork sites can drag soil onto the State highway creating a hazard and there can be safety concerns about the number of vehicle movements including heavy vehicles using an access. This amendment aligns to other Matters of discretion such as EW – R10 8. | Amend Rule EW – R13 Matters of Discretion as follows: ... <b>6. Vehicle movements to and from the area is related to the earthworks and the controls to manage adverse effects on traffic safety and amenity.</b> |
| <b>Alliance Group Limited</b>                  | S121.065 | EW - Earthworks | EW-R13 | Support         | The consenting framework for earthworks in the mapped Actual or Potential Inundation Area appropriately distinguishes (by way of activity status) between the varying environmental risk presented by different consenting scenarios.                                                                                                                                                                                                                                                                                                  | Retain as notified                                                                                                                                                                                                |
| <b>KiwiRail Holdings Ltd</b>                   | S132.081 | EW - Earthworks | EW-R13 | Oppose          | KiwiRail opposes this rule as it put limitations on KiwiRail to provide a safe and efficient functioning rail network. KiwiRail seek amendment to this rule to include an exemption for critical infrastructure such as rail.                                                                                                                                                                                                                                                                                                          | Amend as follows: Where: <b>4. Earthworks and land disturbance on critical infrastructure such as rail is exempt from this rule</b>                                                                               |
| <b>Environment Southland</b>                   | S85.110  | EW - Earthworks | EW-R13 | Oppose in part  | Earthworks cut or fill within a flood zone should trigger a resource consent.                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Remove from permitted status                                                                                                                                                                                      |
| <b>Silver Fern Farms</b>                       | S40.047  | EW - Earthworks | EW-R14 | Support         | supports the consenting framework for earthworks in the General Industrial Zone.                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Retain as notified                                                                                                                                                                                                |
| <b>Fuel Companies</b>                          | S16.045  | EW - Earthworks | EW-R14 | Support         | The Fuel Companies support the wording of Rule EW-R14 as notified as it appropriately provides for small scale earthworks associated with the Fuel Companies sites, subject to compliance with the Earthworks standards.                                                                                                                                                                                                                                                                                                               | Retain as notified                                                                                                                                                                                                |
| <b>Royal Forest and Bird Society of NZ Inc</b> | S110.046 | EW - Earthworks | EW-R14 | Amend           | With the permitted volume being 250m3/1000m3 (depending on zone) in a 12-month period, volumes above this have the potential to cause significant effects to both indigenous biodiversity and ecological connections. This should be a matter of discretion when assessing earthworks consents of this scale/volume.                                                                                                                                                                                                                   | Add: Matters of discretion <b>11. Effects on indigenous biodiversity and ecological connections</b>                                                                                                               |
| <b>Waka Kotahi NZ Transport Agency</b>         | S112.094 | EW - Earthworks | EW-R14 | Support         | Waka Kotahi supports this rule and these Matters of discretion in particular, Point 4, 6, 7 and 8. Vehicles accessing earthwork sites can drag soil onto the State highway creating a                                                                                                                                                                                                                                                                                                                                                  | Retain as notified                                                                                                                                                                                                |

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|                                     |          |                 |        |         | hazard and there can be safety concerns about the number of vehicle movements including heavy vehicles using an access.                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>New Zealand Defence Force</b>    | S147.007 | EW - Earthworks | EW-R14 | Support | NZDF may require earthworks for some TMTA-related activities and supports the permitted threshold for earthworks and land disturbance.                                                                                                                                                                                                  | Retain rule as notified or wording of similar effect.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Alliance Group Limited</b>       | S121.066 | EW - Earthworks | EW-R14 | Support | Alliance supports the consenting framework for earthworks in the General Industrial Zone.                                                                                                                                                                                                                                               | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>Fulton Hogan</b>                 | S122.012 | EW - Earthworks | EW-R14 | Oppose  | While these volumes of earthworks may be appropriate for some sites (for example residential scale properties) we consider they are too restrictive for larger sites. We request more reasonable volumes be provided for as a permitted activity in rural, industrial and commercial zones, where appropriate for the scale of the lot. | Amend the volume of earthworks that can be undertaken in the General Rural or Industrial zones, we request the following, which are consistent with the Christchurch District Plan: <b>General Rural -100m3/ha Industrial - 1000m3/ha</b>                                                                                                                                                                                                                                                                                                                                                                                                  |
| <b>Stoney Creek Station Limited</b> | S3.043   | EW - Earthworks | EW-R14 | Oppose  | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter.                                                                                      | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b> |
| <b>Trudy Bokser</b>                 | S113.043 | EW - Earthworks | EW-R14 | Oppose  | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter.                                                                                      | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b> |
| <b>Nathan Bokser</b>                | S116.043 | EW - Earthworks | EW-R14 | Oppose  | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter.                                                                                      | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:                                                                                                                                                      |

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|                                     |          |                 |        |        |                                                                                                                                                                                                                                                    | Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>AW+ JA Johnston Family Trust</b> | S118.043 | EW - Earthworks | EW-R14 | Oppose | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter. | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b> |
| <b>Reaby Downs Farm Ltd</b>         | S18.045  | EW - Earthworks | EW-R14 | Oppose | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter. | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b> |
| <b>Karen Temple</b>                 | S19.045  | EW - Earthworks | EW-R14 | Oppose | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter. | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b> |
| <b>Sarah and Peter Barclay</b>      | S20.045  | EW - Earthworks | EW-R14 | Oppose | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter. | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional</b>                                                      |

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|                                    |          |                 |        |        |                                                                                                                                                                                                                                                    | <b>or operational need<br/>for the location of the activity</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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| <b>Helen McIntosh</b>              | S24.045  | EW - Earthworks | EW-R14 | Oppose | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter. | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b> |
| <b>John Baynes</b>                 | S68.047  | EW - Earthworks | EW-R14 | Oppose | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter. | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b> |
| <b>Peters Farm LtdKaren Peters</b> | S127.079 | EW - Earthworks | EW-R14 | Oppose | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter. | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional or operational need for the location of the activity</b> |
| <b>Greg Bokser</b>                 | S117.043 | EW - Earthworks | EW-R14 | Oppose | Stoney Creek supports a permitted activity standard for earthworks not otherwise provided for. It is considered existing protection of ONLs is achieved through other chapters and further restrictions are unnecessary in the Earthworks chapter. | Amend EW-R14 as follows: Earthworks and land disturbance not otherwise provided for General Rural Zone, Industrial Zone, Airport Zone<br>Excluding Historic Heritage sites, <del>Significant Natural Areas, Outstanding Natural Landscapes or Features.</del><br>Permitted<br>1. In any 12 month period, the total volume of earthworks does not exceed 1,000m3 per site. 2. All Earthworks Effects Standards are complied with.<br>Activity status where compliance is not achieved:<br>Restricted Discretionary Matters of discretion: ... <b>11. Whether there is a functional</b>                                                      |

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|                                           |          |                 |       |                 |                                                                                                                                                                                                                                                                                                                                         | or operational need<br>for the location of the activity                                                                                                                                                                                                                                                                                                                                                                 |
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| Waka Kotahi NZ<br>Transport Agency        | S112.095 | EW - Earthworks | EW-S1 | Support         | Waka Kotahi supports these standards and the Matters of discretion that address these adverse effects arising from earthworks.                                                                                                                                                                                                          | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                      |
| Hamish Weir                               | S74.024  | EW - Earthworks | EW-S1 | Support in part | Batters of 1 in 2 are usually stable which the requested change reflects. To avoid unnecessary complexity, aligning the setback rules for both earthworks and general setbacks (1m in urban areas) is recommended. This simplification will significantly reduce compliance conflicts and costs in consent processes.                   | Conflict with urban setback rules need to be resolved. Rewrite as follows:<br>1. Cut depth or fill height shall not:<br>(b) exceed a cut depth or fill height (measured vertically) of 3 meters; or (c) exceed a cut depth or fill height (measured vertically) of 0.5 meters within <del>1.5m</del> <b>1m</b> of a boundary with a site in different ownership                                                         |
| Clark Fortune<br>McDonald &<br>Associates | S99.017  | EW - Earthworks | EW-S1 | Not Stated      | No justification for limiting any cut and fill within 1.5m of a boundary to 0.5m. A more practical limit would be an effective batter slope of 1 in 1 from the boundary – i.e., 0.5m deep 0.5m from the boundary, 1m deep 1m from the boundary. Or a 1 in 2 batter slope (as per EW-S2) would equate to 0.5m deep 1m from the boundary. | Amend EW-S1 to be a <b>batter slope of no more than 1 in 1 as measured from the boundary.</b>                                                                                                                                                                                                                                                                                                                           |
| KiwiRail Holdings<br>Ltd                  | S132.082 | EW - Earthworks | EW-S1 | Support         | KiwiRail supports standards that set out requirements to be met for sediment, erosion and dust control when undertaking earthworks and land disturbances.                                                                                                                                                                               | Retain EW-S1 as proposed.                                                                                                                                                                                                                                                                                                                                                                                               |
| Waka Kotahi NZ<br>Transport Agency        | S112.096 | EW - Earthworks | EW-S2 | Support         | Waka Kotahi supports these standards and the Matters of discretion that address these adverse effects arising from earthworks.                                                                                                                                                                                                          | retain as notified                                                                                                                                                                                                                                                                                                                                                                                                      |
| Fulton Hogan                              | S122.014 | EW - Earthworks | EW-S2 | Oppose in part  | “moisture content susceptible soils” is not a commonly used term, and it is not defined by the Plan. It will be difficult for most Planners and laypeople using the plan to determine whether they comply with this requirement.                                                                                                        | Either provide a definition of “moisture content susceptible soils”, or use an alternative term for this in standard EW-S2(b).                                                                                                                                                                                                                                                                                          |
| KiwiRail Holdings<br>Ltd                  | S132.083 | EW - Earthworks | EW-S2 | Support         | KiwiRail supports standards that set out requirements to be met for sediment, erosion and dust control when undertaking earthworks and land disturbances.                                                                                                                                                                               | Retain EW-S2 as proposed.                                                                                                                                                                                                                                                                                                                                                                                               |
| Oakland Farming<br>Ltd                    | S153.003 | EW - Earthworks | EW-S3 | Oppose          | Earthworks relating to fencing activities for stock exclusion should be exempt from these requirements.                                                                                                                                                                                                                                 | Setbacks from rivers and streams1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be setback the minimum distance from the top of the closest bank of a river or stream as follows:(a) 20m for high order rivers or streams (order 5 and above);(b) 10m for middle order rivers or streams (order 3 and 4); and (c) 5m for low order rivers or streams (order 1 or 2).              |
| Department of<br>Conservation             | S109.112 | EW - Earthworks | EW-S3 | Support in part | The D-G supports the standards and assessment matters for a minimum setback from high, middle and low order rivers or streams. However, it considers that a setback requirement for earthworks from wetlands is                                                                                                                         | Amend EW-S3 to include an appropriate setback from any wetland. Amend the assessment matters listed in matters of discretion to include (or words to similar effect): (...) 2. The effects on water quality and the stability and health of the stream bed and banks <b>or wetland</b> , including erosion and sedimentation control measures. 3. The nature of existing riparian vegetation and <del>the effects</del> |

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|                                                   |          |                 |       |         | included in this rule. This is in line with the requirements of the NPS-FM Policy 6. Further wording is suggested for the assessment matters to align better with the NPS-IB, NPS-FM and the Southland RPS and to consider proposed mitigation and opportunities for enhancement and restoration.                            | <b>opportunities for enhancement and restoration</b> of proposed planting <del>or modification</del> <b>or</b> for indigenous biodiversity and /or habitats. (...) 6. The effects on public and customary access to the stream, <del>or</del> river, <b>or wetland</b> . 7. The potential for flooding and to create new or exacerbate existing natural hazards, impact natural drainage patterns, redirect overland flow paths or flood flows, including on to other sites. <b>X. any adverse effects on indigenous vegetation and habitats of indigenous fauna and proposed mitigation measures. Y. methods proposed to monitor or inspect the works undertaken z.the timing of works to minimise adverse effects on threatened or at risk indigenous species. x. management of potential adverse effects through a Council Authorised Biodiversity Management Plan.</b> |
| <b>Waka Kotahi NZ Transport Agency</b>            | S112.097 | EW - Earthworks | EW-S3 | Support | Waka Kotahi supports these standards and the Matters of discretion that address these adverse effects arising from earthworks.                                                                                                                                                                                               | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>Alan Taylor</b>                                | S142.003 | EW - Earthworks | EW-S3 | Oppose  | Earthworks that relate to fencing activities for stock exclusion should be exempt from these requirements.                                                                                                                                                                                                                   | Amend EW-S3 as follows: Setback from rivers and streams1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distance from the top of the closest bank of a river or a stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and 4); and (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders                                                                                                                                                                                                                                                                                                                                                                                    |
| <b>Stoney Creek Station Limited</b>               | S3.044   | EW - Earthworks | EW-S3 | Oppose  | Earthworks for fencing activities for stock exclusion should be exempt from these requirements.                                                                                                                                                                                                                              | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders                                                                                                                                                                                                                                                                                                                                                                                   |
| <b>Southland Federated Farmers of New Zealand</b> | S126.125 | EW - Earthworks | EW-S3 | Oppose  | SFF appreciates the need for some setbacks from rivers and streams for earthworks. However, as currently drafted, EW-S3 would limit earthworks for fencing which may be required for stock exclusion, drainage, including around waterways e.g. putting in drains, maintaining drains, replacing a culvert and pest control. | Amend EW-S3: Setbacks from rivers and streams 1. Earthworks <b>(excluding earthworks required for farm fencing for stock exclusion, drainage, including around waterways or pest control)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and 4); and (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders                                                                                                                                                                                                                                                                                                                              |
| <b>KiwiRail Holdings Ltd</b>                      | S132.084 | EW - Earthworks | EW-S3 | Support | KiwiRail supports standards that set out requirements to be meet for sediment, erosion and dust control when undertaking earthworks and land disturbances.                                                                                                                                                                   | Retain EW-S3 as proposed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <b>Trudy Bokser</b>                               | S113.044 | EW - Earthworks | EW-S3 | Oppose  | Earthworks for fencing activities for stock exclusion should be exempt from these requirements.                                                                                                                                                                                                                              | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders                                                                                                                                                                                                                                                                                                                                                                                   |

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| <b>Nathan Bokser</b>                | S116.044 | EW - Earthworks | EW-S3 | Oppose | Earthworks for fencing activities for stock exclusion should be exempt from these requirements. | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| <b>AW+ JA Johnston Family Trust</b> | S118.044 | EW - Earthworks | EW-S3 | Oppose | Earthworks for fencing activities for stock exclusion should be exempt from these requirements. | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| <b>Reaby Downs Farm Ltd</b>         | S18.046  | EW - Earthworks | EW-S3 | Oppose | Earthworks for fencing activities for stock exclusion should be exempt from these requirements. | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| <b>Karen Temple</b>                 | S19.046  | EW - Earthworks | EW-S3 | Oppose | Earthworks for fencing activities for stock exclusion should be exempt from these requirements. | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| <b>Sarah and Peter Barclay</b>      | S20.046  | EW - Earthworks | EW-S3 | Oppose | Earthworks for fencing activities for stock exclusion should be exempt from these requirements. | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| <b>Helen McIntosh</b>               | S24.046  | EW - Earthworks | EW-S3 | Oppose | Earthworks for fencing activities for stock exclusion should be exempt from these requirements. | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |

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| John Baynes                     | S68.048  | EW - Earthworks | EW-S3 | Oppose | Earthworks for fencing activities for stock exclusion should be exempt from these requirements.                                                                                                                                                                                                                              | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders                                                      |
| Peters Farm Ltd<br>Karen Peters | S127.080 | EW - Earthworks | EW-S3 | Oppose | Earthworks for fencing activities for stock exclusion should be exempt from these requirements.                                                                                                                                                                                                                              | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and above); (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders                                                      |
| Kevin Robertson                 | S115.126 | EW - Earthworks | EW-S3 | Oppose | SFF appreciates the need for some setbacks from rivers and streams for earthworks. However, as currently drafted, EW-S3 would limit earthworks for fencing which may be required for stock exclusion, drainage, including around waterways e.g. putting in drains, maintaining drains, replacing a culvert and pest control. | Amend EW-S3: Setbacks from rivers and streams 1. Earthworks <b>(excluding earthworks required for farm fencing for stock exclusion, drainage, including around waterways or pest control)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and 4); and (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| Ronald Crispin                  | S60.128  | EW - Earthworks | EW-S3 | Oppose | SFF appreciates the need for some setbacks from rivers and streams for earthworks. However, as currently drafted, EW-S3 would limit earthworks for fencing which may be required for stock exclusion, drainage, including around waterways e.g. putting in drains, maintaining drains, replacing a culvert and pest control. | Amend EW-S3: Setbacks from rivers and streams 1. Earthworks <b>(excluding earthworks required for farm fencing for stock exclusion, drainage, including around waterways or pest control)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and 4); and (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| Rural Ratepayers Group          | S143.137 | EW - Earthworks | EW-S3 | Oppose | SFF appreciates the need for some setbacks from rivers and streams for earthworks. However, as currently drafted, EW-S3 would limit earthworks for fencing which may be required for stock exclusion, drainage, including around waterways e.g. putting in drains, maintaining drains, replacing a culvert and pest control. | Amend EW-S3: Setbacks from rivers and streams 1. Earthworks <b>(excluding earthworks required for farm fencing for stock exclusion, drainage, including around waterways or pest control)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and 4); and (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| Alistair & Bernadette Hunt      | S148.138 | EW - Earthworks | EW-S3 | Oppose | SFF appreciates the need for some setbacks from rivers and streams for earthworks. However, as currently drafted, EW-S3 would limit earthworks for fencing which may be required for stock exclusion, drainage, including around waterways e.g. putting in drains, maintaining drains, replacing a culvert and pest control. | Amend EW-S3: Setbacks from rivers and streams 1. Earthworks <b>(excluding earthworks required for farm fencing for stock exclusion, drainage, including around waterways or pest control)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and 4); and (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |

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| John Baynes                            | S68.246  | EW - Earthworks | EW-S3 | Oppose         | SFF appreciates the need for some setbacks from rivers and streams for earthworks. However, as currently drafted, EW-S3 would limit earthworks for fencing which may be required for stock exclusion, drainage, including around waterways e.g. putting in drains, maintaining drains, replacing a culvert and pest control. | Amend EW-S3: Setbacks from rivers and streams 1. Earthworks <b>(excluding earthworks required for farm fencing for stock exclusion, drainage, including around waterways or pest control)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and 4); and (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders |
| Greg Bokser                            | S117.044 | EW - Earthworks | EW-S3 | Oppose         | Earthworks for fencing activities for stock exclusion should be exempt from these requirements.                                                                                                                                                                                                                              | Amend EW-S3 as follows: Setbacks from rivers and streams 1. Earthworks <b>(excluding where required for fencing for stock exclusion)</b> shall be set back the minimum distances from the top of the closest bank of a river or stream as follows: (a) 20m for high order rivers or streams (order 5 and above); (b) 10m for middle order rivers or streams (order 3 and (c) 5m for low order rivers or streams (order 1 and 2). Refer to Appendix 3 for river and stream orders                                                              |
| Chorus New Zealand Limited             | S35.054  | EW - Earthworks | EW-S4 | Oppose in part | Access tracks to telecommunication sites are often on steep land. 15 degrees is considered to restrictive. Wellington has slope angle of 34 degrees                                                                                                                                                                          | Amend EW-S4 as follows: Earthworks shall not be undertaken on land with an existing slope angle exceeding <del>15</del> <b>34</b> degrees.                                                                                                                                                                                                                                                                                                                                                                                                    |
| McLeod-Wantwood Trust/Wantwood Station | S104.022 | EW - Earthworks | EW-S4 | Oppose         | This rule is inappropriate for anyone who owns rural land with any sort of hills, as a resource consent would be required along with a costly geotechnical assessment. Not all 15-degree slopes are unstable, therefore, the rule is over the top.                                                                           | Delete in full Rule EW – S4                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Waka Kotahi NZ Transport Agency        | S112.098 | EW - Earthworks | EW-S4 | Support        | Waka Kotahi supports these standards and the Matters of discretion that address these adverse effects arising from earthworks.                                                                                                                                                                                               | Retain as notified                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| David Pullar                           | S133.005 | EW - Earthworks | EW-S4 | Amend          | The rule needs a horizontal measurement requirement to allow for minor variances in slope.                                                                                                                                                                                                                                   | Amend to: Earthworks shall not be undertaken on land with an existing slope angle exceeding <b>an average of 15 degrees measured over a horizontal distance of 50 meters.</b>                                                                                                                                                                                                                                                                                                                                                                 |
| Stoney Creek Station Limited           | S3.045   | EW - Earthworks | EW-S4 | Oppose         | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                                                                                                                                   | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                                                                                                                                                                                                                    |
| Hamish Weir                            | S74.025  | EW - Earthworks | EW-S4 | Oppose in part | Specific cultural consideration for earthworks on steeper ground when not required elsewhere does not make sense.                                                                                                                                                                                                            | I propose the removal of the following matter of discretion;<br><del>5. Impacts on Ngāi Tahu cultural values, including those listed in MW 2.3.</del>                                                                                                                                                                                                                                                                                                                                                                                         |
| Clark Fortune McDonald & Associates    | S99.018  | EW - Earthworks | EW-S4 | Not Stated     | There is no justification for a 15° slope limit. This is not a particularly steep slope (1 in 3.73 or 26.8%) and would exclude a reasonable amount of land.                                                                                                                                                                  | Delete EW-S4.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

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| <b>KiwiRail Holdings Ltd</b>             | S132.085 | EW - Earthworks | EW-S4 | Support        | KiwiRail supports standards that set out requirements to be met for sediment, erosion and dust control when undertaking earthworks and land disturbances.                                                                                          | Retain EW-S4 as proposed.                                                                                                                                                                                                                                                  |
| <b>One New Zealand Group Limited</b>     | S32.054  | EW - Earthworks | EW-S4 | Oppose in part | Access tracks to telecommunication sites are often on steep land. 15 degrees is considered to restrictive. Wellington has slope angle of 34 degrees                                                                                                | Amend EW-S4 as follows: Earthworks shall not be undertaken on land with an existing slope angle exceeding <del>15</del> <b>34</b> degrees.                                                                                                                                 |
| <b>FortySouth</b>                        | S33.054  | EW - Earthworks | EW-S4 | Oppose in part | Access tracks to telecommunication sites are often on steep land. 15 degrees is considered to restrictive. Wellington has slope angle of 34 degrees                                                                                                | Amend EW-S4 as follows: Earthworks shall not be undertaken on land with an existing slope angle exceeding <del>15</del> <b>34</b> degrees.                                                                                                                                 |
| <b>Connexa Limited</b>                   | S37.054  | EW - Earthworks | EW-S4 | Oppose in part | Access tracks to telecommunication sites are often on steep land. 15 degrees is considered to restrictive. Wellington has slope angle of 34 degrees                                                                                                | Amend EW-S4 as follows: Earthworks shall not be undertaken on land with an existing slope angle exceeding <del>15</del> <b>34</b> degrees.                                                                                                                                 |
| <b>Spark New Zealand Trading Limited</b> | S154.054 | EW - Earthworks | EW-S4 | Oppose in part | Access tracks to telecommunication sites are often on steep land. 15 degrees is considered to restrictive. Wellington has slope angle of 34 degrees                                                                                                | Amend EW-S4 as follows: Earthworks shall not be undertaken on land with an existing slope angle exceeding <del>15</del> <b>34</b> degrees.                                                                                                                                 |
| <b>Farm Manager - Wantwood Station</b>   | S105.022 | EW - Earthworks | EW-S4 | Oppose         | This rule is inappropriate for anyone who owns rural land with any sort of hills, as a resource consent would be required along with a costly geotechnical assessment. Not all 15 degree slopes are unstable, therefore, the rule is over the top. | Delete in full Rule EW-S4                                                                                                                                                                                                                                                  |
| <b>Peters Farm Ltd</b><br>Karen Peters   | S127.022 | EW - Earthworks | EW-S4 | Oppose         | This rule is inappropriate for anyone who owns rural land with any sort of hills, as a resource consent would be required along with a costly geotechnical assessment. Not all 15-degree slopes are unstable, therefore, the rule is over the top. | Delete in full Rule EW – S4                                                                                                                                                                                                                                                |
| <b>Trudy Bokser</b>                      | S113.045 | EW - Earthworks | EW-S4 | Oppose         | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                                                         | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del> |
| <b>Nathan Bokser</b>                     | S116.045 | EW - Earthworks | EW-S4 | Oppose         | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                                                         | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del> |
| <b>AW+ JA Johnston Family Trust</b>      | S118.045 | EW - Earthworks | EW-S4 | Oppose         | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                                                         | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where</b>                                                                                                           |

SUMMARY OF SUBMISSIONS

|                                               |          |                 |       |                 |                                                                                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                   |
|-----------------------------------------------|----------|-----------------|-------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                               |          |                 |       |                 |                                                                                                                                                                                                                     | <del>the earthworks occur. be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                                                                                                                                                                                         |
| <b>Reaby Downs Farm Ltd</b>                   | S18.047  | EW - Earthworks | EW-S4 | Oppose          | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                          | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                        |
| <b>Karen Temple</b>                           | S19.047  | EW - Earthworks | EW-S4 | Oppose          | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                          | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                        |
| <b>Sarah and Peter Barclay</b>                | S20.047  | EW - Earthworks | EW-S4 | Oppose          | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                          | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                        |
| <b>Helen McIntosh</b>                         | S24.047  | EW - Earthworks | EW-S4 | Oppose          | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                          | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                        |
| <b>John Baynes</b>                            | S68.049  | EW - Earthworks | EW-S4 | Oppose          | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                          | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                        |
| <b>Peters Farm Ltd</b><br><b>Karen Peters</b> | S127.081 | EW - Earthworks | EW-S4 | Oppose          | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                          | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                        |
| <b>Greg Bokser</b>                            | S117.045 | EW - Earthworks | EW-S4 | Oppose          | It is onerous to consider that any earthworks on land over 15 degrees require a site specific geotechnical assessment, where these could be very minor activities with no adverse effects.                          | Amend EW-S4 as follows: Instability of Land 1. Earthworks shall not <b>result in any instability of land or structures beyond the boundary of the site where the earthworks occur.</b> <del>be undertaken on land with an existing slope angle exceeding 15 degrees.</del>                                                                        |
| <b>Waka Kotahi NZ Transport Agency</b>        | S112.099 | EW - Earthworks | EW-S5 | Support         | Waka Kotahi supports these standards and the Matters of discretion that address these adverse effects arising from earthworks.                                                                                      | Retain as notified                                                                                                                                                                                                                                                                                                                                |
| <b>KiwiRail Holdings Ltd</b>                  | S132.088 | EW - Earthworks | EW-S5 | Support in part | KiwiRail generally supports setting out the requirement for erosion, sediment and dust control in all areas. KiwiRail land and infrastructure can be subject to damage caused by earthworks and land disturbance on | Amend as follows: 1. For the duration of earthworks or land disturbance measures must be implemented to: (a) <del>(b)</del> prevent silt or sediment from entering the stormwater system, overland flow paths, <b>rail</b> , or roads; (b) <del>(c)</del> control erosion; and (c) <del>(d)</del> control dust beyond the boundaries of the site. |

## SUMMARY OF SUBMISSIONS

|                                        |          |                 |                                 |         |                                                                                                                                                                                                         |                                                                                                                                                              |
|----------------------------------------|----------|-----------------|---------------------------------|---------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                        |          |                 |                                 |         | adjacent land where stormwater has not been appropriately managed.                                                                                                                                      |                                                                                                                                                              |
| <b>Waka Kotahi NZ Transport Agency</b> | S112.100 | EW - Earthworks | EW-S6                           | Support | Waka Kotahi supports these standards and the Matters of discretion that address these adverse effects arising from earthworks.                                                                          | Retain as notified                                                                                                                                           |
| <b>KiwiRail Holdings Ltd</b>           | S132.086 | EW - Earthworks | EW-S6                           | Support | KiwiRail supports standards that set out requirements to be met for sediment, erosion and dust control when undertaking earthworks and land disturbances.                                               | Retain EW-S6 as proposed.                                                                                                                                    |
| <b>Waka Kotahi NZ Transport Agency</b> | S112.101 | EW - Earthworks | EW-S7                           | Support | Waka Kotahi supports these standards and the Matters of discretion that address these adverse effects arising from earthworks.                                                                          | Retain as notified                                                                                                                                           |
| <b>KiwiRail Holdings Ltd</b>           | S132.087 | EW - Earthworks | EW-S7                           | Support | KiwiRail supports standards that set out requirements to be met for sediment, erosion and dust control when undertaking earthworks and land disturbances.                                               | Retain EW-S7 as proposed.                                                                                                                                    |
| <b>Southland District Council</b>      | S146.066 | EW - Earthworks | EW-Additional provisions sought | Support | Note 4 is of interest to SDC as a way of reducing risk to archaeological sites.                                                                                                                         | No decision requested.                                                                                                                                       |
| <b>Port Blakely Limited</b>            | S138.005 | EW - Earthworks | EW-Additional provisions sought | Oppose  | As per NES-CF, when the earthworks no longer meet the permitted standards, the regional council that has jurisdiction to consider an application for a resource consent, not the territorial authority. | Insert a new rule for earthworks associated with commercial forestry, permitting those activities where they comply with regulations 24 to 33 of the NES-CF. |