Proposed Waitaki District Plan

Summary Statement Section 42A Report: Earthworks

Officer's Summary Statement and Response to Hearing Panel Minute 5 on Section 42A Recommendation Report
Reporting Officer: Briar Belgrave
Hearing Date: 23 September 2026

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Waitaki District Council | TE KAUNIHERA Ā ROHE O WAITAKI

1.0 Introduction

1. My name is Briar Belgrave and I am a Partner at Barker & Associates. I authored the Section 42A (S42A) report for the Earthworks Topic for the Proposed Waitaki District Plan (PDP). I have reviewed the submissions, further submissions, pre-circulated evidence, relevant technical reports and relevant statutory planning documents. My qualifications and experience are set out in the S42A report.

2. The purpose of this summary statement is to:

    i. summarise the evidence pre-circulated by submitters;

    ii. summarise any key outstanding matters; and

    iii. respond to matters raised by the Hearings Panel.

3. I have not updated my position on all outstanding matters in this summary statement, as I wish to first hear the evidence presented at the hearing and consider any questions raised by the Panel. I may revisit my recommendations in my right of reply report following the hearing.

4. For hearing stream 2, submission points determined to be within scope following the release of Minute 5 have not been addressed in the relevant s42A report or this summary statement due to timing constraints. These submission points will instead be considered as part of the right of reply.

5. In addition, a number of general submission points have been identified as relevant across the reporting topics for hearing streams 2, 3, 4 and 5. Given the nature of these matters and the hearing timeframe, these matters will also be addressed through the right of reply. This will enable the matters raised to be considered comprehensively and a coordinated response to be provided.

6. Please refer to the following supporting appendices:

    a. Appendix 1 – Recommended changes to provisions in response to Panel questions; and

    b. Appendix 2 – Updated Recommended responses to submissions.

2.0 Pre-hearing evidence and any matters considered addressed

7. I have reviewed the submitters pre-circulated evidence and wish to hear the evidence at the hearing and will consider via right of reply as appropriate.

8. Following preparation of the s42A report, Federated Farmers (FFNZ) [submitter number 246] [1] raised a procedural concern regarding the scope of the EW provisions included in the Exemptions Version of the PDP. In particular, FFNZ questioned whether EW-O3, EW-

[1] Email correspondence between FFNZ and WDC between 4th and 8th of September 2026.

P6, EW-P7, EW-R1 and EW-R6 could proceed where those provisions were not individually identified in the exemption application, referring to the requirements of s80V(4) of the RMA. FFNZ has advised that it does not seek to prevent the EW provisions from proceeding but intends to raise this issue with the Hearings Panel.

9. The Council's position, as communicated to FFNZ, is that the additional provisions retained in the Exemptions Version are consequential to, and necessary to give effect to, the provisions subject to the exemption. EW-S1 establishes the permitted earthworks threshold but requires an associated rule to establish the activity status and consenting pathway where that threshold is not met. Similarly, the retained objectives and policies provide the policy framework necessary to support the retained earthworks and infrastructure provisions. These provisions were therefore retained to enable the exempted provisions to operate as a coherent and workable framework, rather than to introduce additional regulatory controls or broaden the scope of the exemption.

10. I remain of the view that the provisions addressed in my s42A report are necessary to provide a coherent and workable planning framework for the EW provisions that continue to proceed. However, I acknowledge that FFNZ has raised a legal issue concerning the scope of the Ministerial exemption. I consider that the legal question as to whether the additional consequential provisions can proceed is appropriately determined by the Hearings Panel, informed by legal advice, rather than through my planning assessment. My substantive recommendations on those provisions therefore remain unchanged, subject to any legal direction or determination of the Hearings Panel.

3.0 Changes to officer recommendations

11. Since publication of the S42A report, I have reconsidered the analysis and recommendations of the s42A report in light of pre-circulated evidence, discussions between parties, or additional information.

12. I have not updated my position on all outstanding matters in this summary statement, as I wish to first hear the evidence presented at the hearing and consider any questions raised by the Panel. I may revisit my recommendations in my right of reply report following the hearing.

13. My reconsideration of these matters has resulted in a number of clarifications and qualifications to the analysis in the s42A Report, which are addressed in detail in my responses to the Panel's questions below. However, I have not identified any consequential changes required to the substantive recommendations in the s42A Report in relation to the provisions that remain before the Panel.

4.0 Summary of key outstanding matters

14. The key outstanding matters for the Panel's consideration are:

    i. the scope and status of the EW provisions retained through the Ministerial exemption process;

ii. whether additional exemptions from EW-S1 are appropriate for routine rural earthworks;

iii. the appropriate area or volume-based threshold for EW-S1;

iv. whether EW-S1 should exempt earthworks associated with approved building consents;

v. whether EW-P7 should address natural environment and indigenous biodiversity effects; and

vi. the appropriate location of earthworks provisions across the PDP.

5.0 Matters raised by the Panel

15. On 9 September 2026, the Hearing Panel issues Minute 5, which has raised the following matters:

- Submissions deemed out of scope in the s42A Reports which submissions supported a provision that is still part of the exempt PDP, albeit with amendments requested to clauses that are no longer part of the PDP. In these circumstances, the Panel considers such submissions to be within scope.
- Questions for Council s42A report authors raised to assist with the efficient running of the hearing.

16. This report responds to the matters raised by the Hearing Panel and provides updated recommendations where appropriate.

5.0.1 Submissions on Withdrawn PDP Provisions

17. Section 2.3 and Appendix 3 of the original s42A Report identified submissions which were identified as being made against aspects of the PDP that have since been withdrawn (or that seek relief relating to topics that have since been withdrawn). The Hearing Panel Minute 5 identifies the following submissions as being within scope:

Submitter Name	Submission Point Number(s)
OceanaGold (New Zealand) Limited	**295.219, 295.220**

18. These submission points are addressed in the following assessment.

5.0.1.1 Earthworks - General

5.0.1.1.1 Submissions

19. OceanaGold (New Zealand) Limited [295.219, 295.220] opposed the EW chapter in general as they consider that all activities within the Special Purpose Zone – Macraes Mining (SPZMM) should be managed in a standalone chapter, separate from the Earthworks (Quarrying) and Earthworks (Mining) provisions.

5.0.1.1.2 Analysis

20. While submission points [295.219 and 295.220] refer respectively to the Part B: Earthworks – Quarrying for Aggregate (Part B) and Part C: Earthworks – Mining provisions

(Part C), I acknowledge that the relief sought is broader than amendments to those provisions. Both submission points seek to ensure that the EW chapter does not apply to activities within the Special Purpose Zone – Macraes Mining (SPZMM), on the basis that activities within the SPZMM should be managed through the standalone SPZMM chapter. Accordingly, while Parts B and C of the EW chapter have been withdrawn, the underlying relief remains relevant to the relationship between the remaining Earthworks provisions and the SPZMM.

21. Since notification, Part B and Part C have been withdrawn in their entirety. In addition, the remaining non-infrastructure earthworks provisions have been substantially reduced and are now focused on managing the effects of earthworks within the geographic area formerly covered by the General Rural Zone. As a consequence, the earthworks provisions that gave rise to OceanaGold's concern regarding the management of quarrying and mining activities within the SPZMM no longer form part of the PDP being progressed.

22. I therefore consider that the underlying concern raised by OceanaGold [295.219 and 295.220] has been addressed and that no further amendment to the remaining earthworks provisions is necessary. I recommend that OceanaGold [295.219 and 295.220] be rejected.

5.0.1.1.3 Recommendations

23. I do not to recommend further changes to the EW Chapter.

5.0.2 Response to Hearing Panel Questions

24. Questions were raised by the Hearings Panel through Minute 5 issued before the hearing. These are addressed in the following table:

Table 1: Officer Responses to Matters Raised by the Panel

Para	Panel Question	Officer Response
General and also 60, 63, 74, 78, 81, 83, 108, 114, 164, Section 7.8	Your report refers to a number of provisions that appear to no longer be part of the PDP. Can you please review your report to identify these areas and advise of their status. (Note: There may be more paragraphs than those listed here.)	I acknowledge that the s42A Report analysis and recommendations erroneously referred to a number of provisions that had been withdrawn. These references can be grouped into two distinct categories: 1. **Withdrawn earthworks provisions** – where the analysis refers to objectives, policies, rules or standards within the EW chapter that had been withdrawn and therefore no longer form part of the PDP framework being considered; and 2. **Withdrawn provisions in other district-wide chapters** – where the analysis relies on provisions or overlays in other chapters, including the ECO/SNA framework and other overlay provisions, that had also been withdrawn. I have reviewed the s42A Report to identify these references and set out their current status, together with any necessary clarification to the analysis and recommendations, in the response below. • **Paragraph 60**: I acknowledge that paragraph 60 of the s42A Report relies, in part, on EW-P4 to support the analysis of the relief sought by HortNZ [166.5, 166.1] and NZ Pork [195.2, 195.1]. EW-P4 was withdrawn and therefore cannot be relied upon to support that analysis. Notwithstanding the removal of that reference, I consider the remaining reasons provided at paragraphs 59 and 60 are sufficient to support the recommendation. In particular, the proposed definition encompasses a broad range of activities that may involve materially different scales and effects, and I remain of the view that exclusions or exemptions for particular rural activities are more appropriately addressed through the rules and standards rather than through a broadly framed definition of "Ancillary Rural Earthworks". Accordingly, while the reliance on EW-P4 should be disregarded, this does not alter my overall assessment or recommendation. I therefore maintain the recommendation in the s42A Report to

Para	Panel Question	Officer Response
		reject HortNZ [166.1] and NZ Pork [195.1]] and do not recommend the introduction of a definition of "Ancillary Rural Earthworks". • **Paragraph 63:** I acknowledge that paragraph 63 of the s42A Report relied in part on the separate management of mining through Part C of the Earthworks chapter. Part C has been withdrawn and therefore can no longer be relied upon to support the analysis. However, the Special Purpose Zone – Macraes Mining (SPZMM) remains within the PDP and continues to provide the specific planning framework for mining activities undertaken within that zone. I therefore maintain the recommendation in the s42A Report. The definition of *Earthworks* is derived from the National Planning Standards and establishes what constitutes earthworks. I do not consider that the withdrawal of Part C provides a sufficient basis to amend that definition to expressly exclude mining, particularly where mining within the SPZMM continues to be addressed through the provisions applying to that zone. Accordingly, while the reliance on Part C of the EW chapter should be disregarded, the remaining reasoning, including the continued application of the SPZMM provisions, is sufficient to maintain the recommendation that the definition of *Earthworks* not be amended in response to OceanaGold [295.51 and 295.59]. • **Paragraph 74 and 83:** I acknowledge that these paragraphs relate to submissions on EW(Q)-P1 which were withdrawn and no longer form part of the PDP. Paragraph 78 comprises the summary of submissions and records the relief sought by submitters in relation to EW(Q)-P1 and seeking quarrying activities to be managed under quarrying provisions to ensure protection for existing quarries. Paragraph 83 comprises the corresponding analysis for these submissions on EW(Q)-P1 and the separate quarrying and mining frameworks contained in Parts B and C of the notified Earthworks chapter. Parts B and C were withdrawn and therefore no longer form part of the PDP being progressed. The discussion at paragraph 83 is therefore now redundant for the purpose of determining the remaining earthworks provisions in the PDP. Consistent with the approach set out at paragraph 11 of the s42A Report, submissions that relate to provisions that have subsequently been withdrawn are no longer relevant to the current proceedings and do not require further substantive

Para	Panel Question	Officer Response
		assessment. Accordingly, the analysis and recommendation in paragraph 83 should be disregarded insofar as they relate to EW(Q)-P1 and Parts B and C of the Earthworks chapter. • **Paragraph 78:** I acknowledge that paragraph 78 generally references Earthworks provisions located in other district-wide/overlay chapters. While I acknowledge that a number of the district-wide chapters containing earthworks provisions were withdrawn, there still remain several district-wide chapters within the PDP that contain earthworks provisions, namely Natural Hazards and Coastal Environment chapters. As such, I continue to consider it appropriate for those provisions to sit alongside the relevant objectives and policies of these chapter rather than being consolidated entirely within the EW chapter. This way earthworks affecting the particular values or matters identified through the specific overlays are then managed within the district-wide chapter responsible for those values and alongside the relevant objectives and policies. Accordingly, I maintain the position and recommendation at paragraph 78. • **Paragraph 81:** I acknowledge that paragraph 81 assessed DOC [194.110] in the context of EW-O1, EW-O2 and EW-O3. However, EW-O1 and EW-O2 were withdrawn. DOC [194.110] advised general support for the EW chapter, based on its proportionate management of earthworks and protection of natural and other values. EW-O3 continues to provide the overarching objective for managing the adverse effects of earthworks, including protecting communities and safeguarding water and soil quality, and managing effects on amenity and natural hazards. I consider this continues to reflect the general outcomes supported by DOC. Accordingly, I maintain the recommendation in relation to DOC [194.110], with the analysis at paragraph 81 read as relying on EW-O3. • **Paragraph 82:** I acknowledge that paragraph 82 refers to EW-P4 in recognising the importance of earthworks to primary production. EW-P4 was withdrawn and should therefore not be referenced in the analysis. I consider that this reference was not fundamental to the basis for my recommendation. The principal issue raised by the submitters is whether a general increase in earthworks thresholds is warranted to

Para	Panel Question	Officer Response
		reduce consenting requirements for small-scale and occasional earthworks associated with primary production and land management. Noting the withdrawal of EW-P4, the EW framework does not provide specific policy direction to enable earthworks on the basis that they support the operational efficiency of primary production activities. Rather, the remaining provisions are focused on managing the effects of earthworks and identifying the scale at which those effects warrant further assessment. Accordingly, while the reference to EW-P4 and the associated permitted pathways should be disregarded, I maintain the recommendation at paragraph 82 that the general relief of G & K Taylor [265.117, 265.140, 265.144] and the other submitters identified in the s42A Report on this point be rejected. • **Paragraph 108 and 114:** I acknowledge that the analysis at paragraphs 108 and 114 relies, in part, on the ECO chapter and EW-P2 as the basis for not including natural environment values or indigenous biodiversity within EW-P7. Both the ECO chapter and EW-P2 have been withdrawn and therefore those references can no longer be relied upon. However, I maintain the recommendations for the reasons addressed separately in response to the Panel's specific question on paragraphs 108 and 114 (below). In particular, EW-P7 remains focused on managing the general effects arising from earthworks, while the relevant ODP and wider statutory framework continue to address effects on indigenous biodiversity and ecological values. I also do not consider it appropriate to use EW-P7 to effectively reintroduce matters associated with the withdrawn ECO/SNA framework through the remaining Earthworks chapter. Accordingly, while the reliance on the ECO chapter and EW-P2 should be disregarded, I maintain the recommendations at paragraphs 108 and 114 for DOC [194.114] and CRC [271.461] that no amendment be made to EW-P7. • **Section 7.8 (paragraphs 143-149):** I acknowledge that EW-R2 was withdrawn and therefore no longer forms part of the PDP being progressed. Accordingly, the submissions relating to EW-R2 were no longer relevant to the proceedings and substantive analysis of those submission points should not have been undertaken. Consistent with the approach set out at paragraph 11 of the s42A Report for submissions relating to withdrawn provisions, the analysis and recommendation at

Para	Panel Question	Officer Response
		paragraphs 146–149 should therefore be disregarded. No replacement analysis or recommendation is required in relation to EW-R2. • **Paragraph 164:** I acknowledge that the analysis at paragraph 164 references EW-S1 as originally notified, which applied differentiated thresholds across a range of zones and receiving environments. EW-S1 was largely withdrawn and now only applies within the geographic area formerly subject to the General Rural Zone. As such, the relief relating to the other zones including the Ōamaru Historic Area is no longer applicable having been withdrawn. I have reconsidered the relief sought by S Paton [129.16] in the context of the remaining EW-S1. The relief sought a 1,000m^2 threshold applying to all zones, and therefore also sought that threshold for the General Rural Zone. I do not consider sufficient justification has been provided to demonstrate that doubling the permitted threshold would appropriately manage the effects addressed by EW-S1. Accordingly, although the broader relief sought is no longer relevant to those parts of EW-S1 that have been withdrawn, I maintain the recommendation to reject the relief insofar as it applies to the remaining EW-S1 and recommend no change to the standard. In accordance with the Panel question, I have reviewed the s42A Report and identified the references to provisions that were withdrawn. The status of each relevant provision has been acknowledged above, together with clarification as to the effect of the withdrawal on the corresponding analysis and recommendation. In some instances, the withdrawn provision formed only part of the reasoning, and the remaining analysis continues to provide a sufficient basis for the recommendation. In other instances, where the provision itself has been withdrawn and no longer forms part of the PDP, the associated analysis and recommendation should simply be disregarded as no longer relevant to the proceedings. Having undertaken this review, I do not consider that any changes to the substantive recommendations are required in the s42A Report in relation to the provisions before the Panel. The clarifications above are intended to ensure that the recommendations are read

Para	Panel Question	Officer Response
		only by reference to the remaining PDP framework and the applicable operative and statutory provisions.
59, 133	With respect to HortNZ [166.5, 166.1] and NZ Pork [195.2, 195.1] submissions on "Ancillary Rural Earthworks", can you please examine the elements within this definition to assess if it may be appropriate to provide exemptions to the relevant thresholds.	The definition by HortNZ [166.5, 166.1] and NZ Pork [195.2, 195.1] includes normal agricultural and horticultural practices such as cultivation, planting, root ripping, installation of fence posts, maintenance of drains and troughs and associated pipe networks, realignment of fence lines, drilling of bores, offal pits and burial of dead stock and plant waste. It also includes land preparation and vegetation clearance associated with horticultural planting, maintenance of existing walking, farm and forestry tracks, driveways, roads and accessways, erosion and sediment controls for primary production, and burial of material infected by unwanted organisms. In considering the individual activities identified by the submitters, I note that some routine rural activities, including cultivation and the installation of fence posts, are already expressly excluded from the definition of Earthworks. As these activities do not constitute earthworks for the purposes of the PDP, no additional exemption from the EW-S1 threshold is considered to be necessary. Other activities identified in the proposed definition, including maintenance of drains, troughs and associated pipe networks, realignment of fence lines, and maintenance of existing tracks and accessways, may commonly involve relatively minor ground disturbance. However, the scale of earthworks associated with these activities could just as likely vary considerably. For example, maintenance of a drain or farm track could comprise minor localised works or more extensive excavation over a substantial area. I therefore do not consider that the description or rural purpose of these activities, in itself, provides a sufficient basis for exempting them from the applicable thresholds. Similarly, land preparation and vegetation clearance associated with horticultural planting, root ripping, drilling of bores, offal pits, burial of dead stock or plant waste, erosion and sediment control works, and burial of material associated with biosecurity responses have the potential to involve earthworks of materially different scales and effects depending on the circumstances. I remain concerned that collectively treating this broad range of activities as "Ancillary Rural Earthworks" could disconnect the activity from the effects-

Para	Panel Question	Officer Response
		based thresholds applying elsewhere in the chapter. I acknowledge that these activities may support the operation and efficiency of primary production. However, their rural or primary production purpose does not necessarily mean that the associated earthworks will be of a scale or nature that warrants exemption from the relevant thresholds. Accordingly, having examined the individual elements of the proposed definition, I have not identified any additional activities for which I consider a specific exemption from the relevant earthworks thresholds is warranted. Where an activity is already excluded from the definition of 'Earthworks', no further exemption is required. For the remaining activities, I consider the applicable thresholds should continue to determine when the scale of earthworks warrants resource consent. I therefore maintain the recommendations of the s42A Report with regard to this matter.
78	You consider it "appropriate that earthworks affecting particular values identified through overlays are managed within the district-wide chapter responsible for those values". Please advise what EW rules are located in 'overlays' still relevant. Please also refer to our comments in relations to the INF chapter around where EW rules should be located.	For the Panel's first question, I have reviewed the district-wide chapters as containing provisions applying to earthworks. Following the withdrawal process, the relevant earthworks provisions were substantially reduced. Earthworks provisions remain relevant within the Natural Hazards and Coastal Environment chapters, including in relation to the Flood Assessment and Moeraki Land Instability overlays and the coastal hazard overlays. I consider my position in the s42A report on this matter remains appropriate. Where earthworks effects are specifically managed through provisions in another district-wide chapter, it remains efficient and effective for those provisions to sit alongside the objectives and policies addressing the relevant value or resource, rather than being duplicated within the EW chapter. In relation to the Panel's comments on the location of infrastructure-related earthworks provisions, I agree that there is merit in distinguishing between provisions that manage the effects of infrastructure activities and provisions that manage the effects of other earthworks on infrastructure. On that basis, earthworks rules and standards applying specifically to the operation, maintenance, upgrading or development of infrastructure could appropriately sit within the INF chapter, with consequential cross-references where necessary. Conversely, provisions such as EW-R6, which principally manage the effects of earthworks undertaken in proximity to infrastructure, could appropriately remain within the

Para	Panel Question	Officer Response
		EW chapter. I consider this provides a clearer functional distinction between the two chapters and is consistent with the principle expressed at paragraph 78 that provisions should generally sit within the chapter responsible for managing the relevant activity, value or resource. I also acknowledge that the PDP will ultimately be administered through an ePlan. Appropriate hyperlinks, cross-references and user notes can assist plan users to identify applicable provisions across district-wide chapters. This reduces, although does not remove, the practical significance of the precise chapter location of individual provisions. Accordingly, I consider the notified structure remains workable. However, if the Panel is of a mind to rationalise the location of infrastructure-related earthworks provisions, I support the same functional distinction identified in the Infrastructure Summary Report.
84	If the effects Kā Rūnaka [251.306] identifies "more fully describe the potential effects of earthworks", why is it not appropriate to make mention of them in this chapter?	The submitter was seeking the amendments to more fully describe the potential effects of earthworks to be introduced to the EW chapter introduction. I consider that the purpose of the Introduction is to provide a concise overview of the resource management issues addressed by the chapter, rather than to identify every potential effect that may arise from earthworks. While I acknowledged in the s42A report that the wording proposed by Kā Rūnaka [251.306] more fully described the range of potential effects that may arise from earthworks, I remain of the mind that it is not necessary to reproduce that fuller list within the Earthworks chapter Introduction. I consider that the matters identified by Kā Rūnaka [251.306] are already addressed through the relevant EW chapter objectives and policies and, where appropriate, through other district-wide provisions that specifically manage those values. In my view, repeating that more detailed list in the Introduction would add limited regulatory value and would create unnecessary duplication. I therefore maintain my original recommendation that no amendment to the EW chapter introduction is required in response to Kā Rūnaka [251.306].

Para	Panel Question	Officer Response
108, 114	In light of the removal of the ECO chapter, would provision being made for 'natural environmental values' be appropriate, if it is a permissible change?	At the time the s42A Report was prepared, the ECO chapter, associated Significant Natural Area mapping and provisions had been withdrawn. I have reconsidered DOC [194.114] and CRC [271.461] and maintain my original recommendation. As identified in the s42A Report at paragraph 108, EW-P7 manages the general effects arising from earthworks. I continue to consider that effects on indigenous biodiversity and ecological values are more appropriately addressed through the broader planning framework rather than through the general earthworks provisions. This is also consistent with the now more limited function of the remaining EW chapter, which is principally focused on managing the effects directly associated with earthworks. In relation to the withdrawal of the ECO chapter, the relevant ODP provisions continue to apply in respect of significant indigenous vegetation and significant habitats. The withdrawal of the ECO and Significant Natural Area (SNA) provisions does not mean that effects on indigenous biodiversity are disregarded; rather, those effects remain subject to the other applicable statutory and operative planning provisions. I therefore do not consider it appropriate to use EW-P7 to effectively reintroduce matters associated with the withdrawn ECO and SNA framework through another PDP chapter. More broadly, I also consider there is a risk that introducing provisions into remaining PDP chapters specifically to address matters removed would undermine the intended effect of the partial withdrawal and create an inconsistent approach across the PDP. I therefore do not consider that the withdrawal of the ECO chapter provides a basis for expanding the scope of EW-P7 to include "natural environment values". Accordingly, I maintain the recommendations at paragraphs 108 and 114 and recommend no change to EW-P7.
131	Please explain how "EW-R1 also provides for ancillary rural earthworks without requiring compliance with EW-S1."	The statement was intended to recognise that some activities that may ordinarily be understood as ancillary rural earthworks, including cultivation and the installation of fence posts, are expressly excluded from the definition of 'Earthworks'. As those activities do not constitute 'Earthworks' for the purposes of the PDP, the EW chapter provisions are not engaged and the activities are therefore not required to comply with EW-R1 or, consequentially, the EW-S1 threshold. This does not extend to other rural activities that fall

Para	Panel Question	Officer Response
		within the definition of Earthworks, which remain subject to the applicable EW provisions, including EW-S1 where relevant. In furtherance to this clarification, I also address that this clarification does not alter my recommendation in relation to Broken Hut [120.4]. The submitter's concern related specifically to the 100m^2 threshold applying within the Rural Scenic Landscape Overlay (RSL) and the potential for this to constrain farming activities. As the RSL-related Earthworks provisions have been withdrawn, the particular constraint identified by the submitter no longer arises. I therefore maintain my recommendation that no amendment to EW-R1 is necessary.
140	In the context of the submissions of N Schultz [305.182] and WPGI [306.182] that seek to exempt earthworks associated with an approved building consent from the EW-S1 area thresholds, what is the effect of the Note to EW-S1? The Panel also notes that numerous DP's (e.g. the DCC 2GP) exempt earthworks approved under building consents within a certain distance of the building (usually 2m). Can you please review these plans and provide a recommended drafting of such an exemption for consideration by the Panel, if we were of a mind to accept these submissions.	The Note to EW-S1 already provides a degree of relief for earthworks associated with buildings. It provides that earthworks for building platforms within the General Rural Zone, where the removed soil is retained within the site, are exempt from the EW-S1 quantity calculations. Accordingly, the effect of the Note is that earthworks forming the building platform itself may exceed the otherwise applicable area threshold without triggering consent under EW-S1, provided the conditions of the Note are met. The relief sought by E N Schultz [305.182] and WPGI [306.182] is broader, as the submitters seek an exemption from EW-S1 whenever a building consent has been approved for the relevant building or structure. I remain of the view that the existence of a building consent, by itself, does not necessarily address all of the environmental effects associated with earthworks. I have reviewed the approaches adopted in other district plans in response to the Panel's question. The Dunedin 2GP provides an exemption from its small-scale earthworks thresholds for earthworks within 1.8m of the footprint of a building with an approved building consent, although that exemption does not apply in the Rural and Rural Residential Zones. Timaru provides an exemption for earthworks within the building footprint or within 2m of its outer edge where the building has building consent, subject to specified limitations. I did not discern any consistent approach adopted across the District Plans and I have not identified any instance of a general or blanket exemption for all earthworks associated with an approved building consent. Rather, where exemptions are provided, they are generally

Para	Panel Question	Officer Response
		constrained, including retaining controls. I consider that this reflects that, while the building consent process considers matters relevant to the construction and structural support of a building, it does not necessarily address the full range of environmental effects managed under the RMA, including effects such as sediment control, setbacks and rural landscape effects. I therefore maintain my view that the existence of an approved building consent would not provide an appropriate basis for an exemption from EW-S1. However, if the Panel is minded to provide an exemption, I recommend that the following exemption could be added to EW-S1: 1. <u>EW-S1 does not apply to earthworks that are:</u> a. <u>within the building footprint, or within 2m of the outer edge of the building footprint, of a building for which a building consent has been issued; and</u> b. <u>do not exceed a cut depth or fill height of 1.5m; and</u> c. <u>this exemption does not apply to earthworks associated with retaining walls or structures that are not required for the structural support of the building on the site or an adjoining site.</u>
165, 173, 174	Please explain how an 'area' threshold addresses the effects of earthworks better than a 'volume' threshold. How do other DP's address this issue? What other DP's use 'area' as their sole threshold?	An area threshold measures the spatial extent of land disturbed and therefore provides an indication of the extent of exposed or modified ground. This is relevant to effects including erosion and sediment generation, disturbance of soil and the extent of modification to the land surface. A volume threshold measures the quantity of material excavated or deposited and can provide a better indication of the intensity of cut and fill within that area. The notified EW chapter framework originally relied on a suite of complementary standards to manage different aspects of the scale and effects of earthworks, including EW-S1 for area, EW-S2 for maximum cut depth and fill height, and EW-S3 for earthworks on sloping sites. However, EW-S2 and EW-S3 have since been withdrawn. As a result, EW-S1 now operates largely in isolation. This means the area threshold is no longer supplemented by separate controls addressing the vertical scale of cut and fill or slope-related effects. In that context, the limitations of relying solely on area as a proxy for earthworks effects are more

Para	Panel Question	Officer Response
		apparent, as area captures the horizontal extent of disturbance but does not directly account for the volume or depth of earthworks undertaken within that area. I have reviewed the approaches adopted in other district plans. There is no consistent approach. Some plans use volume thresholds, while others use area thresholds or, more commonly, a combination of area, volume, depth and/or slope controls. For example, South Waikato uses area, volume and vertical alteration thresholds, while the Dunedin 2GP uses volume thresholds differentiated according to slope. Wellington uses an area-based standard differentiated by zone alongside separate controls addressing cut height and fill depth. Accordingly, I do not consider the comparative review establishes that a volume threshold is inherently more appropriate than an area threshold. In the context of the PDP framework, I continue to consider an area threshold provides a clear and readily measurable means of controlling the spatial extent of earthworks. I acknowledge that an area threshold, when applied in isolation, may not provide the most comprehensive means of managing the scale and effects of earthworks. However, the complementary standards addressing matters such as cut depth, fill height and slope have been withdrawn, and I have not identified scope within the remaining submissions to reintroduce equivalent depth or height controls. I therefore maintain my recommendation to retain the area-based approach in EW-S1.

Appendix 1

Recommended Changes to Provisions

Key:

- Withdrawn as tracked ~~deleted text~~ or inserted text
- Section 42A recommendations are tracked as ~~deleted text~~ and inserted text
- Post issues of Section 42A and response to Panel questions recommendations are tracked as: ~~deleted text~~ and inserted text

This section has rules that have legal effect.

Earthworks

PART A: GENERAL EARTHWORKS ACTIVITIES (EW)

Introduction

Earthworks are an essential activity in the use and development of land and contribute towards the social and economic well-being of the Waitaki district. Earthworks activities can facilitate opportunities for development, growth and the provision of services that support a high quality of life and a vibrant district.

Earthworks are often undertaken to create areas of level land to be used for living, business and recreation activities, and also have an important role in the use and development of land for primary production activities. Earthworks are integral to the construction of foundations, buildings and the provision and maintenance of infrastructure. Earthworks activities also include small scale projects, such as retaining walls and landscape projects undertaken by individuals.

If not appropriately managed, earthworks can have adverse effects on the natural environment, local amenity values, ecological, mana whenua and cultural heritage values as well as on community health and safety. Earthworks also have the potential to damage property and increase the risk of natural hazards. Earthworks activities can increase erosion and sedimentation, generate dust, noise and traffic effects, change natural landforms and impact biodiversity values. Earthworks in proximity to the National Grid can also adversely affect the operation of, and access to, National Grid Infrastructure. While a regional council function, District Plan earthworks provisions can also assist to reduce effects on water quality by ensuring there is no sedimentation occurring beyond the site.

~~Part A of this chapter focuses on managing the adverse effects of general earthworks activities (excluding quarrying activity and mining activities) to ensure that they do not compromise amenity values and health and safety values of individuals, communities and infrastructure, and that effects on the natural, mana whenua and cultural heritage values of the District are minimised.~~

~~It is important to note that if a site lies within an overlay area, the rules for earthwork activities will be contained in the relevant overlay chapter. For example, earthworks that take place within an Outstanding Natural Landscape will be subject to the earthworks rules contained in the Natural Features and Landscapes Chapter. Please refer to the User Notes section below for more information.~~

~~Part B of this chapter addresses quarrying activities and includes gravel extraction.~~

~~Part C of this chapter addresses mining activities occurring outside of the Special Purpose Zone — Macraes Mining.~~

~~Mining activities within the Special Purpose Zone — Macraes Mining are subject to the provisions in the Special Purpose Zone — Macraes Mining chapter.~~

User Notes:
For some activities, a resource consent may be required by rules in more than one chapter in the District Plan. Plan users are encouraged to check all District-Wide Matters chapters, as well as the relevant zone chapter.

~~*Please refer to the General Approach chapter for more information on the steps plan users should take to determine what rules apply to an activity and to determine the consent status of an activity.*~~

~~*Quarrying activities addressed in Part B of this chapter and mining activities addressed in Part C of this chapter are not subject to the earthworks rules contained in Part A unless specifically stated within a rule or standard.*~~

~~*Mining activities undertaken in the Special Purpose Zone — Macraes Mining are not subject to the rules in Part C of this*~~

~~*chapter unless specifically stated within a rule or standard. For the sake of clarity, all other earthworks and quarrying activities undertaken in the Special Purpose Zone – Macraes Mining are subject to Part A and Part B of this chapter*~~.

The rules and standards in the Earthworks chapter are not intended to apply to infrastructure activities unless specifically stated within an infrastructure rule or standard.

The following overlays also contain provisions that apply to earthworks activities that take place within them. The rules and standards in the Earthworks chapter are not intended to apply to earthworks activities within the overlays listed below unless specifically stated within a rule or standard:

- *Flood Assessment Overlay and Moeraki Land Instability Overlay (Natural Hazards chapter)*
- *Historic Heritage Item Overlay* ~~*and Historic Heritage Item Setting Overlay (Historic Heritage chapter)*~~
- ~~*Notable Tree Overlay and Notable Tree Group Overlay (Notable Trees chapter)*~~
- ~~*Sites and Areas of Significance to Māori Overlay (Sites and Areas of Significance to Māori Chapter)*~~
- ~~*Significant Natural Area Overlay (Ecosystems and Indigenous Biodiversity chapter)*~~
- ~~*Outstanding Natural Landscape Overlay, Outstanding Natural Feature Overlay and Significant Natural Feature Overlay (Natural Features and Landscapes chapter)*~~
- *Coastal Natural Hazard Overlay (Coastal Environment chapter)*

Other regulatory methods also manage earthworks. For example, certain earthworks carried out as part of building work are subject to the New Zealand Building Code and may also require a building consent under the Building Act 2004.

Earthworks and land disturbance affecting archaeological sites may also require authorisation under the Heritage New Zealand Pouhere Taonga Act 2014. Heritage New Zealand Pouhere Taonga should be consulted regarding any activity which may result in the modification, damage or destruction of any entry on the New Zealand Heritage List/Rārangi Kōrero or any archaeological site recorded on the New Zealand Archaeological Association's (NZAA) national database of recorded archaeological sites, Archsite. Please refer to APP3 of the Plan for the Heritage New Zealand Pouhere Taonga Accidental Discovery Protocol.

The earthworks provisions do not apply to earthworks associated with commercial forestry activities as these are regulated by the National Environmental Standards for Commercial Forestry 2023.

National Environmental Standards for Assessing and Managing Contaminants in Soil to Protect Human Health 2011, Electricity Transmission Activities 2009 and National Environmental Standards for Freshwater 2020 also provide earthworks requirements that override some District Plan provisions.

Earthworks may also need additional resource consents from the Otago Regional Council or Environment Canterbury, including earthworks that may result in silt or sedimentation contamination of water and affect water quality, or adverse effects on the environment from dust.

~~Objectives~~

~~**EW-O1**~~	~~**Earthworks activities**~~
~~Earthworks activities enable people and communities, social, economic and cultural well-being, and their health and safety, where adverse effects are appropriately managed.~~	

~~**EW-O2**~~	~~**Protecting sensitive environments**~~
~~Indigenous biodiversity, natural landscapes, natural landforms, natural features, mana whenua and historic and cultural heritage values are protected from the adverse effects of earthworks.~~	

EW-O3	**Protecting communities**
Earthwork activities are undertaken in a manner that maintains or enhances amenity values, community health and safety (including the risk from natural hazards), land stability, infrastructure, the efficiency of the stormwater management systems, water quality and soil quality.	

~~Policies~~

~~**EW-P1**~~	~~**Enabling earthworks**~~

~~Enable earthworks where the scale, extent and effects are appropriate in scale to the level of development anticipated within the zone and/or overlay area.~~

~~EW-P2~~	~~Protecting sensitive environments~~
~~Provide for earthworks where adverse effects on the identified values of sensitive environments and riparian margins are avoided where practicable.~~	

~~EW-P3~~	~~Conservation activities within sensitive environments~~
~~Enable earthworks that facilitate improvements to the maintenance of, protection, enhancement, public appreciation and recreational enjoyment of a sensitive environment while avoiding, where practicable, any adverse effects on the identified values.~~	

~~EW-P4~~	~~Primary production activities~~
~~Enable earthworks that support the operational efficiency of primary production activities, including the maintenance and repair of existing farm tracks, yards, irrigation systems, fences, dams, stormwater infrastructure, sedimentation ponds, culverts and stormwater drains.~~	

~~EW-P5~~	~~Construction and maintenance of farm tracks and recreational tracks~~
~~Enable earthworks that provide for farm tracks and outdoor recreational walkways, footpaths, bridle paths and cycleways where these are located outside of sensitive environments~~	

EW-P6	Earthworks within the National Grid Yard
Enable earthworks within the National Grid Yard where they are of a scale and nature that will not compromise the safe and efficient functioning, operation, maintenance and repair, upgrading and development of the National Grid.	

EW-P7	The effects of earthworks
Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site; and 3. natural landforms; and 4. local amenity values; and 5. erosion and sediment loss from the site; and 6. natural hazard risk; and 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and 9. soil quality.	

~~EW-P8~~	~~Rehabilitation of disturbed ground~~
~~Enable earthworks that enhance, restore or rehabilitate areas of disturbed ground to reflect the surrounding landform and vegetation.~~	

~~Rules~~

~~PERMITTED ACTIVITIES~~

EW-R1	General earthworks ~~located outside of a sensitive environment~~	
~~All zones~~ General Rural Zone (as withdrawn)	**Activity status: Permitted** **Where:** PER-1 All of the following standards are complied with: 1. EW-S1 Threshold areas (m^2);	**Activity status when compliance is not achieved: Restricted Discretionary** **Where:** RDIS-1 Compliance is not achieved with PER-1

	2. EW-S2 Maximum cut depth and fill height; 3. EW-S3 Earthworks on sloping sites; and 4. EW-S4 Earthworks within 20m of a waterbody.	**Matters of discretion are restricted to:** 1. the matters of discretion listed in any of the standards EW-S1, EW-S2, EW-S3 and/or EW-S4 that are not complied with.

EW-R2	Earthworks for repair and maintenance activities within or outside of a sensitive environment	
All zones	**Activity status: Permitted** **Where:** PER-1 Earthworks undertaken for the repair and maintenance of existing and lawfully established: 1. farm tracks; 2. yards; 3. water supply and irrigation systems; 4. fences; 5. dams/ponds; 6. walking and cycling tracks; 7. driveways and accessways; 8. stormwater infrastructure, sediment detention ponds, culverts and stormwater drains; 9. coastal hard protection structures; and PER-2 Where the width and length are the same and the materials used are the same or similar as that which existed prior to the repair and maintenance being required.	**Activity status when compliance is not achieved: Restricted Discretionary** **Where:** RDIS-1 Compliance is not achieved with PER-1 and/or PER-2 **Matters of discretion are restricted to:** 1. the change to the size, scale and materials from that existing prior to the repair or maintenance. *Note: Earthworks within the setting of a Historic Heritage Item are subject to Rule HH-R3.* *Note: Earthworks within a Significant Natural Area are subject to Rule ECO-R3.* *Note: Earthworks on or within an Outstanding Natural Landscape, Outstanding Natural Feature or Significant Natural Feature are subject to Rule NFL-R4.* *Note: Earthworks within a Site or Area of Significance to Māori are subject to Rule SASM-R4. Note: Earthworks within the root protection of a Notable Tree may be subject to Rule TREE-R1.*

EW-R3	Earthworks for the construction of farm tracks, public footpaths, public bridle paths and public cycleways located outside of sensitive environments	
All zones	**Activity status: Permitted** **Where:** PER-1 The track is associated with a permitted or lawfully established activity within the zone and does not exceed 4 metres in width with an additional allowance of 1 metre either side of the track for battering; and PER-2 All of the following standards are complied with: 1. EW-S2 Maximum cut depth and fill height; 2. EW-S3 Earthworks on sloping sites; and 3. EW-S4 Earthworks within 20m of a waterbody.	**Activity status when compliance is not achieved: Restricted Discretionary** **Where:** RDIS-1 Compliance is not achieved with PER-2 **Matters of discretion are restricted to:** 1. the matters of discretion listed in any of the standards EW-S2, EW-S3 and/or EW-S4 that are not complied with. **Activity status when compliance is not achieved: Discretionary** **Where:** DIS-1 Compliance is not achieved with PER-1

EW-R4	Earthworks for conservation activities within a sensitive environment	
All zones	**Activity status: Permitted** **Where:**	**Activity status when compliance is not achieved: Restricted Discretionary**

	PER-1 On any site earthworks do not exceed 25m2 in area over any 3 year period. PER-2 All of the following standards are complied with: 1. EW-S2 Maximum cut depth and fill height; 2. EW-S3 Earthworks on sloping sites; and 3. EW-S4 Earthworks within 20m of a waterbody.	**Where:** RDIS-1 Compliance is not achieved with PER-2 **Matters of discretion are restricted to:** 1. the matters of discretion listed in any of the standards EW-S2, EW-S3 and/or EW-S4 that are not complied with. **Activity status when compliance is not achieved: Discretionary** **Where:** DIS-1 Compliance is not achieved with PER-1
Note: This rule only applies to earthworks required to facilitate conservation activities within a sensitive environment.		

EW-R5	**Earthworks within a riparian margin**	
All zones	**Activity status: Permitted** **Where:** PER-1 The earthworks are undertaken by Waitaki District Council, Otago Regional Council, Canterbury Regional Council or their agents for flood and/or erosion management; or PER-2 The earthworks are for parks furniture installed by Waitaki District Council, Otago Regional Council, Canterbury Regional Council, the Department of Conservation or their agents; or PER-3 1. the earthworks are for the maintenance or repair of existing and lawfully established: a. farm tracks; b. yards; c. irrigation systems; d. fences; e. dams/ponds f. walking and cycling tracks; g. driveways and access; h. stormwater infrastructure, sediment detention ponds, culverts and stormwater drains; and i. coastal hard protection structures; and 2. the width and length are the same and the materials used are the same or similar as that which existed prior to the maintenance or repair being required.	**Activity status when compliance is not achieved: Restricted Discretionary** **Where:** RDIS-1 Compliance is not achieved with PER-1, PER-2 and/or PER-3 **Matters of discretion are restricted to:** 1. evidence of the existing degree of natural character of the riparian margin; and 2. the extent and management of adverse effects on natural character of the riparian margin, including: a. the extent to which the proposed earthworks will: i. allow natural elements to dominate; and ii. introduce man-made elements to the riparian margin; and iii. affect the amenity values of the riparian margin; and iv. create disturbances that will be ongoing, as opposed to temporary; and v. affect the stability of the riparian margin; and vi. affect the community's access to and appreciation of the natural character of the riparian margin; and vii. result in sedimentation effects; and viii. affect the effective management of flood risks; and ix. restrict access for mahika kai purposes; and 3. any cumulative effects.

EW-R6	Earthworks and land disturbance within the National Grid Yard	
All zones <u>(including the withdrawn General Rural Zone)</u>	**Activity status: Permitted** **Where:** PER-1 Earthworks or land disturbance must be no deeper than: 1. 300mm within 6m of the outer visible edge of a foundation of a National Grid Support Structure; or 2. 3m between: a. 6m and 12m from the outer visible edge of a foundation of a 110kV, 220kV or 350kV National Grid Support Structure; **or** b. 6m and 12m from the outer visible edge of a foundation of a 66kV National Grid Support Structure; **and** PER-2 The earthworks or land disturbance do not result in a reduction in the ground to conductor clearance distances as required in Table 4 of the New Zealand Electrical Code of Practice for Electrical Safe Distances (NZECP 34:2001) ISSN 01140663; **and** PER-3 The earthworks or land disturbance do not result in existing vehicular access to a National Grid Support Structure being permanently obstructed; **and** PER-4 The earthworks or land disturbance does not compromise the stability of a National Grid Support Structure; **and** PER-5 The following earthworks activities are exempt from PER-1 to PER-4: 1. Earthworks or land disturbance, excluding mining and quarrying, that are undertaken by a network utility operator (other than for the reticulation and storage of water for irrigation purposes); 2. Earthworks or land disturbance, excluding mining and quarrying, for the repair, sealing or resealing of a footpath, driveway or farm track; 3. Land disturbance involving vertical holes not exceeding 500mm in diameter that: a. are more than 1.5m from the outer visible edge of a foundation of a National Grid Support Structure or stay wire, or b. are a post hole for a farm fence or horticulture structure more than 6m from the visible outer edge of a tower or support structure foundation; 4. Earthworks that otherwise comply with Clause 2.4.1 of the New Zealand Electrical	**Activity status when compliance is not achieved: Non-Complying** **Where:** NC-1 Compliance is not achieved with PER-1, PER-2, PER-3, PER-4 and/or PER-5 ***Notification**: Any application made under this rule is precluded from being publicly notified.* *Note: Notice of any application for resource consent under this rule must be served on Transpower New Zealand Limited in accordance with Clause 10(2) of the Resource Management (Forms, Fees, and Procedure) Regulations 2003.*

	Code of Practice for Electrical Safe Distances (NZECP 34:2001) ISSN 01140663; 5. Land disturbance undertaken as part of agricultural, horticultural or domestic cultivation.	
Note: Rules EW-R1 to EW-R4 also apply to any earthworks or vertical holes within the National Grid Yard.		

~~**DISCRETIONARY ACTIVITIES**~~

~~**EW-R7**~~	~~**Earthworks within a sensitive environment**~~	
~~**All zones**~~	~~**Activity status: Discretionary**~~ ~~Earthworks within a sensitive environment where not otherwise listed as a permitted, restricted discretionary, discretionary or non-complying activity in the Plan.~~	~~**Activity status when compliance is not achieved: Not Applicable**~~

Standards

EW-S1	**Threshold areas (m^2)**	
~~**All Residential Zones**~~ ~~**Rural Lifestyle Zone**~~ ~~**Settlement Zone**~~	~~1. The quantity of earthworks must not exceed **300m²** in any 12 month period per site.~~	**Matters of discretion are restricted to:** 1. whether the earthworks are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on character and amenity values, natural landforms and features, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4. visual amenity, including landscape treatment, site reinstatement and screening; and 5. the potential for cumulative effects on the natural form of the landscape; and 6. whether the earthworks involve the removal of topsoil or subsoil from a site that is identified as having a Land Use Capability classification of 1, 2 or 3; and 7. duration of the earthworks and hours of operation; and 8. the management of the effects of dust, vibration, noise, lighting, odour and traffic movements at or beyond the boundaries of the site. *Note: A landscape assessment may be required for the assessment of this standard.* *Note: A site management plan may be required for consideration of matters of discretion (2), (7) and (8) in EW-S1.*
General Rural Zone (as withdrawn) ~~**All Commercial and Mixed Use Zones**~~ ~~**Special Purpose Zone**~~ ~~**— Macraes Mining —**~~	2. The quantity of earthworks must not exceed **500m²** in area in any 12 month period per site. *Note: Earthworks for building platforms within the General Rural Zone where the removed soil is retained within the site, are exempt from the quantity calculations.*	
~~**Rural Scenic Landscape**~~	~~3. The quantity of earthworks must not exceed **100m²** in area in any 12 month period per site.~~	
~~**Ōamaru Historic Area**~~	~~4. The quantity of earthworks must not exceed **50m²** in area in any 12 month period per site.~~	
~~**All Industrial Zones**~~	~~5. The quantity of earthworks must not exceed **1000m²** in area in any 12 month period per site.~~	

Open Space Zone **Sports and Active Recreation Zone**	6. The quantity of earthworks must not exceed **500m²** in area in any 12 month period per site. *Note: Earthworks for the installation of play equipment or the re-turfing or re-grassing of existing sports fields are exempt from the quantity calculations for the Open Space Zone and Sports and Active Recreation Zone.*	

EW-S2	**Maximum cut depth and fill height**
1. The cut depth or fill height must not exceed 1.5 metres as measured vertically; and 2. Cut or fill supported by a retaining wall must be setback a distance at least equal to the height of the retaining wall. 3. Cut and fill equal to or less than 0.5m in height is exempt from this standard.	**Matters of discretion are restricted to:** 1. effects on the stability of land or structures at or beyond the boundaries of the site, and the potential to create new, or exacerbate existing, natural hazards, impact natural drainage patterns, redirect overland flow paths or flood flows and/or create instability, erosion or scarring; and 2. the management of silt, sediment and erosion on site; and 3. impacts on character and amenity values, natural landforms and features, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4. visual amenity, including landscape treatment, site reinstatement and screening; and 5. the potential for cumulative effects on the natural form of the landscape. *Note: A geotechnical assessment and/or landscape assessment may be required for the assessment of this standard.* *Note: A site management plan may be required for consideration of matters of discretion (1) and (2) in EW-S2.* *Note: Earthworks over 1.5m in height or depth that take place within 1.5m of a site boundary may require a written approval from the adjoining landowner.*

EW-S3	Earthworks on sloping sites
1. Earthworks must not take place on slopes with an angle greater than 18.5 degrees (1 in 3). *Note: Slope angle is measured as an average slope angle over any 100m length of the slope.*	**Matters of discretion are restricted to:** 1. the effects on the stability of land or structures at or beyond the boundaries of the site and the potential to create new, or exacerbate existing, natural hazards, impact natural drainage patterns, redirect overland flow paths or flood flows and/or create instability, erosion or scarring; and 2. the management of silt, sediment and erosion on site; and 3. impacts on character and amenity values, natural landforms and features, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4. any visual amenity, including landscape treatment, site reinstatement and screening; and 5. the potential for cumulative effects on the natural form of the landscape. *Note: A geotechnical assessment and/or landscape assessment may be required for the assessment of this standard.* *Note: A site management plan may be required for consideration of matters of discretion (1) and (2) in EW-S3.*

S4 EW-	Earthworks within 20 metres of a waterbody
1. Earthworks shall not take place within 20m of a waterbody *Note: This measurement shall be taken from the highest water mark point of the waterbody.*	**Matters of discretion are restricted to:** 1. the provision of sediment control techniques to ensure sediment run-off does not enter a waterbody; and 2. effects on the natural character and ecological values of the waterbody; and 3. impacts on the character and amenity values, natural landforms and features; and 4. management of visual amenity effects through landscape treatment, site reinstatement and screening; and 5. the potential for cumulative effects on the natural form of the landscape. *Note: A site management plan may be required for consideration of the assessment matter 1.* *Note: An ecological report and/or landscape assessment may be required for consideration of matters of discretion (2), (3), (4) and (5) in EW-S4.*

EW-S5	Infrastructure earthworks — slope, height and depth	
	1. Earthworks must not be undertaken on an existing slope with an angle of 34 degrees or greater; 2. earthworks must not exceed 1.5m in cut height or fill depth, except: a. where the earthworks are for trenching, directional drilling or augured holes for the construction, operation, maintenance and repair, or upgrade of infrastructure; or ~~b. where the earthworks are provided for by EW-S8; or~~ c. where the earthworks are for the construction of an underpass; and; 3. earthworks must not be located within 1m of the site boundary, measured on a horizontal plane except: a. where the earthworks are for trenching, directional drilling or augured holes for the construction, operation, maintenance and repair, or upgrade of infrastructure; or b. where the site boundary separates adjoining sites which are both within the area of land subject to the proposed works; 4. earthworks must not be carried out within 10m of a waterbody except where the earthworks are for the installation, maintenance and repair, removal or upgrade of infrastructure located on or within existing bridges or structures crossing a stream; 5. as soon as practical, but no later than three months after the completion of the works, the earthworks area must be stabilised with vegetation or sealed, paved, metaled or built over. This standard does not apply to: 1. earthworks undertaken by Transpower to achieve the ground conductor clearance required by NZECP 34:2001; 2. earthworks associated with maintenance and repair works for walkways, cycleways and shared paths within road reserves; 3. earthworks associated with any building or structure used for infrastructure purposes that are within 2m of the exterior walls of the building used for infrastructure purposes, measured in plan view; 4. any piling associated with a support structure that is within 2m of an existing support structure or necessary to install a support structure.	**Matters of discretion are restricted to:** 1. local, regional and national benefits; and 2. the stability and safety of adjoining land, buildings and structures; and 3. Design and siting of the infrastructure; and 4. any mitigation, offset or compensation measures offered; and 5. measures to avoid remedy or mitigate the effects of earthworks; 6. any operational needs or functional needs of the infrastructure; and 7. whether topographical and other site constraints make compliance with the permitted standard impractical.

EW-S6	Infrastructure earthworks - area in a 12-month period per site, excluding the road reserve and rail corridor	
All zones <u>(including the withdrawn General Rural Zone)</u>	1. No area limits apply to earthworks required for trenching for the, construction operation, maintenance and repair, or upgrade of underground infrastructure where the trenching: a. is undertaken by or for Waitaki District Council or a network utility operator; b. does not result in an increase in height of the ground level upon completion of the works; and c. is progressively closed so that no more than 120m of trench is open at any time; 2. ~~no area limits apply where the earthworks are provided for by EW-S8.~~	**Matters of discretion are restricted to:** 1. local, regional and national benefits; and 2. any adverse effects on the natural character and amenity values of any riparian margin or coastal margin; and 3. the matters of discretion in EW-S1; and 4. design and siting of the infrastructure; and 5. any mitigation, offset or compensation measures offered; and 6. measures to avoid, remedy or mitigate the effects of earthworks; 7. any operational needs or functional needs of the infrastructure; and 8. whether topographical and other site constraints make compliance with the permitted standard impractical; and 9. any adverse effects from traffic movements
Riparian margins	3. The maximum area must be no greater than 25m^2 in one 12 month period.	

Residential Zones **Sport and Active Recreation Zone** **Local Centre Zone**	4. The maximum area must be no greater than 100m^2 in one 12 month period.	on the transport network and amenity values.
General Rural Zone (as withdrawn) **Mixed Use Zone**	5. The maximum area must be no greater than 1000m^2 in one 12 month period	
All other zones	6. The maximum area must be no greater than 500m^2 in one 12 month period	

EW-S7	**Infrastructure earthworks — in relation to Historic Heritage ~~and Sites and Areas of Significance to Māori~~**
1. The earthworks are limited to trenching less than 600mm in width: a. directly above existing underground infrastructure; and b. directly adjoining existing infrastructure located above ground.	**Matters of discretion are restricted to: Not Applicable**

~~**EW-S8**~~	~~**Infrastructure earthworks — in relation to Outstanding Natural Features and Landscapes, Significant Natural Features and Rural Scenic Landscape Overlays**~~
~~The earthworks must not exceed:~~ ~~1. a maximum cut or fill height greater than 1m above ground level; and~~ ~~2. a maximum area within any five year continuous period of:~~ ~~i. 50m2 within an area identified in SCHED7 - Outstanding Natural Features or SCHED8 — Outstanding Natural Landscapes; or~~ ~~ii. 350m2 within an area identified in SCHED9 - Significant Natural Feature or SCHED10 - Rural Scenic Landscape.~~	~~**Matters of discretion are restricted to:**~~ ~~1. local, regional and national benefits; and~~ ~~2. design and siting of the infrastructure; and~~ ~~3. any mitigation, offset or compensation measures offered; and~~ ~~4. any operational needs or functional needs of the infrastructure; and~~ ~~5. any topographical and other site constraints make compliance with the permitted standard impractical.~~

EW-S9	**Earthworks associated with infrastructure (excluding National Grid infrastructure) in the National Grid Yard outside of any overlay**
Any associated earthworks do not: 1. exceed 300mm in depth within 6m of the outer visible edge of a National Grid support structure; 2. exceed 3m in depth: a. between 6m and 12m from the outer visible edge of a foundation of a 110kV, 220kV or a 350kV National Grid support structure; or b. between 6m and 10m from the outer visible edge of a foundation of a 66kV a National Grid support structure; 3. result in a reduction in the ground to conductor clearance distances as required in Table 4 of the New Zealand Electrical	**Matters of discretion are restricted to: Not Applicable**

Code of Practice for Safe Electrical Distances (NZECP 34:2001); 4. compromise the stability of a National Grid support structure; and 5. permanently physically impede access to a National Grid support structure. This standard does not apply to: 1. Land disturbance undertaken as part of the repair or resealing of a road, footpath, driveway or access track. 2. Excavation of a vertical hole, not exceeding 500mm in diameter, that is more than 1.5m from outer visible edge of foundation of a National Grid transmission line pole or stay wire. 3. Earthworks that otherwise comply with Clause 2.4.1 of NZECP34. 4. Works undertaken by Transpower.	

EW-S10	**Earthworks in the Electricity Distribution Yard**
Any associated earthworks do not: 1. exceed 300mm in depth within 2.2m of a foundation of an electricity distribution line support structure; 2. exceed 0.75m in depth between 2.2m and 5m from the foundation of an electricity distribution line support structure; 3. result in a reduction in the ground to conductor clearance distances below what is required in Table 4 of the New Zealand Electrical Code of Practice for Safe Electrical Distances (NZECP 34:2001); and 4. compromise the stability of an electricity distribution line support structure; and This standard does not apply to: 1. Land disturbance undertaken as part of the repair or resealing of a road, footpath, driveway or access track.	**Matters of discretion are restricted to: Not Applicable**

~~PART B: EARTHWORKS — QUARRYING FOR AGGREGATE (EW(Q))~~

~~Introduction~~

~~Mineral resources play a key role in the socio-economic wellbeing and growth of the District. For example, aggregate extraction and associated processing and handling (quarrying activities) is an essential activity for providing roading, housing, critical and lifeline infrastructure. Quarrying activities are usually smaller in scale, compared to mining operations, and often used intermittently, but can give rise to adverse environmental effects if poorly situated, operated or rehabilitated.~~

~~***User Notes:***~~
~~*Mining activities are addressed separately from quarrying for aggregate (quarrying activities) in this Plan and are addressed in Part C of this chapter or the Special Purpose Zone — Macraes Mining chapter.*~~

~~Objectives~~

~~**EW(Q)-O1**~~	~~**Providing aggregate for the community**~~
~~Aggregate is available to provide for the needs of the community while, at the same time, any actual or potential adverse environmental effects are avoided, remedied or mitigated.~~	

~~Policies~~

EW(Q)-P1	Farm quarries
Enable the extraction of aggregate from farm quarries in the General Rural Zone or the Special Purpose Zone – Macraes Mining, provided the aggregate is used on the same site as the farm quarry is located, and the scale, density and location are controlled as a means to avoid, remedy or mitigate effects both within and adjoining the site.	

EW(Q)-P2	Restricted use quarry
Enable the periodic extraction of aggregate from restricted use quarries in the General Rural Zone and the Special Purpose Zone — Macraes Mining as a means to supply aggregate for the maintenance and development of local infrastructure in the vicinity where: 1. the scale, intensity and frequency of the quarrying activity maintains the amenity values for nearby residents; and 2. disturbed land is rehabilitated in order to maintain the natural character in the locality.	

EW(Q)-P3	Quarry and quarrying activity in the Existing Mining Area of the Special Purpose Zone — Macraes Mining
Enable quarry and quarrying activities on land that has been previously disturbed from mining activities in the Existing Mining Area of the Special Purpose Zone — Macraes Mining provided that: 1. the scale, intensity and frequency of the quarrying maintains the amenity values for nearby residents; and 2. disturbed land is rehabilitated in order to maintain the natural character in the locality.	

EW(Q)-P4	Existing quarries
Enable the continued operation of existing lawfully established quarries, provided that the potential and actual adverse environmental effects are avoided, remedied or mitigated as far as practicable.	

EW(Q)-P5	New quarrying activities
Quarrying activities can be undertaken in the General Rural Zone and in the Potential Mining Area of the Special Purpose Zone – Macraes Mining provided that the activity: 1. avoids, remedies or mitigates any actual or potential adverse effects within a sensitive environment in accordance with the objectives, policies and rules contained in the relevant district wide chapters; 2. avoids, remedies or mitigates effects on sensitive activities; 3. avoids, remedies or mitigates adverse environmental effects as far as practicable using industry best practice and management plans, including monitoring and self-reporting; 4. manages noise, vibration, access and lighting to maintain local rural amenity values; and 5. ensures the siting and scale of buildings and visual screening maintains local rural amenity values and character.	

EW(Q)-P6	Rehabilitation of a restricted use quarry or a new quarry
Require operators of restricted use quarries and new quarries to prepare a rehabilitation plan that includes objectives and measures to shape landforms and revegetate the landforms for a future land-use that is appropriate in the zone where the restricted use quarry or quarry is located, having particular regard to: 1. replacing the previous vegetation type being removed by land disturbance where practicable; 2. the intended end use of the quarry or restricted use quarry; 3. if rehabilitating the site with a vegetated land use, undertaking the direct transfer of soil and associated vegetation from areas being disturbed to areas being rehabilitated where the opportunity arises; 4. if rehabilitating the site with a vegetated land use, providing the necessary topsoil for growing conditions where direct transfer is not possible and then establishing vegetation by direct planting or from the broadcasting of seed; 5. providing weed and pest control; and 6. covering or revegetating exposed overburden containing soil or fines as soon as practicable to prevent the generation of dust and soil erosion and sediment transport.	

EW(Q)-P7	Quarry and quarrying activities in other zones
Discourage quarry and quarrying activities in zones other than the General Rural Zone and the Special Purpose Zone – Macraes Mining due to the increased sensitivity of these receiving environments.	

Rules

PERMITTED ACTIVITIES — EW(Q)

EW(Q)-R1	**Farm quarry**	
General Rural Zone **Special Purpose Zone – Macraes Mining**	**Activity status: Permitted** **Where:** PER-1 All of the following standards are complied with where relevant: 1. EW(Q)-S1 Density and maximum size of farm quarries within the site; 2. EW(Q)-S2 Setback from a site boundary; 3. EW(Q)-S3 Hours of operation; 4. EW(Q)-S4 Blasting; and PER-2 The extracted aggregate is used on the same site where the farm quarry is located for the purposes of constructing and maintaining farm tracks, or races, or for the construction or maintenance of farm infrastructure; and PER-3 There is no transport of aggregate from the farm quarry on a road, except if the road is required to be used to access part of the same site; and PER-4 The quantity of aggregate extracted from a farm quarry is limited to 750m3 in any 12-month period; or PER-5 The quantity of aggregate extracted from a farm quarry is limited to 3750m3 over a 5-year period; and PER-6 The farm quarry is not located within a sensitive environment or within the Coastal Environment or Coastal Natural Hazard overlays.	**Activity status when compliance is not achieved: Restricted Discretionary** **Where:** RDIS-1 Compliance is not achieved with PER-1 **Matters of discretion are restricted to:** 1. the matters of discretion listed in any of the standards EW(Q)-S1, EW(Q)-S2, EW(Q)-S3 and/or EW(Q)-S4 that are not complied with. **Activity status when compliance is not achieved: Discretionary** **Where:** DIS-1 Compliance is not achieved with PER-2, PER-3, PER-4, PER-5 and/or PER-6

EW(Q)-R2	**Quarries, farm quarries and restricted use quarries within the National Grid Yard**	
All zones	**Activity status: Permitted** **Where:** PER-1 Quarries must be no deeper than: 1. 300mm within 6m of the outer visible edge of a foundation of a National Grid Support Structure; or 2. 3m between: a. 6m and 12m from the outer visible edge of a foundation of a 110kV, 220kV or 350kV National Grid Support Structure; or b. 6m and 12m from the outer visible edge of foundation of a 66kV National Grid Support Structure; and PER-2	**Activity status when compliance is not achieved: Non-Complying** **Where:** NC-1 Compliance is not achieved with PER-1, PER-2, PER-3, and/or PER-4 ***Notification:*** *Any application made under this rule is precluded from being publicly notified.* *Note: Notice of any application for resource consent under this rule must be served on Transpower New Zealand Limited in accordance with Clause 10(2) of the Resource Management (Forms, Fees, and Procedure) Regulations 2003.*

	The quarry does not result in a reduction in the ground to conductor clearance distances as required in Table 4 of the New Zealand Electrical Code of Practice for Electrical Safe Distances (NZECP 34:2001) ISSN 01140663; **and** PER-3 The quarry does not result in existing vehicular access to a National Grid Support Structure being permanently obstructed; **and** PER-4 The quarry does not compromise the stability of a National Grid Support Structure.	

CONTROLLED ACTIVITIES — EW(Q)

EW(Q)-R3	**Restricted use quarry**	
General Rural Zone **Special Purpose Zone — Macraes Mining**	**Activity status: Controlled** **Where:** CON-1 All of the following standards are complied with: 1. EW(Q)-S2 Setback from a site boundary; 2. EW(Q)-S3 Hours of operation; 3. EW(Q)-S4 Blasting; 4. EW(Q)-S5 Calendar year operation; and CON-2 The quarry operator can demonstrate that the quarry is an existing and lawfully established quarry that has been used at least once in the past five years; and CON-3 The quantity of aggregate extracted is limited to 100m3 day; and CON-4 The number of heavy vehicles to and from the restricted use quarry is limited to 10 return trips during any one day; and CON-5 Except in the Existing Mining Area of the Special Purpose Zone — Macraes Mining, the restricted use quarry is not located within a sensitive environment. **Matters of control are restricted to:** 1. rehabilitation of disturbed land associated with quarrying that includes, but is not limited to, those matters contained in EW(M)-APP1 — Rehabilitation Plan.	**Activity status when compliance is not achieved: Restricted Discretionary** **Where:** RDIS-1 Compliance is not achieved with CON-1 **Matters of discretion are restricted to:** 1. the matters of discretion listed in any of the standards EW(Q)-S2, EW(Q)-S3, EW(Q)-S4 and/or EW(Q)-S5 that are not complied with. **Activity status when compliance is not achieved: Discretionary** **Where:** DIS-1 Compliance is not achieved with CON-2, CON-3, CON-4 and/or CON-5

EW(Q)-R4	Quarrying activities (excluding farm quarry and restricted use quarry)	
Special Purpose Zone – Macraes Mining – Existing Mining Area	Activity status: Controlled Matters of control are restricted to: 1. the duration, timing, frequency and extent and staging of works; 2. disturbance to the land, including vegetation clearance; 3. siting of tracks, parking area, buildings or other equipment; 4. measures to maintain indigenous biodiversity; 5. rehabilitation of disturbed land associated with quarrying that includes, but is not limited to, those matters contained in EW(M)-APP1 – Rehabilitation Plan.	Activity status when compliance is not achieved: Not Applicable

DISCRETIONARY ACTIVITIES – EW(Q)

EW(Q)-R5	Farm quarry	
All Zones excluding General Rural Zone and Special Purpose Zone – Macraes Mining	Activity status: Discretionary	Activity status when compliance is not achieved: Not Applicable

EW(Q)-R6	Quarrying activities (excluding farm quarry and restricted use quarry)	
General Rural Zone Special Purpose Zone – Macraes Mining – Potential Mining Area	Activity status: Discretionary	Activity status when compliance is not achieved: Not Applicable

NON-COMPLYING ACTIVITIES – EW(Q)

EW (Q)-R7	Restricted use quarry	
All Zones excluding General Rural Zone and the Special Purpose Zone – Macraes Mining	Activity status: Non-Complying	Activity status when compliance is not achieved: Not Applicable

EW(Q)-R8	Quarrying activities	
All Zones excluding General Rural Zone and the Special Purpose Zone — Macraes Mining	Activity status: Non-Complying	Activity status when compliance is not achieved: Not Applicable

Standards

EW(Q)-S1	Density and maximum size of farm quarries within the site	
General Rural Zone Special Purpose Zone — Macraes Mining	1. No more than one farm quarry up to a maximum of 1500m2 in area on any site of up to 8 hectares in size. 2. On sites greater than 8 hectares, additional farm quarries that are individually no more than 1500m2 in area and at a density of no more than one per 8 hectares.	Matters of discretion are restricted to: 1. the visual effects from a greater density of farm quarries; and 2. effects on landscape character and on natural character from a greater density of farm quarries; and 3. the extent to which the infringement is necessary due to an on-farm supply shortage of aggregate.

EW(Q)-S2	Setback from a site boundary	
General Rural Zone Special Purpose Zone — Macraes Mining	1. Farm quarries and restricted use quarries must not be located within 100m of an adjoining site under different ownership from that of the land on which the farm quarry or restricted use quarry is located. 2. On sites adjoining a Residential or Settlement Zone boundary, the setback shall be at least 300m from the boundary.	Matters of discretion are restricted to: 1. effects on adjoining property, including outlook, privacy, shading and sense of enclosure; and 2. the extent to which the reduction in the setback is necessary due to the natural and physical features of the site; and 3. the ability to mitigate adverse effects through the use of screening, planting, landscaping, or other measures.

EW(Q)-S3	Hours of operation	
General Rural Zone Special Purpose Zone — Macraes Mining	1. Farm quarries and restricted use quarries involving the processing (including crushing, screening, washing, and blending) of aggregate, which is located within 500m of a dwelling under different ownership from the farm quarry or restricted use quarry, shall be limited to the following hours of operation: • 8:00am to 7:00pm Monday to Friday, excluding any public holidays; • 10:00am to 3:00pm on Saturday.	Matters of discretion are restricted to: 1. effects on the amenity values of adjoining properties; and 2. the extent to which an increase in hours is necessary for operational reasons; and 3. the ability to reduce noise emissions through the positioning of equipment, noise bunds, or other noise management measures.

EW(Q)-S4	Blasting	
General Rural Zone Special Purpose Zone — Macraes Mining	1. Farm quarries and restricted use quarries shall give written notice, at least 48 hours in advance of any blasting, to all property owners under different ownership within 1 km of the farm quarry or restricted use quarry. Blasting shall be limited to the following hours of operation: • 9:00am to 5:00pm Monday to Friday, excluding any public holidays.	**Matters of discretion are restricted to:** 1. effects on the amenity values of adjoining properties; and 2. the extent to which blasting beyond the specified hours is necessary for operational reasons; and 3. the ability to reduce sound overpressure through the method of blasting, use of bunds, or other management measures.

EW(Q)-S5	Calendar year operation	
General Rural Zone Special Purpose Zone — Macraes Mining	1. Restricted use quarries shall be limited in operation to 60 days in each calendar year.	**Matters of discretion are restricted to:** 1. effects on the amenity values of adjoining properties; and 2. the extent to which an increase in the number of days is necessary for operational reasons; and 3. the ability to mitigate effects, including reducing noise emissions, minimising dust emissions, and reducing the volume of vehicles visiting the site.

PART C: EARTHWORKS — MINING (EW(M))

Introduction

Mining involves the extraction of valuable minerals or other geological materials from the earth, usually from an ore body, lode, vein, seam, reef or placer deposit. Mining is a notable industry in the District, providing for social and economic wellbeing for the community. The largest mining operation is at Macraes Flat which is separately zoned for (see the Special Purpose Zone — Macraes Mining chapter). Mining operations, by their nature, can impact on the environment, both during the mining activity and after the mine has closed.

User Notes:
Quarrying for aggregate is addressed separately from mining in this Plan. Please refer to Part B: Earthworks — Quarrying for Aggregate in this chapter.

Rules for mining activities that take place within the Special Purpose Zone — Macraes Mining are addressed in the Special Purpose Zone — Macraes Mining chapter.

Objectives

EW(M)-O1	Mining activities in the District
The economic and social benefits of accessing the District's mineral resources are recognised and provided for while, at the same time, any actual or potential adverse environmental effects are avoided, remedied or mitigated.	

Policies

EW(M)-P1	Prospecting
Enable prospecting to occur in order to provide an indication of mineral resources.	

EW(M)-P2	Exploration
Provide for exploration within the General Rural Zone and the Special Purpose Zone – Macraes Mining to further understand the character and extent of mineral deposits where adverse effects are avoided, remedied or mitigated.	

EW(M)-P3	Mining activities
Mining activities can be undertaken in the General Rural Zone provided that the activity: 1. avoids, remedies or mitigates any actual or potential adverse effects within a sensitive environment in accordance with the objectives, policies and rules contained in the relevant district-wide chapters; 2. avoids, remedies or mitigates effects on activities sensitive to mining activities, including residential activities; 3. avoids, remedies or mitigates adverse environmental effects as far as practicable using industry best practice and management plans, including monitoring and self-reporting; 4. manages noise, vibration, access and lighting to maintain local rural amenity values; and 5. ensures the siting and scale of buildings and visual screening maintains local rural amenity values and character.	

EW(M)-P4	Rehabilitation after exploration and mining
Rehabilitation after exploration and mining is carried out in accordance with EW(Q)-P6.	

EW(M)-P5	Mining activities in other zones
Discourage mining activities in zones other than the General Rural Zone and the Special Purpose Macraes Mining Zone due to the increased sensitivity of these receiving environments.	

Rules

PERMITTED ACTIVITIES — EW(M)

EW(M)-R1	Prospecting	
All Zones	Activity status: Permitted	Activity status when compliance is not achieved: Not Applicable

CONTROLLED ACTIVITIES — EW(M)

EW(M)-R2	Exploration	
General Rural Zone	Activity status: Controlled Where: CON-1 A rehabilitation plan addressing the matters in EW(M)-APP1 — Rehabilitation Plan is provided with the application. Matters of control are restricted to: 1. the duration, timing, frequency, extent and staging of works; and 2. disturbance to the land, including vegetation clearance; and 3. siting of tracks, parking area, buildings or other equipment; and 4. measures to avoid, remedy or mitigate noise, vibration and dust; and 5. the rehabilitation of disturbed land associated with exploration includes, but is not limited to, those matters contained in EW(M)-APP1 — Rehabilitation Plan.	Activity status when compliance is not achieved: Discretionary Where: DIS-1 Compliance is not achieved with CON-1

DISCRETIONARY ACTIVITIES — EW(M)

EW(M)-R3	Exploration	
All zones excluding General Rural Zone and Special Purpose Zone — Macraes Mining	Activity status: Discretionary	Activity status when compliance is not achieved: Not Applicable

EW(M)-R4	Mining activities	
General Rural Zone	Activity status: Discretionary	Activity status when compliance is not achieved: Not Applicable

NON-COMPLYING ACTIVITIES — EW(M)

EW(M)-R5	Mining activities	
All zones excluding General Rural Zone and Special Purpose Zone — Macraes Mining	Activity status: Non-Complying	Activity status when compliance is not achieved: Not Applicable

EW(M)-APP1-Rehabilitation Plan

1. A rehabilitation plan shall:
    a. be prepared by a suitability qualified or adequately experienced person(s); and
    b. contain methods and processes capable of achieving rehabilitation of the disturbed land.
2. The purpose of the rehabilitation plan is to establish landforms and vegetation that reflect the natural character in the locality and shall include:
    a. rehabilitation objectives for the disturbed land;
    b. a description of the proposed rehabilitation works, including:
        i. the proposed final landform;
        ii. whether cleanfill or other material will be used in the rehabilitation;
        iii. the type of vegetation and how it is to be planted, having particular regard to:
            - replacing the vegetation communities that are being removed;
            - undertaking the direct transfer of soil and associated vegetation from areas being disturbed to areas being rehabilitated where the opportunity arises;
            - providing the necessary topsoil for growing conditions where direct transfer is not possible and then establishing vegetation by direct planting or from the broadcasting of seed;
            - maintaining the vegetation cover, including, as necessary, the use of fertilisers and other inputs, as well as providing weed and pest control;
        iv. the patterns of surface drainage and subsoil drains; and
        v. any landscaping and landscape plantings.

3. The rehabilitation plan shall also provide the following:
    a. a programme and reasonable timescales for progressive rehabilitation;
    b. measures to mitigate any potential effects arising from undertaking rehabilitation;
    c. measures to avoid instability of any other sites and measures to mitigate instability within the site of the proposed activity;
    d. measures to cover or revegetate exposed overburden containing soil or fines as soon as practicable, to prevent the generation of dust and soil erosion, and sediment transport;
    e. a process to review the rehabilitation plan.

Appendix 2
Recommended Responses to Submissions

Definitions

Sub	Submitter	Section	Provision	Position	Summary of Submission	Relief/Decision Sought Summary	Recommendation
166.5	Horticulture New Zealand	Definitions	Earthworks NPS means the alteration or disturbance of land, including by moving, remov	Support	Supports as consistent with National Planning Standards.	Retain as proposed.	Accept
192.6	New Zealand Carbon Farming Group	Definitions	Earthworks NPS means the alteration or disturbance of land, including by moving, remov	Support	Generally, supports the definition as appropriately replicating the mandatory definition required by the NPS for most activities. However, NZCF notes that the NES-CF includes a different definition of Earthworks, and the NES-CF definition applies to activities regulated by the NES-CF. In order to make this clear, NZCF seeks that a Note is included in the 'Earthworks' definition to direct plan users to the NES-CF where relevant.	Amend the definition of 'Earthworks' as follows: "means the alteration or disturbance of land, including by moving, removing, placing, blading, cutting, contouring, filling or excavation of earth (or any matter constituting the land including soil, clay, sand and rock); but excludes gardening, cultivation, and disturbance of land for the installation of fence posts. Note: this earthworks definition does not apply to earthworks associated with Commercial forestry that is regulated by the Resource Management (National Environmental Standards for Commercial Forestry) Regulations 2017."	Reject
195.2	New Zealand Pork Industry Board	Definitions	Earthworks NPS means the alteration or disturbance of land, including by moving, remov	Support	Support the earthworks definition	Retain as proposed.	Accept
243.1	Whitestone Contracting Limited	Definitions	Earthworks NPS means the alteration or disturbance of land, including by moving, remov	Oppose	Opposes the definition as it creates uncertainty which may be clarified if 'land disturbance' was to be specifically excluded from the definition of earthworks.	Seeks to exclude 'land disturbance' from the definition of 'earthworks'.	Reject
246.15	Federated Farmers of New Zealand Incorporated	Definitions	Earthworks NPS means the alteration or disturbance of land, including by moving, remov	Support	Retain definition as notified	Retain as notified	Accept
295.51	OceanaGold (New Zealand) Limited	Definitions	Earthworks NPS means the alteration or disturbance of land, including by moving, remov	Support	Supports the definition as consistent with the National Planning Standards, but recommends clarifying that it does not include mining or extraction activities within the SPZMM.	Seeks to amend the definition to clarify that it does not include mining or other extractive-type activities	Reject
309.5	Transpower New Zealand Limited	Definitions	Earthworks NPS means the alteration or disturbance of land, including by moving, remov	Support	Supports the definition of "earthworks" as it aligns with National Planning Standards and clarifies that exclusions are regulated within the National Grid Yard.	Seeks to retain as notified.	Accept
310.6	Graymont (NZ) Limited	Definitions	Earthworks NPS means the alteration or disturbance of land, including by moving, remov	Support	Supports including the definition of "earthworks" as per the National Planning Standards.	Seeks to retain as notified.	Accept
190.10	Alliance Group Limited	Definitions	Land disturbance NPS means alteration or disturbance of land, (or any matter constitut	Support	Support the Definition of 'Land disturbance' as it is consistent with National Planning Standards.	Retain Definition of 'Land disturbance' as proposed.	Accept
295.59	OceanaGold (New Zealand) Limited	Definitions	Land disturbance NPS means alteration or disturbance of land, (or any matter constitut	Support	Supports the definition as it is consistent with the National Planning Standards.	Seeks to retain as notified.	Accept
309.13	Transpower New Zealand Limited	Definitions	Land disturbance NPS means alteration or disturbance of land, (or any matter constitut	Support	Supports the definition of "land disturbance" as consistent with the National Planning Standards.	Seeks to retain as notified.	Accept

Sub	Submitter	Section	Provision	Position	Summary of Submission	Relief/Decision Sought Summary	Recommendation
195.1	New Zealand Pork Industry Board	Definitions	General	Amend	Seeks inclusion of a new definition to ensure that earthworks needed to bury infected material during a biosecurity incident can occur as a permitted activity, even when no formal emergency is declared, so farmers can respond quickly and effectively. Without this, existing district and regional plan restrictions on earthworks could delay urgent containment efforts and jeopardise both the pork industry and wider agricultural sectors. [See submission for full reasons]	Seek inclusion of the following definition: Ancillary Rural Earthworks means: a. Normal agricultural and horticultural practices, such as cultivating and harvesting crops, ploughing, planting trees, root ripping, digging post holes, maintenance of drains, troughs and installation of their associated pipe networks, and realignment of fencelines, drilling bores and offal pits, burying of dead stock and plant waste; b. Land preparation and vegetation clearance undertaken as part of horticultural plantings; and c. Maintenance of existing walking tracks, farm and forestry tracks, driveways, roads and accessways within the same formation width. d. Erosion and sediment controls for primary production. e. the burying of material infected by unwanted organisms as declared by the Ministry for Primary Industries Chief Technical Officer or an emergency declared by the Minister under the Biosecurity Act 1993	Reject
166.1	Horticulture New Zealand	Definitions	General	Amend	Seeks a new definition of 'ancillary rural earthworks' to enable rapid response to biosecurity incursions and methods like vegetation removal, burial, and spraying for the purposes of disposal or treatment of material infected by unwanted organisms as declared by the Ministry for Primary Industries Chief Technical Officer as permitted activities. [Refer to original submission for full reasons]	Add new definition of 'ancillary rural earthworks' to include provisions for biosecurity related activity as a permitted activity. Ancillary rural earthworks means: a. Normal agricultural and horticultural practices, such as cultivating and harvesting crops, ploughing, planting trees, root ripping, digging post holes, maintenance of drains, troughs and installation of their associated pipe networks, and realignment of fencelines, drilling bores and offal pits, burying of dead stock and plant waste; b. Land preparation and vegetation clearance undertaken as part of horticultural plantings; and c. Maintenance of existing walking tracks, farm and forestry tracks, driveways, roads and accessways within the same formation width. d. Erosion and sediment controls for primary production. e. the burying of material infected by unwanted organisms as declared by the Ministry for Primary Industries Chief Technical Officer or an emergency declared by the Minister under the Biosecurity Act 1993.	Reject

Earthworks

Sub	Submitter	Section	Provision	Position	Summary of Submission	Relief/Decision Sought Summary	Recommendation
246.4	Federated Farmers of New Zealand Incorporated	General	General	Support	Consider that the earthworks provisions in the Proposed District Plan are confusing and difficult to navigate, with overlapping rules for general earthworks, infrastructure, farm activities, and overlays that contradict national direction requiring earthworks controls to be located in a single chapter. The submitter contends that this lack of clarity undermines usability and consistency, and calls for simpler, plain-English rules consolidated in one place. [See original submission for full detail]	Seek that all earthwork provisions be located in the EW chapter as required by the NPS. Individual submissions on NH-R4, SASM-R4, ECO-R3, NFL-P7, NFL-R4and CE-R4 have been made in this regard. Further, the submitter seeks that the Council substantially rework and streamline the earthworks provisions to improve clarity and remove overlapping provisions for farm infrastructure. This reworking should include having rules for both 'sensitive environments' as well as specific overlays and mapped areas (which are also sensitive environments).	Reject
295.219	OceanaGold (New Zealand) Limited	Earthworks	General	Oppose	Considers that all activities within the SPZMM should be managed in a standalone chapter, separate from the Earthworks (Quarrying) provisions.	Seeks to ensure that the chapter does not apply to any activities in the SPZMM.	Reject
295.220	OceanaGold (New Zealand) Limited	Earthworks	General	Oppose	Considers that all activities within the SPZMM should be managed in a standalone chapter, separate from the Earthworks (Mining) provisions.	Seeks to ensure that the chapter does not apply to any activities in the SPZMM.	Reject
243.98	Whitestone Contracting Limited	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Oppose	Opposes proposed EW-O3 as it is not always possible to undertake earthwork activities in a manner that maintains or enhances amenity values, community health and safety, etc.	Seeks to amend as follows: Earthwork activities are undertaken in a manner, that to the extent reasonably possible, maintains or enhancesamenity values, community health and safety	Reject

						(including the risk fromnatural hazards),landstability,infrastructure, the efficiency of thestormwater management systems, water quality and soil quality.	
250.72	Alister and Janine Bremner	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	Supports	Retain	Accept
251.309	Te Rūnanga o Waihao, Te Rūnanga o Moeraki and Kāti Huirapa Rūnaka ki Puketeraki	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Amend	Considers the objective should not imply earthworks can maintain or enhance water and soil quality. The submitter considers that the focus should instead be on minimising adverse effects while supporting community health and safety.	Seeks to amend as follows: Earthwork activities are undertaken in a manner that maintains or enhances amenity values, community health and safety (including the risk from natural hazards), land stability, infrastructure, the efficiency of the stormwater management systems, while minimising adverse effects on water quality and soil quality.	Reject
252.66	Hollamby Family Trust	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	Supports and recognises the importance of earthworks within the Waitaki District.	Retain.	Accept
259.87	Otago Regional Council	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	Considers the policy recognises the positive effects of earthworks in respect of natural hazard mitigation and management.	Seeks to retain as notified.	Accept
265.119	Geoff and Katrina Taylor	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given	Retain as notified	Accept
267.114	Kelvin and Debbie Weir	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given	Retain as notified	Accept
269.114	Brenda & Ken McLeod	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given	Retain as notified	Accept
271.454	Canterbury Regional Council	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	Generally, supports EW-O3 'Protecting communities' as being consistent with s5 of the RMA which directs that adverse effects on the environment are to be avoided, remedied or mitigated. [Inferred as specific reasons not given]	Retain EW-O3 'Protecting communities'.	Accept
272.74	Dave and Karen Ellis	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	Recognises the importance of earthworks within the Waitaki District.	Retain	Accept
283.113	Dogterom Hohepa Ltd	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
284.110	Dogterom Duntroon Ltd	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given	Retain as notified	Accept
285.110	Barry and Anne Matthews	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given	Retain as notified	Accept
287.121	P K M Farms Limited	Earthworks	EW-O3 Protecting communities Earthwork	Support	Recognises the importance of earthworks within the Waitaki District.	Seeks to retain as notified.	Accept

			activities are undertaken in a manner that maint				
290.110	Philip and Becky Wilson	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
291.110	Peter and Janine Stackhouse	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
292.110	Robert and Sylvia Borst	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
293.110	Brock and Gemma Hamilton	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
296.110	Gavin Simpson	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
297.93	Parkside Holdings Ltd	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given	Retain as notified	Accept
298.110	Alastair and Carrie Gibson	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
299.110	Twin Terraces Ltd & Cayuga Ltd	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	[No specific reason given beyond decision requested - refer to original submission]	Retain EW-O3 as notified.	Accept
300.110	Adrianus and Francisca Verbakel & others	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	[No specific reason given beyond decision requested - refer to original submission]	Retain EW-O3 as notified.	Accept
301.110	Carolyn Thelning	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
302.110	Peter and Sandra Mitchell	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given.	Seeks to retain as notified.	Accept
303.110	Terry and Fiona Conlan	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	[No specific reason given beyond decision requested]	Retain EW-O3 as notified.	Accept
304.110	Kirsty and Nathan McLachlan	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	No specific reason given	Retain as notified	Accept

305.174	Erin Nivonne Schultz	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	Supports the objective which recognises and encourages earthworks to maintain or enhance amenity values, land stability, health and safety, natural environment values and infrastructure.	Seeks to retain as notified.	Accept
306.174	Waitaki Property Guardians Incorporated	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	Supports the objective which recognises and encourages earthworks to maintain or enhance amenity values, land stability, health and safety, natural environment values and infrastructure.	Seeks to retain as notified.	Accept
312.76	Springbank	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	Submitter supports EW-O1 and EW-O3 as notified	Retain EW-O1 and EW-O3 as notified	Accept
313.110	Geoff & Jan Keeling - Keeling Dairies Limited	Earthworks	EW-O3 Protecting communities Earthwork activities are undertaken in a manner that maint	Support	[No specific reason given beyond decision requested]	Retain EW-O3 as notified.	Accept
194.114	Director-General of Conservation	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Considers that Policy EW-P7 'The effects of earthworks' would leave a gap in managing effects on natural values, including biodiversity and ecological values, when particular values are found outside of overlays.	Amend by inserting an additional clause as follows, or words to like effect: "Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: ... ... 10. Natural environment values"	Reject
243.102	Whitestone Contracting Limited	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Supports with amendment and considers effects management is important while noting that not all aspects of the provision will be relevant.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following,where relevant: ...	Reject
246.248	Federated Farmers of New Zealand Incorporated	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support in part: EW-P7 considered helpful at identifying the effects that will be considered for earthworks activities. Considers it to read like a list of matters for discretion rather than a policy. Amendment to the wording of the policy is sought.	The submitters seek deleting the text of EW-P7 as notified in the PDP, and replacing it with the following text: Manage the adverse effects of earthworks to: 1. limit erosion, sediment loss or siltation so that it does not impede the functioning of natural biological and physical processes, or of infrastructure. 2. ensure the stability of adjoining land, infrastructure, buildings, and structures is not compromised; 3. minimise any adverse visual effects, loss of privacy or dust nuisance, on the surrounding environment, relative to the sensitivity of the surrounding environment. 4. ensure that sites are appropriately rehabilitated following completion of earthworks. OR wording to similar effect.	Reject
251.313	Te Rūnanga o Waihao, Te Rūnanga o Moeraki and Kāti Huirapa Rūnaka ki Puketeraki	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Amend	Considers that a clear requirement to avoid adverse effects on matters listed in EW-P7 is needed.	Seeks to amend as follows: Manage any earthworks to avoid where practicable, otherwise remedy or mitigate adverse effects on the following: ...	Reject
253.174	Royal Forest and Bird Protection Society of New Zealand Incorporated	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Oppose	Opposes in part: The policy should include hydrological function as an effect to be managed.	Seeks to insert 'hydrological function' as effect to be managed.	Reject
265.127	Geoff and Katrina Taylor	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and	Reject

						2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	
267.122	Kelvin and Debbie Weir	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
269.122	Brenda & Ken McLeod	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
271.461	Canterbury Regional Council	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Generally, supports EW-P7 'The effects of earthworks'. However, the policy needs the additional amendment of another effect, namely indigenous biodiversity.	Amend the rule as follows: ... 10.indigenous biodiversity	Reject
272.81	Dave and Karen Ellis	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	No specific reason given.	Retain	Accept

283.121	Dogterom Hohepa Ltd	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
284.118	Dogterom Duntroon Ltd	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
285.118	Barry and Anne Matthews	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
287.128	P K M Farms Limited	Earthworks	EW-P7 The effects of earthworks Manage any	Support	No specific reason given.	Seeks to retain as notified.	Accept

			earthworks to avoid, remedy or mitigate adve				
290.118	Philip and Becky Wilson	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
291.118	Peter and Janine Stackhouse	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
292.118	Robert and Sylvia Borst	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject

293.118	Brock and Gemma Hamilton	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
296.118	Gavin Simpson	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
297.101	Parkside Holdings Ltd	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Amend	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Amend: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and 9. soil quality.	Reject
298.118	Alastair and Carrie Gibson	Earthworks	EW-P7 The effects of earthworks Manage any	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply	Seeks to amend as follows:	Reject

			earthworks to avoid, remedy or mitigate adve		off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	
299.118	Twin Terraces Ltd & Cayuga Ltd	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Supports with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality from EW-O3 and EW-P7 as it is a regional council matter.	Amend EW-P7 as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
300.118	Adrianus and Francisca Verbakel & others	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Supports with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality from EW-O3 and EW-P7 as it is a regional council matter.	Amend EW-P7 as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
301.118	Carolyn Thelning	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following:	Reject

						1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and 9. soil quality.	
302.118	Peter and Sandra Mitchell	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
303.118	Terry and Fiona Conlan	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Supports with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality from EW-O3 and EW-P7 as it is a regional council matter.	Amend EW-P7 as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
304.118	Kirsty and Nathan McLachlan	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Support with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality as it is a regional council matter.	Seeks to amend as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and	Reject

						2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	
305.180	Erin Nivonne Schultz	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Supports general policy intent to require earthworks to avoid, remedy or mitigate adverse effects.	Seeks to retain as notified.	Accept
306.180	Waitaki Property Guardians Incorporated	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Supports general policy intent to require earthworks to avoid, remedy or mitigate adverse effects.	Seeks to retain as notified.	Accept
309.112	Transpower New Zealand Limited	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Support	Neutral on earthworks policy outside the National Grid Yard but requests more direction for National Grid-related consents.	Seeks to retain as notified provided that policy direction specific to earthworks within the National Grid Yard is included in the Plan (as set out in comments above on INF-P5).	Accept
312.84	Springbank	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Amend	Supports in part Amendment is necessary to clarify and emphasise controlled effects beyond the site boundaries. Visual amenity values should only be relevant to a proposals end result and only within NFLs. Earthworks inherently change natural landform, which is not defined. Local amenity values could be clarified as to applying off site only. Natural hazard risk is covered in the natural hazard chapter. Soil quality is defined and not provided for in the rules and as such could be removed from EW-O3 and EW-P7. This is a regional council matter so any further inclusion would be duplication.	Seeks the following amendments: EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~ 7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	Reject
313.118	Geoff & Jan Keeling - Keeling Dairies Limited	Earthworks	EW-P7 The effects of earthworks Manage any earthworks to avoid, remedy or mitigate adve	Amend	Supports with modification to clarify that effects should be controlled beyond the site boundary and that visual amenity and local amenity values should only apply off-site and in sensitive environments, while removing soil quality from EW-O3 and EW-P7 as it is a regional council matter.	Amend EW-P7 as follows: Manage any earthworks to avoid, remedy or mitigate adverse effects on the following: 1. the stability of land, buildings and structures at or beyond the boundary of the site; and 2. the visual amenity values of the site in a sensitive environment, and after rehabilitation; and ~~3. natural landforms; and~~ 4. local amenity values beyond the boundary of the site; and 5. erosion and sediment loss from the site; and ~~6. natural hazard risk; and~~	Reject

						7. the stormwater management systems; and 8. dust, lighting, odour, vibration, noise and traffic beyond the boundaries of the site; and ~~9. soil quality.~~	
120.4	Broken Hut Projects Ltd	Earthworks	EW-R1 General earthworks located outside of a sensitive environment	Oppose	Opposes EW-R1 'General Earthworks located outside of a sensitive environment' as EW-S1 RSL has a 100m^2 threshold and essentially all rural farmland upstream of Kurow is identified as RSL. This potentially restricts rural farming activities.	Seeks an area amendment to EW-R1 / EW-S1 to realistically move the Standard to ensure ongoing necessary farming activity.	Reject
165.96	Bryry Trust	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports EW-R1 'General earthworks located outside of a sensitive environment' as the scale is comparable and reflects the generally larger scale of sites and required earthworks to enable activities.	Retain EW-R1 'General earthworks located outside of a sensitive environment' as notified.	Accept
166.45	Horticulture New Zealand	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports in part and seeks permitted activity status for rural ancillary earthworks associated with primary production. [See original submission for full reasons]	Amend as follows: Activity status: Permitted Where: PER-1 Earthworks are Ancillary Rural Earthworks ~~1. EW-S1 Threshold areas (m2);~~ ~~2.. EW-S2 Maximum cut depth and fill height;~~ ~~3. EW-S3 Earthworks on sloping sites; and~~ ~~4. EW-S4 Earthworks within 20m of a waterbody.~~ PER-2 For all other earthworks EW-S1, EW-S2, EW-S3, EW-S4 and EW-S5 Are complied with.	Reject
183.50	Beverley Anne Thomson	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Oppose	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Reject
184.37	Lake Ohau Station Limited	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports E\W-R1 'General earthworks located outside of a sensitive environment' for permitted activity status for EW quantities and location standards within the GRUZ.	Seeks that E\W-R1 'General earthworks located outside of a sensitive environment' is retained as notified.	Accept
189.38	New Zealand Defence Force	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Considers that EW-R1 'General earthworks located outside of a sensitive environment' is generally supported. However, Earthworks within a Sensitive environment require resource consent as a discretionary activity (EW-R7) unless otherwise provided for in the Plan.	Amend EW-R1 'General earthworks located outside of a sensitive environment' as NZDF requests that earthworks be permitted up to a threshold to allow for other circumstances, such as TMTA, where earthworks may be small scale but not associated with listed permitted activities.	Reject
190.37	Alliance Group Limited	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	The Submitter supports Earthworks of the scale permitted by this Rule and the relevant Standards that are appropriate for the type of activities that occur in each of the different Zones. Alliance also agrees with the default to a Restricted Discretionary Activity if compliance is not achieved.	Retain EW-R1 'General earthworks located outside of a sensitive environment' as notified.	Accept
195.33	New Zealand Pork Industry Board	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Seek permitted activity status for rural ancillary earthworks typically associated with primary production including that required to establish and maintain erosion and sediment controls typically associated with outdoor farming systems.	Amend rule as follows: Activity status: Permitted Where: PER-1 Earthworks are Ancillary Rural Earthworks PER-~~1~~2 For all other earthworks EW-S1, EW-S2, EW-S3, EW-S4 and EWS5 Are complied with.	Reject

238.51	Fuel Companies	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Oppose	Rule EW-R1 - Oppose in part As stated in their definition submission for “sensitive environment”, the submitters are concerned with clause 10 of the definition, relating to areas “within 20 metres of a waterbody”, especially a waterbody including groundwater. The submitters considers this would result in all earthworks within 20m (vertically) of the watertable would trigger the need for a consent. The submitter considers this not to be the intention of the plan, nor is it effects/risk based in the same way that a setback is applied to a surface waterbody to control the effects of sediment runoff and other site values. It is not unusual for a construction activity to encounter groundwater for building foundations or the installation of underground services or structures. In such cases, a construction pit may need to be dewatered to enable the construction to be undertaken safety and efficiency in dry conditions. Where groundwater is contaminated by runoff from the earthworks activity, treatment may be required prior to its discharge to meet the requirements It is not appropriate or justified for the Plan to place restrictions on earthworks where these are undertaken on land above the watertable (waterbody). The submitters suggest addressing this by amending clause 10 of the definition for “sensitive environment” to exclude groundwater. They consider that should the definition is not amended then consequential amendment will be needed to Rules EW-R1 to EW-R4, EW-R7 and Standard EW-S4	The submitter seeks to amend the definition for sensitive environment as follows: area of land contained within any of the following areas: 10. Within 20 metres of a waterbody, excluding groundwater	Reject
238.57	Fuel Companies	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Rule EW-R1 - Support in part Subject to the submitters submissions regarding EW-R1 to 4, EW-R7 and EW-S4, the intent of Rule EW-R1 for general earthworks is supported.	The submitters seek to amend the following Retain Rule EW-R1 as notified, AND Amend EW-S2, as noted in the points below.	Reject
245.48	Becky Martin	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	No specific reason given.	Retain	Accept
246.249	Federated Farmers of New Zealand Incorporated	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	The submitters support in part. Support a permitted pathway for general earthworks but are concerned there is no permitted option for earthworks within a *sensitive environment*. They consider it illogical for EW-R1 to require compliance with EW-S4, EW-R1 applies only outside sensitive environments, while EW-S4 applies within them. Concerned with the use of the term “sensitive environment”, using the broad and undefined term creates unacceptable uncertainty, and they consider it should be deleted.	The submitters seek amendment of EW-R1 as follows: PER-1 All of the following standards are complied with: 1. EW-S1 Threshold areas (m^2); 2. EW-S2 Maximum cut depth and fill height; 3. EW-S3 Earthworks on sloping sites; and ~~4. EW-S4 Earthworks within 20m of a waterbody.~~	Reject
250.75	Alister and Janine Bremner	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports	Retain	Accept
252.69	Hollamby Family Trust	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	No specific reason given.	Retain	Accept
265.129	Geoff and Katrina Taylor	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
267.124	Kelvin and Debbie Weir	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
268.69	Ryan and Hayley Ambler	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	No specific reason given.	Retain	Accept

269.124	Brenda & Ken McLeod	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
270.48	Vivien Ann Paton & Graeme John Paton	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Amend	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Reject
271.463	Canterbury Regional Council	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Generally, supports EW-R1 'General earthworks located outside of a sensitive environment'. However, considers SNA, EW-S3 and EW-S4 require amendment.	Amend the definition of Significant Natural Area (SNA) as requested AND Amend EW-S3 and EW-S4 as requested.	Accept in part
272.83	Dave and Karen Ellis	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	No specific reason given.	Retain	Accept
273.65	Colin and Catherine Harvey	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Oppose	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Accept in part
274.65	Garrie Alexander Farmer and Marilyn Anne Farmer	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Oppose	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Accept in part
275.51	Mark & Nicky Hay	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Amend	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Accept in part
276.51	Patrick Ronald Winders & Joan Patricia Winders	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Amend	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: Provide for earthworks where adverse effects on the identified values of sensitive environments and riparian margins are avoided where practicable, while recognising the reasonable expectations of owners of residentially zoned land to develop and use their land for residential purposes and of owners of rurally zoned land to develop and use their land for rural purposes.	Reject
277.51	Anthony & Jennifer Jane Hales	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Amend	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Reject
278.51	Colin Willetts & Catherine Anderson	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Amend	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Reject
279.65	Paul Joseph Rutledge	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Amend	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Reject

					control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.		
283.123	Dogterom Hohepa Ltd	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
284.120	Dogterom Duntroon Ltd	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
285.120	Barry and Anne Matthews	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
287.130	P K M Farms Limited	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	No specific reason given.	Seeks to retain as notified.	Accept
290.120	Philip and Becky Wilson	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
291.120	Peter and Janine Stackhouse	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
292.120	Robert and Sylvia Borst	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
293.120	Brock and Gemma Hamilton	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
296.120	Gavin Simpson	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
297.103	Parkside Holdings Ltd	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support EW-R1 with modified standards as detailed below.	Retain rule as drafted but amend standards.	Accept in part
298.120	Alastair and Carrie Gibson	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
299.120	Twin Terraces Ltd & Cayuga Ltd	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports EW-R1 with modified standards. [Refer to original submission for full reasons]	Seeks to retain as notified but with amended standards. [Refer to original submission for relief sought]	Accept in part
300.120	Adrianus and Francisca Verbakel & others	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports with modified standards. [Refer to original submission for full reasons]	Seeks to retain as notified but with amended standards. [Refer to original submission for relief sought]	Accept in part
301.120	Carolyn Thelning	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
302.120	Peter and Sandra Mitchell	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
303.120	Terry and Fiona Conlan	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports EW-R1 with modified standards. [Refer to original submission for full reasons]	Seeks to retain as notified but with amended standards. [Refer to original submission for relief sought]	Accept in part

304.120	Kirsty and Nathan McLachlan	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Support with modified standards as detailed below [refer to original submission].	Seeks to retain as notified but with amended standards [refer to original submission]	Accept in part
305.182	Erin Nivonne Schultz	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Considers earthworks outside sensitive environments should generally be permitted where practical thresholds are met and area thresholds should not apply where an approved building consent exists.	Seeks to amend as follows: Activity status: Permitted Where: PER-1 All of the following standards are complied with: 1. EW-S1 Threshold areas (m^2), except where a building consent is approved for the building or structure; 2. EW-S2 Maximum cut depth and fill height; 3. EW-S3 Earthworks on sloping sites; and 4. EW-S4 Earthworks within 20m of a waterbody.	Reject
306.182	Waitaki Property Guardians Incorporated	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Considers earthworks outside sensitive environments should generally be permitted where practical thresholds are met and area thresholds should not apply where an approved building consent exists.	Seeks to amend as follows: Activity status: Permitted Where: PER-1 All of the following standards are complied with: 1. EW-S1 Threshold areas (m^2), except where a building consent is approved for the building or structure; 2. EW-S2 Maximum cut depth and fill height; 3. EW-S3 Earthworks on sloping sites; and 4. EW-S4 Earthworks within 20m of a waterbody.	Reject
307.49	Allan Gordon King & Erina Margaret King	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Amend	Considers it unreasonable and unjustified to apply the provision to privately owned land already zoned, subdivided, and used for residential or rural purposes and that neither the Ngāi Tahu Claims Settlement Act 1998, nor any other law, gives Kāi Tahu, rūnaka or other mana whenua any right of governance, access or other control over privately held land, or land which is not in the ownership of Kāi Tahu, rūnaka or other mana whenua.	Seeks to amend as follows: EW-R1 General earthworks located outside of a sensitive environment, or within a sensitive environment on privately owned or residentially or rurally zoned land	Accept in part
312.86	Springbank	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports EW-R1 supported subject to modification of standards (as detailed below). [Refer points 11.54 to 11.73.5 in original submission] [Original submission points 11.54 to 11.73.5 address different policies. EW-R1 submission is addressed in 11.30 and 11.30.1 with no details listed]	Seeks to retain rule as drafted but amend standards. [Refer points 11.54 to 11.73.5 in original submission]	Reject
313.120	Geoff & Jan Keeling - Keeling Dairies Limited	Earthworks	EW-R1 General earthworks located outside of a sensitive environment All zones Activit	Support	Supports EW-R1 with modified standards. [Refer to original submission for full reasons]	Seeks to retain as notified but with amended standards. [Refer to original submission for relief sought]	Accept in part
238.58	Fuel Companies	Earthworks	EW-R2 Earthworks for repair and maintenance activities within or outside of a sensitive enviro	Support	Rule EW-R2 Subject to the submission point above relating to “sensitive environments”, Rule EW-R2 to provide for earthworks for certain repair and maintenance activities, such as accessways and stormwater infrastructure, is supported.	Retain as notified	Accept
240.120	Environmental Defence Society Incorporated (EDS)	Earthworks	EW-R2 Earthworks for repair and maintenance activities within or outside of a sensitive enviro	Oppose	Oppose in part. Considers matters of discretion need to be widened to include any associated effects.	Seeks to add new matter of discretion where RD rule triggered: 2. Any actual or potential adverse effects on the environment	Reject
74.1	James Lindsay	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that the submitter's farm should instead be subject to a layer of restrictions for earthworks whereby: 1000m^2 is the threshold area without the need for resource consent; Earthworks are increased to more than 100m^2 or 50m^3 without resource consent; consent is not required for controlled tussock burning.	Seeks provisions that:	Reject

						1000m^2 is the threshold area without the need for resource consent; Earthworks are increased to more than 100m^2 or 50m^3 without resource consent; consent is not required for controlled tussock burning.	
129.16	Sharne Adele Paton	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Considers that EW-S1 Threshold areas (m2) for all Zones and the Ōamaru Historic Area thresholds should be amended to 1000m^2.	Amend EW-S1 Threshold areas (m2) so that: The quantity of all earthworks for all Zones and the Ōamaru Historic Area thresholds must not exceed 1000m^2 in area in any 12 month period per site.	Reject
165.102	Bryry Trust	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes in part EW-S1 'Threshold areas (m^2)' as they will still result in additional consenting. Cubic metres (m^3) is a more suitable standard for earthworks used by other Local Authorities like Dunedin City Council in the GRUZ. As such, the scale / provisions would be comparable to other councils. The PDP GRUZ EW limit does not reflect the generally larger scale of sites and required earthworks to enable Primary production activities, nor is the RSL Overlay threshold adequate.	Retain EW-S1 'Threshold areas (m^2)' where an amendment is not requested subject to the following changes: General Rural Zone Note: Earthworks for building platforms within the General Rural Zone where the removed soil is retained within the site, are exempt from the quantity calculations. Amend to include: In the General Rural Zone, multiple Earthworks activities—up to the maximum area specified in Standard EW-S1—can be carried out, provided that each activity is situated at least 1 km apart from any other Earthworks on the same site within the same two calendar years. Proposed guidance on amendments standards in the General Rural Zone to: A) Follow the same, or similar standards to DCC determined in consultation with Waitaki District earthworks contractors, that allow earthworks based on a volume basis and scaled based on slope. OR B) Change to volume over area, with the volume based on the total landholding area and/or a % or maximum volume threshold is applied. E.g. 50m^3 over 100ha in area. Amend standard for Rural Scenic [Landscape] Overlay to: 3. The quantity of earthworks must not exceed 100m^3 ~~100m^2 in area~~ in any 12 month period per site.	Reject
195.32	New Zealand Pork Industry Board	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Oppose in part the standard and seek amendment of 500m2 area threshold as it is an unnecessary limitation for the scale of activity and effects that can be effectively managed through erosion and sediment controls. Without a definition and permitted activity status for Ancillary Rural Earthworks an unnecessary number of resource consents may be generated.	Amend standard as follows: The quantity of earthworks must not exceed ~~500m^2~~1000m^2 in an area in any 12 month period.	Reject
231.1	Riverstone Farms Ltd	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposed in part. Considers that 1000m^2 in all zones is more appropriate.	Seeks to amend to 1000m^2 in all zones.	Reject
238.59	Fuel Companies	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Support	Standard EW-S1 Standard EW-S1 sets appropriate area thresholds for earthworks based on the zone/area in which it occurs. This Standard is supported.	retain as notified	Accept
245.53	Becky Martin	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes in part EW-S1 'Threshold areas (m^2)' as they will still result in additional consenting. Cubic metres (m^3) is a more suitable standard for earthworks used by other Local Authorities like Dunedin City Council in the GRUZ. As such, the scale / provisions would be comparable to other councils. The PDP GRUZ EW limit does not reflect the generally larger scale of sites and required earthworks to enable Primary production activities, nor is the RSL Overlay threshold adequate.	Seeks to retain: Note: Earthworks for building platforms within the General Rural Zone where the removed soil is retained within the site, are exempt from the quantity calculations. Seeks to amend as follows: In General Rural Zone, multiple Earthworks activities—up to the maximum area specified in Standard EW-S1—can be carried out, provided that each activity is situated at least 1 km apart from any other Earthworks on the same site within the same two calendar years. Amend standards in the General Rural Zone to: A) Follow the same, or similar standards to DCC determined in consultation with Waitaki District earthworks contractors, that allow earthworks based on a volume basis and scaled based on slope. OR B) Change to volume over area, with the volume based on the total landholding area and/or a % or maximum volume threshold is applied. E.g. 50m^3 over 100ha in area.	Reject

246.255	Federated Farmers of New Zealand Incorporated	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Support	The submitters support in part. Opposing earthworks thresholds for GRUZ (500 m^2) and RSL (100 m^2), considering them far too restrictive for routine farm activities with no justification for these limits provided by Council. They consider the RSL threshold particularly impractical and seek all RSL provisions be removed. They also oppose the note suggesting a landscape assessment may be required..	1. The submitters seek amendment of EW-S1 as follows: General Rural Zone 2. The quantity of earthworks must not exceed~~500m²~~2500m^2in area in any 12 month period, ~~per site~~ and more than one earthworks activity up to the maximum area may be undertaken, provided that the activity is located at least 1km from any other earthworks taking place on the same site, within the same 12 month period. Note: Earthworks for building platforms within the General Rural Zone where the removed soil is retained within the site, are exempt from the quantity calculations. Rural Scenic Landscape 3. The quantity of earthworks must not exceed 100m2in area in any 12 month period per site. ... Matters of discretion are restricted to: X. the functional need or operational need for the earthworks Note: In the ONL overlay only, a landscape assessment may be required for the assessment of this standard. 2. Alternatively, if the Council does not want to delete this Note, the submitters seek it be amended to provide clarity about when or why a landscape assessment would be required. 3. Alternatively, if the Council does not want to delete all RSL provisions, the submitters seek amendment of EW-S1 as follows: Rural Scenic Landscape 3. The quantity of earthworks must not exceed~~100m²~~2500m^2in area in any 12 month period, ~~per site~~ and more than one earthworks activity up to the maximum area may be undertaken, provided that the activity is located at least 1km from any other earthworks taking place on the same site, within the same 12 month period.	Reject
250.80	Alister and Janine Bremner	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes in part - considers thresholds are too restrictive and add a consenting burden. Suggests graduated volume threshold based on site size or slope would be more appropriate.	Retain: Note: Earthworks for building platforms within the General Rural Zone where the removed soil is retained within the site, are exempt from the quantity calculations. Amend to include: In General Rural Zone, multiple Earthworks activities—up to the maximum area specified in Standard EW-S1—can be carried out, provided that each activity is situated at least 1 km apart from any other Earthworks on the same site within the same two calendar years. Amend standards in the General Rural Zone to: A) Follow the same, or similar standards to DCC determined in consultation with Waitaki District earthworks contractors, that allow earthworks based on a volume basis and scaled based on slope. OR B) Change to volume over area, with the volume based on the total landholding area and/or a % or maximum volume threshold is applied. E.g. 50m^3 over 100ha in area. Amend standard for Rural Scenic Overlay to: 3. The quantity of earthworks must not exceed100m^3 ~~100m2 in area~~ in any 12 month period per site.	Reject
251.319	Te Rūnanga o Waihao, Te Rūnanga o Moeraki and Kāti Huirapa Rūnaka ki Puketeraki	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Support for matters of discretion but considers that large-scale earthworks beyond 20m from waterbodies may still create adverse effects that are not addressed.	Seeks to add the following matters of discretion: 1. the provision of sediment control techniques to ensure sediment run-off does not enter a waterbody; 2. effects on the natural character and ecological values of any waterbody;	Reject
252.75	Hollamby Family Trust	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes in part EW-S1 'Threshold areas (m^2)' as they will still result in additional consenting. Cubic metres (m^3) is a more suitable standard for earthworks used by other Local Authorities like Dunedin City Council in the GRUZ. As such, the scale / provisions would be comparable to other councils. The PDP GRUZ EW limit does	Seeks to retain: Note: Earthworks for building platforms within the General Rural Zone where the removed soil is retained within the site, are exempt from the quantity calculations. Seeks to amend as follows:	Reject

					not reflect the generally larger scale of sites and required earthworks to enable Primary production activities, nor is the RSL Overlay threshold adequate.	In General Rural Zone, multiple Earthworks activities—up to the maximum area specified in Standard EW-S1—can be carried out, provided that each activity is situated at least 1 km apart from any other Earthworks on the same site within the same two calendar years. Amend standards in the General Rural Zone to: A) Follow the same, or similar standards to DCC determined in consultation with Waitaki District earthworks contractors, that allow earthworks based on a volume basis and scaled based on slope. OR B) Change to volume over area, with the volume based on the total landholding area and/or a % or maximum volume threshold is applied. E.g. 50m^3 over 100ha in area. Amend standard for Rural Scenic Overlay to: 3. The quantity of earthworks must not exceed100m^3~~100m2 in area~~in any 12 month period per site.	
260.1	Mallith Ag Ltd	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes the specified threshold limits for earthworks area (m^2) under EW-S1 across all zones [inferred relief requested].	Seeks to amend the quantity of earthworks must not exceed 1000m^2 in area in any 12 month period per site across all zones [inferred relief requested].	Reject
265.136	Geoff and Katrina Taylor	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
267.131	Kelvin and Debbie Weir	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and	Reject

						4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	
268.75	Ryan and Hayley Ambler	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes in part EW-S1 'Threshold areas (m^2)' as they will still result in additional consenting. Cubic metres (m^3) is a more suitable standard for earthworks used by other Local Authorities like Dunedin City Council in the GRUZ. As such, the scale / provisions would be comparable to other councils. The PDP GRUZ EW limit does not reflect the generally larger scale of sites and required earthworks to enable Primary production activities, nor is the RSL Overlay threshold adequate.	Seeks to amend as follows: In General Rural Zone, multiple Earthworks activities—up to the maximum area specified in Standard EW-S1—can be carried out, provided that each activity is situated at least 1 km apart from any other Earthworks on the same site within the same two calendar years. Propsoed guidance on amendments standards in the General Rural Zone to: A) Follow the same, or similar standards to DCC determined in consultation with Waitaki District earthworks contractors, that allow earthworks based on a volume basis and scaled based on slope. OR B) Change to volume over area, with the volume based on the total landholding area and/or a % or maximum volume threshold is applied. E.g. 50m^3 over 100ha in area. Amend standard for Rural Scenic Overlay to: 3. The quantity of earthworks must not exceed100$m^3$100m2 in area in any 12 month period per site.	Reject
269.131	Brenda & Ken McLeod	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
270.51	Vivien Ann Paton & Graeme John Paton	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed~~300m^2~~1000m^2in any 12 month period per site.	Reject
271.470	Canterbury Regional Council	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Support	Support in part. Considers the standard should clarify that the restrictions do not apply to drainage works carried out by Regional or District Councils, or to works within the bed of a lake or river where approval is provided by the Regional Council	Seeks to amend as follows: Note: These thresholds do not apply to drainage works undertaken by the Regional or District Councils, or for works within the beds of lakes and rivers where permissions is provided through the Regional Plan.	Reject

272.89	Dave and Karen Ellis	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes in part EW-S1 'Threshold areas (m^2)' as they will still result in additional consenting particularly in the rural sector. Considers volume is a more suitable standard for earthworks providing flexibility and reducing consenting burden.	Seeks to retain in General Rural Zone: *Note: Earthworks for building platforms within the General Rural Zone where the removed soil is retained within the site, are exempt from the quantity calculations.* Seeks to amend as follows: In General Rural Zone, multiple Earthworks activities—up to the maximum area specified in Standard EW-S1—can be carried out, provided that each activity is situated at least 1 km apart from any other Earthworks on the same site within the same two calendar years. Amend standards in the General Rural Zone to: 1. The quantity of earthworks must not exceed1000m^3 ~~500m2~~in area in any 12 month period per site. Amend standard for Rural Scenic Overlay to: 2. The quantity of earthworks must not exceed500m^3 ~~100m2~~in area in any 12-month period per site.	Reject
273.68	Colin and Catherine Harvey	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed ~~300m^2~~ 1000m^2 in any 12 month period per site.	Reject
274.68	Garrie Alexander Farmer and Marilyn Anne Farmer	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed ~~300m2~~ 1000m2 in any 12 month period per site.	Reject
275.54	Mark & Nicky Hay	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed ~~300m2~~ 1000m2 in any 12 month period per site.	Reject
276.54	Patrick Ronald Winders & Joan Patricia Winders	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed ~~300m^2~~1000m^2in any 12 month period per site.	Reject
277.54	Anthony & Jennifer Jane Hales	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed ~~300m^2~~1000m^2in any 12 month period per site.	Reject
278.54	Colin Willetts & Catherine Anderson	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed ~~300m^2~~1000m^2in any 12 month period per site.	Reject
279.68	Paul Joseph Rutledge	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed ~~300m^2~~1000m^2in any 12 month period per site.	Reject
281.22	Mainland Poultry Limited	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	The submitter requests an increased earthworks threshold to allow more earthworks on primary production areas, as sites are generally larger and may require earthworks in more than one area.	Seeks to amend as follows: General Rural Zone 2. The quantity of earthworks must not exceed ~~500~~ 1000m^2 in area in any 12 month period per site.	Reject
283.130	Dogterom Hohepa Ltd	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to:	Reject

						1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	
284.127	Dogterom Duntroon Ltd	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
285.127	Barry and Anne Matthews	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~	Reject

						... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	
287.136	P K M Farms Limited	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Oppose in part, stating that area-based earthworks thresholds are too restrictive and proposing a volume-based approach, scaled by site size or slope. The submitter references Dunedin City Council's approach and suggests exemptions for building platforms.	Seeks to amend as follows: In General Rural Zone, multiple Earthworks activities—up to the maximum area specified in Standard EW-S1—can be carried out, provided that each activity is situated at least 1 km apart from any other Earthworks on the same site within the same two calendar years. Seeks to amend standards in the General Rural Zone to: A) Follow the same, or similar standards to DCC determined in consultation with Waitaki District earthworks contractors, that allow earthworks based on a volume basis and scaled based on slope. OR B) Change to volume over area, with the volume based on the total landholding area and/or a % or maximum volume threshold is applied. E.g. 50m^3 over 100ha in area. Seeks to amend the standard for Rural Scenic Overlay to: 3. The quantity of earthworks must not exceed 100m^3 ~~500^2~~ in any 12 month period per site.	Reject
290.127	Philip and Becky Wilson	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to the regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain, seeks to increase to be consistent with the enabling intent of EW-O1, EW-P1, EW-P3, and EW-P4. Seeks to remove all requirement for landscape assessment from matters of discretion. Seeks to remove reference to natural form which is not defined. Seeks to amend as follows: All/RLZ/SETZ: The quantity of earthworks must not exceed ~~300m2~~ 1,000m2 in any 12 month period per site. GRUZ/CMUZ/SPZMM: The quantity of earthworks must not exceed ~~500m2~~ 1,000m2 in area in any 12 month period per ~~site~~100ha. Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ 6. whether the earthworks involve the removal of topsoil or subsoil from a site that is identified as having a Land Use Capability classification of 1, 2 or 3; and 7. duration of the earthworks and hours of operation; and 8. the management of the effects of dust, vibration, noise, lighting, odour and traffic movements at or beyond the boundaries of the site. ~~Note: A landscape assessment may be required for the assessment of this standard.~~ Note: A site management plan may be required for consideration of matters of discretion (2), (7) and (8) in EW-S1.	Reject

291.127	Peter and Janine Stackhouse	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to the regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain, seeks to increase to be consistent with the enabling intent of EW-O1, EW-P1, EW-P3, and EW-P4. Seeks to remove all requirement for landscape assessment from matters of discretion. Seeks to remove reference to natural form which is not defined. Seeks to amend as follows: All/RLZ/SETZ: The quantity of earthworks must not exceed ~~300m2~~ 1,000m2 in any 12 month period per site. GRUZ/CMUZ/SPZMM: The quantity of earthworks must not exceed ~~500m2~~ 1,000m2 in area in any 12 month period per ~~site~~100ha. Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ 6. whether the earthworks involve the removal of topsoil or subsoil from a site that is identified as having a Land Use Capability classification of 1, 2 or 3; and 7. duration of the earthworks and hours of operation; and 8. the management of the effects of dust, vibration, noise, lighting, odour and traffic movements at or beyond the boundaries of the site. ~~Note: A landscape assessment may be required for the assessment of this standard.~~ Note: A site management plan may be required for consideration of matters of discretion (2), (7) and (8) in EW-S1.	Reject
292.127	Robert and Sylvia Borst	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ...	Reject

						~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	
293.127	Brock and Gemma Hamilton	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as mattersof discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
296.127	Gavin Simpson	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
297.110	Parkside Holdings Ltd	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Area thresholds are inadequate for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows:	Reject

					Standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	
298.127	Alastair and Carrie Gibson	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
299.127	Twin Terraces Ltd & Cayuga Ltd	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes EW-S1. Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays. [Refer to original submission for full reasons]	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m^2 for all zones to be consistent with the enabling intent of EW-O1, EW-P1, EW-P3, and EW-P4. Seeks to amend EW-S1 as follows: ... 1. The quantity of earthworks must not exceed ~~300m^2~~ 1,000m^2 in any 12 month period per site. 2. The quantity of earthworks must not exceed ~~500m^2~~ 1,000m^2 in area in any 12 month period per ~~site~~ 100ha. ... Matters of discretion are restricted to:	Reject

						1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4. ~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	
300.127	Adrianus and Francisca Verbakel & others	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes EW-S1. Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays. [Refer to original submission for full reasons]	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m^2 for all zones to be consistent with the enabling intent of EW-O1, EW-P1, EW-P3, and EW-P4. Seeks to amend EW-S1 as follows: ... 1. The quantity of earthworks must not exceed ~~300m2~~1,000m^2 in any 12 month period per site. 2. The quantity of earthworks must not exceed ~~500m2~~1,000m^2 in area in any 12 month period per site 100ha. ... Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4. ~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
301.127	Carolyn Thelning	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and	Reject

						2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	
302.127	Peter and Sandra Mitchell	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
303.127	Terry and Fiona Conlan	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes EW-S1. Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays. [Refer to original submission for full reasons]	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m^2 for all zones to be consistent with the enabling intent of EW-O1, EW-P1, EW-P3, and EW-P4. Seeks to amend EW-S1 as follows: ... 1. The quantity of earthworks must not exceed ~~300m2~~1,000m^2 in any 12 month period per site. 2. The quantity of earthworks must not exceed ~~500m2~~1,000m^2 in area in any 12 month period per site 100ha. ... Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and	Reject

						3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4. ~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	
304.127	Kirsty and Nathan McLachlan	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays.	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m2 for all zones. Seeks to amend as follows: Matters of discretion are restricted to: 1. whether ~~the~~ earthworks changing the landform of a ridgeline are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values beyond the site boundary, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
305.188	Erin Nivonne Schultz	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers earthworks thresholds should be based on volume and slope rather than area to better reflect effects and that current area-based thresholds may unduly constrain rural activities such as fencing and firebreaks. [refer to original submission for full reasons]	Seeks to amend as follows: All Residential Zones/Rural Lifestyle Zone/Settlement Zone The quantity of earthworks must not exceed 1,000 ~~300~~m^2 in any 12 month period per site. Seeks to delete standard related to GRUZ and overlays, and introduce a new standard for slope/volume thresholds for zone and overlays (noting these could also be further adapted for other scheduled or hazard areas), as follows: 1. The maximum volume of combined cut and fill permitted as follows: General Rural Zone/Rural Scenic Landscape Less than or equal to 12° — $50m^3$ per $100m^2$ of site Greater than 12° but less than or equal to 20° — $40m^3$ per $100m^2$ of site Greater than 20° but less than or equal to 30° — $20m^3$ per $100m^2$ of site Greater than 30° — $1m^3$ fill, $5m^3$ cut per $100m^2$ of site ONLs, ONFs Overlay Areas Less than or equal to 12° — $20m^3$ per $500m^2$	Reject

						Greater than 12° but less than or equal to 20° | 20m³ per 500m²	
						Greater than 20° but less than or equal to 30° | 20m³ per 500m²	
						Greater than 30° | 0m³ fill, 10m3 cut	
						SNLs, Coastal Environment	
						Less than or equal to 12° | 50m³	
						Greater than 12° but less than or equal to 20° | 50m³	
						Greater than 20° but less than or equal to 30° | 50m³	
						Greater than 30° | 0m³ fill, 50m3 cut	
						2. The maximum volume of combined cut and fill is the maximum cumulative volume on any site within any two calendar year period.'	
						Seeks to amend as follows: All Residential Zones/Rural Lifestyle Zone/Settlement Zone The quantity of earthworks must not exceed 1,000 ~~300~~m² in any 12 month period per site. Seeks to delete standard related to GRUZ and overlays, and introduce a new standard for slope/volume thresholds for zone and overlays (noting these could also be further adapted for other scheduled or hazard areas), as follows: 1. The maximum volume of combined cut and fill permitted as follows: General Rural Zone/Rural Scenic Landscape Less than or equal to 12° | 50m³ per 100m² of site Greater than 12° but less than or equal to 20° | 40m³ per 100m² of site Greater than 20° but less than or equal to 30° | 20m³ per 100m² of site Greater than 30° | 1m³ fill, 5m³ cut per 100m² of site ONLs, ONFs Overlay Areas Less than or equal to 12° | 20m³ per 500m² Greater than 12° but less than or equal to 20° | 20m³ per 500m² Greater than 20° but less than or equal to 30° | 20m³ per 500m² Greater than 30° | 0m³ fill, 10m3 cut SNLs, Coastal Environment Less than or equal to 12° | 50m³ Greater than 12° but less than or equal to 20° | 50m³	
306.188	Waitaki Property Guardians Incorporated	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Considers earthworks thresholds should be based on volume and slope rather than area to better reflect effects and that current area-based thresholds may unduly constrain rural activities such as fencing and firebreaks. [refer to original submission for full reasons]		Reject

						Greater than 20° but less than or equal to 30° 50m³ Greater than 30° 0m³ fill, 50m3 cut 2. The maximum volume of combined cut and fill is the maximum cumulative volume on any site within any two calendar year period.'	
307.52	Allan Gordon King & Erina Margaret King	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Amend	Considers that the standard are unreasonably low and a restrictive trigger for the quantity of earthworks which may be carried out as a permitted activity.	Seeks to amend as follows: EW-S1(1) The quantity of earthworks must not exceed ~~300m2~~ 1000m2 in any 12 month period per site.	Reject
312.93	Springbank	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes Area-based thresholds regulate how much earthworks occur, but do not reflect actual environmental effects of the work. A small, poorly managed cut can cause more harm than a large, well-managed one, management practices matter more than square-metre limits. Thresholds would be more effective if applied through matters of discretion or permitted activity standards, rather than fixed area limits. The proposed thresholds are too low, capturing routine activities. Where earthworks areas exceed minimum lot sizes, setbacks in EW-S2 can already manage off-site effects. Evidence suggests most house sites would require a 1,000 m^2 threshold to avoid unnecessary consents. Larger properties naturally require more earthworks, so a proportionate approach would be more efficient. Although the proposed plan increases thresholds compared with the operative plan, the focus should remain on effects management, not area. Some matters of discretion need refinement to reduce consent burden. The clause assessing whether earthworks are appropriate for the zone's character duplicates controls in the Natural Features and Landscapes (NFL) chapter, relying on undefined landscape values outside mapped overlays, and is too subjective to apply district-wide. Amenity values should be assessed only for effects beyond the site boundary, not within the property itself.	Seeking the following amendments: Remove area thresholds so they default to the regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If Threshold areas are to remain they need to increase to be consistent with the enabling intent of EW-O1, EW-P1, EW-P3, and EW-P4. Noting that the industrial area threshold is 1,000m2 we submit that would be appropriate for other zones if the effects are managed. Remove all requirement for landscape assessment from matters of discretion. Remove reference to natural form which is not defined. EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zone 1. The quantity of earthworks must not exceed~~300m²~~1,000m^2 in any 12 month period per site. General Rural Zone All Commercial and Mixed Use Zones Special Purpose Zone – Macraes Mining – 2. The quantity of earthworks must not exceed~~500m²~~1,000m^2 in area in any 12 month period per~~site~~100ha. Note: Earthworks for building platforms within the General Rural Zone where the removed soil is retained within the site, are exempt from the quantity calculations. Rural Scenic Landscape 3. The quantity of earthworks must not exceed 100m^2 in area in any 12 month period per site. Ōamaru Historic Area 4. The quantity of earthworks must not exceed 50m^2 in area in any 12 month period per site. All Industrial Zones 5. The quantity of earthworks must not exceed 1000m^2 in area in any 12 month period per site. Open Space Zone Sports and Active Recreation Zone 6. The quantity of earthworks must not exceed 500m^2 in area in any 12 month period per site. Note: Earthworks for the installation of play equipment or the re-turfing or re-grassing of existing sports fields are exempt from the quantity calculations for the Open Space Zone and Sports and Active Recreation Zone. Matters of discretion are restricted to:	Reject

						1. whether~~the~~earthworks<u>changing the landform of a ridgeline</u>are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on~~character and~~amenity values<u>beyond the site boundary</u>,~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4.~~visual amenity, including~~landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ 6. whether the earthworks involve the removal of topsoil or subsoil from a site that is identified as having a Land Use Capability classification of 1, 2 or 3; and 7. duration of the earthworks and hours of operation; and 8. the management of the effects of dust, vibration, noise, lighting, odour and traffic movements at or beyond the boundaries of the site. ~~Note: A landscape assessment may be required for the assessment of this standard.~~ Note: A site management plan may be required for consideration of matters of discretion (2), (7) and (8) in EW-S1.	
313.127	Geoff & Jan Keeling - Keeling Dairies Limited	Earthworks	EW-S1 Threshold areas (m2) All Residential Zones Rural Lifestyle Zone Settlement Zo	Oppose	Opposes EW-S1. Considers that area thresholds are an inadequate tool for managing earthworks as they focus on the size of the activity rather than its environmental impact and effect management should take precedence over area measurement. Considers that thresholds should be used as matters of discretion or permitted activity criteria, not rigid limits and that the current thresholds are too low, capturing routine activities like house scrapes, silage pits, and shed construction. Also considers that the standards duplicate those in the NFL chapter, regarding landscape effects, which are subjective and undefined outside NFL overlays. [Refer to original submission for full reasons]	Seeks to remove area thresholds so they default to regional council thresholds and introduce standards or permitted activity criteria to manage the effects of earthworks directly. If threshold areas are to remain seeks to increase threshold to 1,000m^2 for all zones to be consistent with the enabling intent of the industrial zone, EW-O1, EW-P1, EW-P3, and EW-P4. Seeks to amend EW-S1 as follows: ... 1. The quantity of earthworks must not exceed ~~300m2~~<u>1,000m^2</u> in any 12 month period per site. 2. The quantity of earthworks must not exceed ~~500m2~~<u>1,000m^2</u> in area in any 12 month period per site 100ha. ... Matters of discretion are restricted to: 1. whether ~~the~~ earthworks <u>changing the landform of a ridgeline</u> are of a type, scale and form that is appropriate for the location and anticipated character of the zone; and 2. the management of silt, sediment and erosion on-site; and 3. impacts on ~~character and~~ amenity values <u>beyond the site boundary</u>, ~~natural landforms and features~~, including whether the cut face and/or any retaining structures can be concealed behind development or effectively landscaped; and 4. ~~visual amenity, including~~ landscape treatment, site reinstatement and screening; and ~~5. the potential for cumulative effects on the natural form of the landscape; and~~ ... ~~Note: A landscape assessment may be required for the assessment of this standard.~~ ...	Reject
38.4	PF Olsen Limited	Earthworks	General	Support	Supports the Earthworks User Note as follows: The earthworks provisions do not apply to earthworks associated with commercial forestry activities as these are regulated by the National Environmental Standards for Commercial Forestry 2023.	Retain as drafted.	Accept

					It reflects sound resource management practice and principles adherence to the NES-CF.		
176.18	Terramark Limited	Earthworks	General	Oppose	Considers that the PDP EW Chapter thresholds for earthworks of 500m^2 for the GRUZ zone and 100m^2 for the RSL zone are overly restrictive unlike DCC in Section 8A of the 2GP.	Seeks that the PDP EW Chapter is deleted and replaced with DCC's Second Generation Plan earthworks chapter.	Reject
194.110	Director-General of Conservation	Earthworks	General	Support	Support in part as these EW provisions generally manage Earthworks in a way which is proportionate and retains protection for natural and other values which could be affected. Considers it important that Earthworks are managed to minimise adverse effects.	Retain EW Chapter as notified, except where specific changes are requested below.	Accept
265.117	Geoff and Katrina Taylor	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	Seeks to increase thresholds to reduce consent burden on common activities with limited impact.	Accept in part
265.140	Geoff and Katrina Taylor	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Retain as notified	Accept in part
265.144	Geoff and Katrina Taylor	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
267.112	Kelvin and Debbie Weir	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
267.135	Kelvin and Debbie Weir	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Retain as notified	Accept in part
267.139	Kelvin and Debbie Weir	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
269.112	Brenda & Ken McLeod	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
269.135	Brenda & Ken McLeod	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Retain as notified	Accept in part
269.139	Brenda & Ken McLeod	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
283.111	Dogterom Hohepa Ltd	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
283.134	Dogterom Hohepa Ltd	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
283.138	Dogterom Hohepa Ltd	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted	Accept in part
284.108	Dogterom Duntroon Ltd	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
284.131	Dogterom Duntroon Ltd	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part

284.135	Dogterom Duntroon Ltd	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Retain as proposed but with changes to mineral definition as submitted.	Accept in part
285.108	Barry and Anne Matthews	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
285.131	Barry and Anne Matthews	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Retain as notified	Accept in part
285.135	Barry and Anne Matthews	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted	Accept in part
290.108	Philip and Becky Wilson	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
290.131	Philip and Becky Wilson	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
290.135	Philip and Becky Wilson	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
291.108	Peter and Janine Stackhouse	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
291.131	Peter and Janine Stackhouse	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
291.135	Peter and Janine Stackhouse	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
292.108	Robert and Sylvia Borst	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources	No specific relief sought.	Accept in part
292.131	Robert and Sylvia Borst	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
292.135	Robert and Sylvia Borst	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted [refer to submission #298.19].	Accept in part
293.108	Brock and Gemma Hamilton	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
293.131	Brock and Gemma Hamilton	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
293.135	Brock and Gemma Hamilton	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted [refer to submission #298.19].	Accept in part

296.108	Gavin Simpson	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
296.131	Gavin Simpson	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
296.135	Gavin Simpson	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
297.91	Parkside Holdings Ltd	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
297.114	Parkside Holdings Ltd	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Retain as notified	Accept in part
297.118	Parkside Holdings Ltd	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
298.108	Alastair and Carrie Gibson	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
298.131	Alastair and Carrie Gibson	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
298.135	Alastair and Carrie Gibson	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted [refer to submission #298.19].	Accept in part
299.108	Twin Terraces Ltd & Cayuga Ltd	Earthworks	General	Oppose	Opposes in part the Earthworks chapter, noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	None specified.	Accept in part
300.108	Adrianus and Francisca Verbakel & others	Earthworks	General	Oppose	Opposes in part the Earthworks chapter, noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	None specified.	Accept in part
301.108	Carolyn Thelning	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
301.131	Carolyn Thelning	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
301.135	Carolyn Thelning	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
302.108	Peter and Sandra Mitchell	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources	No specific relief sought.	Accept in part
302.131	Peter and Sandra Mitchell	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part

302.135	Peter and Sandra Mitchell	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
303.108	Terry and Fiona Conlan	Earthworks	General	Oppose	Opposes in part the Earthworks chapter, noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	None specified.	Accept in part
304.108	Kirsty and Nathan McLachlan	Earthworks	General	Oppose	Oppose in part noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	No specific relief sought.	Accept in part
304.131	Kirsty and Nathan McLachlan	Earthworks	General	Support	Support the rules, objectives and policies overall especially EW(Q)-P1 for farm quarries, as enabling on-farm aggregate use benefits the environment by reducing road wear and transport emissions.	Seeks to retain as notified.	Accept in part
304.135	Kirsty and Nathan McLachlan	Earthworks	General	Support	General support but considers that quarrying activities currently captured by the mining definition should instead be managed under quarrying provisions to ensure protection for existing quarries.	Seeks to retain as notified but with changes to mineral definition as submitted.	Accept in part
312.74	Springbank	Earthworks	General	Amend	Opposes in part Small scale occasional earthworks at the submitters land allow the submitters to maintain their property for a variety of reasons. Earthworks are critical to all economic activity to some degree. Earthworks are valuable for health and safety reasons, as well as access for pest control and sustainable management of land and water resources.	Seeks amendments result in increase thresholds to reduce consent burden on common activities with limited impact.	Accept in part
313.108	Geoff & Jan Keeling - Keeling Dairies Limited	Earthworks	General	Oppose	Opposes in part the Earthworks chapter, noting that small-scale, occasional earthworks are essential for primary production, land management, and health and safety, and are critical to the economic and sustainable management of land and water resources.	None specified.	Accept in part
246.240	Federated Farmers of New Zealand Incorporated	Earthworks	Earthworks are often undertaken to create areas of level land to be used for living, business and re	Support	Support in part: The EW Introduction recognises earthworks as essential but consider the issues it identifies remain high-level. They consider it would be more useful for plan users if the Introduction also clarified key exclusions from the earthworks definition, given how important these are for understanding what activities are actually regulated.	The submitters seek amendment to the first paragraph of the EW Introduction as follows: Earthworks are often undertaken to create areas of level land to be used for living, business and recreation activities, ~~and also have an important role in the use and development of land for primary production activities~~. Earthworks are integral to the construction of foundations, buildings, tracks and roads, and the provision and maintenance of infrastructure. Earthworks activities also include small scale projects, such as retaining walls and landscape projects ~~undertaken by individuals~~. It is important to note that cultivation associated with farming, digging for fence posts and gardening are not considered earthworks for the purpose of this plan. OR wording to similar effect.	Reject
251.306	Te Rūnanga o Waihao, Te Rūnanga o Moeraki and Kāti Huirapa Rūnaka ki Puketeraki	Earthworks	If not appropriately managed, earthworks can have adverse effects on the natural environment, local	Amend	Considers the paragraph relating to the effects of earthworks is supported but should be expanded to include other effects of earthworks.	Seeks to amend as follows: If not appropriately managed, earthworks can have adverse effects on the natural environment, natural character, the soil resource, local amenity values, ecological, mana whenua and cultural heritage values as well as on community health and safety. Earthworks also have the potential to damage property and increase the risk of natural hazards. Earthworks activities can increase erosion and sedimentation which can cause effects on water bodies, estuarine and coastal waters. They can generate dust, noise and traffic effects, change natural landforms and impact biodiversity values.	Accept
127.15	Revolution Forest Management Ltd	Earthworks	User Notes: For some activities, a resource consent may be required by rules in more than one ch	Support	Considers that the user note in the Earthworks Chapter specifically excludes Commercial Forestry from the Earthworks Chapter. This is supported as the NES-CF controls earthworks, and no greater stringency is required.	Retain the user note as notified	Accept in part
271.451	Canterbury Regional Council	Earthworks	User Notes: For some activities, a resource consent may be required by rules in more than one ch	Support	Generally, supports User Notes. However, the User Note should be amended to clarify that earthworks provisions do not apply within the beds of lakes and rivers, together with activities such as silt and sedimentation with the Regional Plans	Amend the final paragraph of the User notes as follows: Earthworks may also need additional resource consents from the Otago Regional Council or Environment Canterbury, including earthworks that may result in silt or	Accept in part

	addressing those activities, with the land excluded within the CMA and the beds of lakes and rivers. It should also be reiterated that the Natural Hazard chapter addresses all requirements relating to the delivery of Natural Hazard Mitigation Works / flood and erosion protection and drainage works undertaken by the Councils. Otherwise, the various rules throughout this chapter will need amending to provide a Permitted activity pathway for those activities.	sedimentation contamination of water and affect water quality, or adverse effects on the environment from dust. Earthwork provisions in this Plan do not apply within the bed of lakes and rivers as those activities are managed within Regional Plans. Objectives, policies and rules relating to Natural Hazard Mitigation Work are found in the Natural Hazards chapter.	