



Variation 16: District Wide Growth and Rural and Coastal Subdivision
Proposed Waikato District Plan **Further submission form**

(Form 6 RMA)

Please print using pen or ballpoint. This form will be copied so please keep within the frames.

Further Submitter

Name: Future Proof Implementation Committee (FPIC) (Mr / Mrs / Ms / Miss)

Contact person (name and designation, if applicable): Ken Tremaine, Future Proof Implementation Advisor

Address for service: 14 Spencer Street
 Remuera
 AUCKLAND 1050

Phone: . 09 522 2563 or
 027 476 8300
 Fax: 09 523 4425
 E-mail: .. ken@kentremaine.co.nz

I am (state whether you are—)

- a person representing a relevant aspect of the public interest; or
- a person that has an interest in the variation greater than the interest that the general public has.

Explain the grounds for saying that you come within the category you have ticked:

Please see further submission attached.

Read the notes overleaf and ascertain the following information from the Summary of Submissions.
 Please use a separate form for each Further Submission. Use additional sheets if necessary.

This is a further submission about **Variation 16: District Wide Growth and Rural and Coastal Subdivision**

[In support of] or [in opposition to] the submission of -
delete one

Name of Original Submitter: Please see further submission attached.

Original Submitter's Address:

The particular part of the Submission I support or oppose is **Sub. Ref. No.** (e.g.20.1):

The reasons for my support or opposition are:

I seek that the whole (or part describe part) of the submission be [allowed] or [disallowed]: delete one

- I wish to be heard in support of my further submission. YES NO
- If others make a similar submission, I will consider presenting a joint case with them at hearing. YES NO

Signed: Date: 13 June 2011
(Signature of further submitter or person authorised to sign for submitter. A signature is not required if you make your submission by electronic means.)

Please return this form by **30 June 2011** to:
 Waikato District Council, at one of the addresses given overleaf.
 A copy of your further submission must be served on the original submitter within 5 working days after it is served on the Council.
 Names and addresses for service of all original submitters are included in the Summary.

Notes on Making a Further Submission

Your further submission to the Council can only be in support of or in opposition to an original submission. No new issues may be raised.

The following persons may make a further submission; any person representing a relevant aspect of the public interest and; any person that has an interest in the proposed variation or plan greater than the interest in the general public has and; the local authority itself.

The decisions requested in original submissions have been summarised and published in the "Summary of Decisions Requested".

The Summary is available in searchable format on the Council's website www.waikatodistrict.govt.nz

The Summary booklet may also be inspected at:

- Waikato District Council, 15 Galileo Street, Ngaruawahia
- Huntly Area Office and Public Library, 142 Main Street, Huntly
- Raglan Area Office and Public Library, 7 Bow Street, Raglan
- Ngaruawahia Library, 4 Jesmond Street, Ngaruawahia
- Te Kauwhata Library, 5A Main Street, Te Kauwhata
- Tuakau Library, 72 George Street, Tuakau

The Summary of Submissions is in two parts.

- The first booklet includes information about how to make a further submission, a further submission form, and the Summary of the decisions requested by submitters. The Summary is sorted in two ways: first, in alphabetical order of submitters' names, and secondly, by referring to the Amendment Numbers in the Variation document.
- The second booklet contains copies of all submissions received. Each submitter has been given a submission number, and this number is included in the index. The index is arranged in alphabetical order of submitters as are the submissions themselves.

Some original submissions contain only one point or issue submitted upon. Others contain several points. The "Sub Ref" column identifies each separate decision requested. For example, on the first page of the alphabetical Summary, Rod Ade in submission I.1 requests the decision – "*Withdraw the entire variation*". In this example the ref number I.1 should be quoted in "Sub. Ref. No." overleaf.

IT IS MOST IMPORTANT that you include in your Further Submission the "Sub Ref" number of the original submission.

Otherwise there will be no way for the Council to clearly identify which original submission point the Further Submission is about.

All further submissions must be received no later than 30 June 2011 by the Waikato District Council at one of the following addresses for service:

By post to:	Waikato District Council, Private Bag 544, Ngaruawahia 3742
Or by delivery to:	15 Galileo Street, Ngaruawahia
Or by fax to:	07 824 8091
Or by e-mail to:	districtplan@waidc.govt.nz

NOTE: A copy of your further submission must be served on the original submitter within 5 working days after it is served on the Council. The names and addresses for service of all original submitters are included in the Summary.



Future Proof Implementation Committee
c/o Ken Tremaine
14 Spencer St
Remuera
AUCKLAND 1050

13 June 2011

Waikato District Council
Private Bag 544
NGARUAWAHIA 3742

BY EMAIL TO: districtplan@waidc.govt.nz

FURTHER SUBMISSION TO VARIATION 16 TO THE PROPOSED WAIKATO DISTRICT PLAN

This is a further submission by the Future Proof Implementation Committee (“FPIC”) to Variation 16 to the Proposed Waikato District Plan *District Wide Growth and Rural and Coastal Subdivision* (“Variation” or “V16”).

The FPIC has an interest in the Variation that is greater than the interest the general public has because it is the implementation arm of the Future Proof Growth Strategy (“Future Proof” or “Strategy”); the growth management strategy for the Future Proof sub-region and it is an intention of the Variation to give effect to the Future Proof policy framework. The District Plan is a key implementation tool for giving statutory effect to key Future Proof principles and the FPIC is therefore affected by a number of the submissions made.

While the FPIC includes representatives from the Hamilton City Council, the Waipa District Council, the Waikato District Council (“Waikato DC”), the Waikato Regional Council, and Tāngata Whenua (Waikato-Tainui), as the administering authority for the Variation, the Waikato DC has abstained from forming a part of this submission. The Future Proof partners may still make individual submissions.

The focus of this submission has been to further submit in support of parties whose views align with those set out in the original FPIC submission and to further submit in opposition of those whose views undermine them. The content of the FPIC further submission follows overleaf.

The FPIC is willing to appear in support of its further submission. If others make a similar further submission the FPIC would also be prepared to consider presenting a joint case with them at any hearing.

Yours sincerely,

A handwritten signature in black ink that reads "Ken Tremaine". The signature is written in a cursive style with a large initial 'K' and a period at the end.

Ken Tremaine
Future Proof Implementation Advisor

FPIC Further Submission to Variation 16

Sub point	Original Submitter	V16 Reference	Support / Oppose	Reasons	Relief Sought
1) 23.1	Hamilton City Council ("HCC") Attn: Susan Henderson Private Bag 3010 Hamilton 3240	Amendment 16.1 - Chapter 1	Support	Agree with submission to retain Chapter 1 as amended by the Variation. This aligns with the FPIC's submission to do the same.	Allow the submission request to retain Chapter 1 as amended by the Variation.
2) 1.8	Mr Rod G Ade c/- Blue Wallace Surveyors Ltd PO Box 38 Hamilton 3240	Amendment 16.2.1 - Chapter 1A	Support	Support submission to retain Chapter 1A on the Waikato District Growth Strategy. This aligns with the FPIC's submission to support the addition of this chapter to the Proposed Waikato District Plan because it establishes the broad spatial framework for development within the Waikato District in alignment with what has been provided in Future Proof. This chapter also offers a district-wide growth management focus which the FPIC supports.	Allow the submission request to retain Chapter 1A.
3) 23.51	HCC Attn: Susan Henderson Private Bag 3010 Hamilton 3240	Amendment 16.2.1 - Section 1A.3.1	Support	Support submission to amend this section to articulate the settlement pattern and principles for growth management in the regional policy statement, the Waikato District Growth Strategy and Future Proof. The Proposed Waikato RPS (which was notified in November 2010 and is currently in the summary of submissions stage of the Schedule 1 of the RMA 1991 process) implements the Future Proof sub-regional policy framework particularly in Chapters 6, 6A and associated maps and tables. Under section 74(2)(a)(i) of the RMA 1991, when changing a district plan, a territorial authority shall have regard to any proposed regional policy statement.	Allow the submission request.
4) 23.3	HCC Attn: Susan Henderson Private Bag 3010	Amendment 16.3 - Chapter 3	Support	Agree with submission to retain Chapter 3 as amended by the Variation as this aligns with the FPIC submission to do the same. The proposed amendments to Chapter 3 are consistent	Allow the submission request to retain Chapter 3 as amended

Sub point	Original Submitter	V16 Reference	Support / Oppose	Reasons	Relief Sought
	Hamilton 3240			with aspects of the Future Proof Strategy's key features, guiding principles and key approaches to addressing Rural Issues.	by the Variation.
5) 23.4	HCC Attn: Susan Henderson Private Bag 3010 Hamilton 3240	Amendment 16.4 – Chapter 4	Support	Support submission to retain Chapter 4 as amended by the Variation because it aligns with the Future Proof submission to the do the same. The proposed amendments to Chapter 4 are consistent with aspects of the Future Proof Strategy's key features, guiding principles and key approaches to addressing Rural Issues.	Allow the submission request to retain chapter 4 as amended by the Variation.
6) 22.4	Hugh Goodman 3 Vaile Road RD 6 Hamilton 3286	Amendment 16.5 – Chapter 6	Support	Agree that Chapter 6 as amended by the Variation should be retained. Future Proof submitted similarly because the proposed amendments to Chapter 6 are consistent with aspects of the Future Proof Strategy's key features, guiding principles and key approaches to addressing Rural Issues.	Allow the submission request to retain chapter 6 as amended by the Variation.
7) 23.6	HCC Attn: Susan Henderson Private Bag 3010 Hamilton 3240	Amendment 16.6 – Chapter 8	Support	The submission to retain Chapter 8 as amended by the Variation aligns with Future Proof's submission. The proposed amendments in this chapter are consistent with Future Proof Strategy provisions on affordable and sustainable infrastructure.	Allow the submission request to retain Chapter 8 as amended by the Variation.
8) 23.7	HCC Attn: Susan Henderson Private Bag 3010 Hamilton 3240	Amendment 16.7 – Chapter 13	Support	Agree with submission to retain Chapter 13 as amended by the Variation. The proposed amendments to this chapter are consistent with aspects of the Future Proof Strategy's key features, priority actions, and provisions relating to Rural Issues.	Allow the submission request to retain Chapter 13 as amended by the Variation.
9) 19.31	Fonterra Co-operative Group Limited C/- Environmental Management Services Limited Attn: Lucy Smith PO Box 1307 Hamilton 3240	Amendment 16.8.4 – Rule 25.46	Support	Agree with submission request to retain rule 25.46 as amended by the Variation. This is because the notified amendments provide for one dwelling on a Certificate of Title as a permitted activity and any activity which doesn't comply with this condition is a discretionary activity. These amendments assist Future Proof with implementing a priority action to direct and restrict ongoing rural subdivision to identified areas and meet community expectations of tighter controls on rural residential	Allow the submission request.

Sub point	Original Submitter	V16 Reference	Support / Oppose	Reasons	Relief Sought
				subdivision.	
10) 19.32	Fonterra Co-operative Group Limited C/- Environmental Management Services Limited Attn: Lucy Smith PO Box 1307 Hamilton 3240	Amendment 16.8.5 – Rule 25.47	Support	Support request to retain rule 25.47 as amended by the Variation. This aligns with the Future Proof submission to do the same. Rule 25.47 on making the construction or alteration of a dependent person's dwelling a discretionary activity if it meets all of the specified criteria and the making of an activity which doesn't comply with one of the conditions as a non-complying activity ensures that dependent dwellings being constructed or altered within the Airport Noise Outer Control Boundary are contained within the main dwelling site. This type of control on the types of permitted development in the vicinity of the Airport will help ensure that development doesn't adversely impact the Airport's operation. The Future Proof Strategy recognises that the Airport is a significant regional asset and should continue to be protected from reverse sensitivity effects.	Allow the submission request.
11) 18.38	Federated Farmers of New Zealand Attn: Gwyn Morgan Regional Policy Advisor PO Box 447 Hamilton 3240	Amendment 16.8.9 – Rule 25.70A.	Oppose	Disagree with submission request to delete rule 25.70A.3. The FPIC submitted in support of retaining the proposed amendments rule 25.70A rural zone rules and related sub-rules like 25.70A.3 because the current Waikato District Plan (as a result of Plan Change 7) provides for a significant amount of rural subdivision. This has resulted in subdivision and development occurring mostly in the Rural Zone. The Future Proof Strategy contains actions and provisions to restrict the amount of rural subdivision occurring the in the District and therefore the FPIC supports the amendments in this rule to make subdivision which creates an additional certificate of title through separating amalgamated allotments a non-complying activity.	Disallow submission request.
12) 23.36	HCC Attn: Susan Henderson	Amendment 16.8.16 –	Support	Agree with the submission for the Proposed Waikato DP to have closer alignment with the Waipa District Plan as this aligns	Allow the submission request

Sub point	Original Submitter	V16 Reference	Support / Oppose	Reasons	Relief Sought
	Private Bag 3010 Hamilton 3240	Rule 25.74		with a FPIC submission point to do the same. Increased alignment between these plans will help ensure that the settlement pattern for the sub-region as set out in the Proposed RPS will be able to be consistently implemented in the district plans for both districts. It will also reduce the cross-boundary distortions that can occur if different planning approaches are taken for neighbouring districts.	
13)53.1	Poultry Industry Association of NZ and other c/o Harrison Grierson Consultants Ltd Attn: Lee Marr PO Box 5760 Wellesley St Auckland 1141	Amendment 16.8.16 – Rule 25.74	Support	Agree with the submission request to increase the parent allotment minimum size for subdivision so that it is consistent with the RPS, and Future Proof population targets. This is in line with the FPIC's original submission to retain this Rule's intention to increase the minimum lot size in the Rural zone.	Allow the submission request.
14)63.2	Tamahere Community Committee Attn: Sue Robertson PO Box 9137 Hamilton 3240	Amendment 16.8.17 – Rule 25.74A	Oppose	Disagree with submission to delete proposed amendments to rule 25.74A so that the existing provisions continue to apply. The FPIC supports the deletion of this rule on clustered allotments less than 6ha because it is a Future Proof Strategy aim to meet community expectations of tighter controls on rural residential subdivision. Deleting rule 25.74A assist with Future Proof implementation in this area.	Disallow the submission request.
15)3.5	Anthony Armstrong 567 Karakariki Road RD 9 Hamilton 3289	Amendment 16.9.3 – Rule 26.45	Oppose	Oppose submission request to delete amendments to rule 26.45 on number of dwellings. The Future Proof submission sought the retention of rules 26.45 (in relation to the Coastal Zone) as amended by the Variation because we support the proposal to make one dwelling on land contained in a certificate of title a controlled activity. Given Future Proof Strategy provisions to achieve a successful balance between the use,	Disallow submission request.

Sub point	Original Submitter	V16 Reference	Support / Oppose	Reasons	Relief Sought
				development and protection of the sub-region's coastal landscape (of which the Waikato District is a part), the FPIC strongly supports the amendments to this rule.	
16)36.22	McCracken Surveys Limited Attn: Dave McCracken PO Box 19182 Hamilton 3240	Amendment 16.9.4 – Rule 26.46	Oppose	Disagree with submission to amend rule 26.46 by having 26.46.1 as a permitted activity and deleting changes to 26.46.2 and 26.46.3. The FPIC supported the proposed amendments to these coastal zone rules as notified in the Variation because they are consistent with Future Proof Strategy provisions to achieve a successful balance between the use, development and protection of the sub-region's coastal landscape (of which the Waikato District is a part).	Disallow the submission request.
17)23.33	HCC Attn: Susan Henderson Private Bag 3010 Hamilton 3240	Amendment 16.9.6 – Rule 26.70	Support	Agree with submission to retain rule 26.70 relating to the coastal zone as amended by the Variation as it aligns with the FPIC submission to do the same. The Future Proof Strategy acknowledges that coastal areas around the Waikato District are under increasing pressures for development and therefore supports amendments in this rule to make for example, subdivision a restricted discretionary activity, and limiting subdivision to the creation of no more than one additional allotment (down from two) from each existing viable certificate of title which existed prior to subdivision, and providing for new criteria for what discretion is restricted to.	Allow the submission request.
18)64.34	Te Akau – Te Kowhai Landowners Group c/- James Reeves 86 Saulbrey Road RD 8 Hamilton 3288	Amendment 16.10.1 – Chapter 29	Oppose	The submission to amend Chapter 29 to reflect the proposed changes to the Rural zone rules in the submissions made by other parties is opposed. The proposed amendments to Chapter 29 corresponds with other amendments to the rural and coastal zones subdivision and land use rules that were notified in the Variation. These provisions are key in assisting with the achievement of Future Proof priority actions to direct and restrict ongoing rural subdivision to identified areas.	Disallow the submission request.

Sub point	Original Submitter	V16 Reference	Support / Oppose	Reasons	Relief Sought
19)23.8	HCC Attn: Susan Henderson Private Bag 3010 Hamilton 3240	Amendment 16.11.6 – Section P21a, definition of “Defined Growth Areas”.	Support	Support submission to have the proposed definition of P21a “Defined Growth Areas” amended so that it clearly states that new growth areas will be identified in line with key strategic documents such as the Future Proof Strategy as well statutory documents such as the RPS.	Allow the requested relief