

Pursuant to Clause 6 of the first Schedule of the Resource Management Act 1991

### Submission on Wanganui District Council Proposed District Plan Change 36

To:

Wanganui District Council

Po Box 637, 101 Guyton Street

Wanganui

From:

NZ Transport Agency

PO Box 1947

Palmerson North 4440

- The NZ Transport Agency (*Transport Agency*) generally <u>supports</u> the Wanganui District Council Proposed Plan Change 36.
- The specific provisions of the Proposed District Plan that the Transport Agency's submission relates to are as follows:

The proposed plan change provisions which are identified in 3.2.

- 3 The Transport Agency's submission is that:
  - 3.1 Role of the Transport Agency

The Transport Agency's objective, functions, powers and responsibilities are derived from the Land Transport Management Act 2003 ("LTMA"), and the Government Roading Powers Act 1989 ("GRPA"). The statutory objective of the Transport Agency is "to undertake its functions in a way that contributes to an effective, efficient, and safe land transport system in the public interest."1. The Transport Agency's functions that are relevant to Proposed District Plan include "to contribute to an effective, efficient, and safe land transport system in the public interest"2 and the "management of the state highway system, including planning, funding, design, supervision, construction, and maintenance and operations, in accordance with this Act and the Government Roading Powers Act 1989"3.

The Transport Agency is a Crown entity4, with the sole powers of control and management for all purposes of all state highwayss. The Transport

<sup>1.</sup> Section 94 LTMA.

<sup>2.</sup> Section 95(1)(a) LTMA.

<sup>3.</sup> Section 95(1)(c) LTMA.

<sup>4.</sup> Section 93(2) LTMA.



Agency is also an investor in the Wanganui District's local road network, funding maintenance and operations, renewals, capital works and public transport services. As an investor, we therefore have a significant interest in seeing that land use planning for the District is integrated with the transport system. We also have an interest in present and future land use decision—making to ensure that the public receive value for money transport outcomes from our investment.

The Transport Agency is also a requiring authority and a network utility operator in terms of the Resource Management Act 19916. In managing these networks the Transport Agency must promote the safe, efficient and effective function of the land transport system and ensure the land transport system is not adversely affected in a significant manner.

The Government Policy Statement (GPS) 2012/13 – 2021/22 on Land Transport Funding issued by the Minister of Transport came into effect on 1 July 2012, and sets out the Government's objectives and funding priorities for the land transport sector for a six-year period, with further indicative information for the following four years. The Transport Agency must give effect to the GPS when performing its functions in respect of land transport planning and funding. The current GPS confirms that economic growth and productivity remains the primary objective for land transport expenditure, and extends this to include value for money and road safety as additional priorities. In addition to investing in the State highway network, the GPS identifies that quality investments in public transport and improving the local road network both have roles to play. All of these areas of focus are directly relevant to the Wanganui District's transport network and the relationship between land use planning, network management, and transport investment.

The GPS also sets strong expectations regarding the role of integrated planning in transport investment. This means that, in order to ensure funding in the land transport system, including investment in local roads, is consistent with government objectives, it is essential that a policy framework aligns land use and transport planning within Wanganui District.

3.2 Specific comments applying to the amendments to the Proposed District Plan provisions.

The Transport Agency supports the overall intent and direction of Proposed District Plan. The Transport Agency's specific comments on Proposed District Plan are as follows:

<sup>3.</sup> Section 61 GRPA.

<sup>6.</sup> Section 167 RMA.

<sup>&</sup>lt;sup>7</sup>. Section 70(1) LTMA.



Proposed District Plan provision	The Transport Agency's position & decision sought	
3.1.4 Issues, Rural A	Support with inclusion (shown with <u>underline</u> below),	
Zone	In particular: Acknowledging of reverse sensitivity along the State Highway corridors.	
	"To avoid noise sensitive activities where they will be located in existing high noise environments such as adjacent to a State Highway and the adverse effects of that noise cannot reasonably be mitigated."	
	Retain with inclusion.	
3.3.17b. Objectives,	Support with inclusion (shown with underline below),	
Rural Settlement Zone	In particular, ensuring sites which have road frontage to the State Highway Network have adequate setback distances to avoid any potential for reserve sensitivity issues.	
	especially to avoid any potential for reverse sensitivity issue arising, including the noise and vibration from State Highway network; and	
	Retain with inclusion.	
3.4.3 Discretionary	Support with inclusion (shown with underline below),	
Activities, Rural A Zone	In particular, b, Retail Activities up to 75m² gross floor area adjoining a state highway, written approval must obtained from the NZ Transport Agency.	
	The Transport Agency supports the provisions allowing the establishment of small commercial activities Discretionary Activity, which generally have a small volume of vehicle movements.	
	Retain with inclusion.	
3.8.3 Discretionary	Support with inclusion (shown with <u>underline</u> below),	
Activities, Rural C Zone	In particular, b, vi, Retail Activities up to 75m² gross floor area adjoining a state highway, written approval must obtained from the NZ Transport Agency.	
	Transport Agency supports the provisions allowing the establishment of small commercial activities Discretionary Activity, which generally have a small volume of vehicle movements.	
	Retain with inclusion.	
3.10.1 Permitted	Support,	
Activities, Rural Settlement Zone	In particular, e, Retail activities except where adjoining a state highway.	
	The Transport Agency supports the establishment of small commercial activities which generally have a small volume of	



	vehicle movements on local read-	
	vehicle movements, on local roads.	
	Retain as notified.	
3.10.1 Discretionary Activities, Rural	Support with inclusion (shown with <u>underline</u> below),	
Settlement Zone	In particular, a, Retail activities adjoining the state highway. The Transport Agency would like to see the inclusion,	
	Retail activities adjoining the state highway, <u>written approval must</u> obtained from the NZ Transport Agency.	
	Retain with inclusion.	
13 Definitions, Sensitive	Seek inclusion (shown with <u>underline</u> below),	
, retiries	In particular, include sensitive activity controls around the state highway network.	
	Sensitive activities, means those activities within an electricity transmission corridor or within 80 metres from a State Highway. Activities that are particularly sensitive to the risk associated with electricity transmission lines because of either the potential for prolonged exposure to the risk or venerability of equipment or population that is exposed to the risk and the exposure from traffic noise and vibration may exceed the desirable limit for a noise sensitive activity if not adequately insulated from noise arising from use of the State Highway Network. Such activities include	
	Include protection to the State Highway network with setback to assist any reserve sensitivity issues.	
General across Rural A,	Seek inclusion,	
Rural C and Rural Settlement Zones	The Transport Agency seeks to include reverse sensitivity provisions, to encourage sensitive activities to establish further away from the State Highway, or install noise attenuation. Please see attached provisions, Appendix 1.	
	The Transport Agency seeks the include for these provision across Rural A, Rural C and Rural Settlement Zones to protect the State Highway network with adequate setback to stop any reserve sensitivity issues arising.	

# 3.3 The Transport Agency seeks the following decision from Wanganui District Council:

That the Proposed District Plan be approved subject to the above amendments (or amendments to the same effect).



4 The Transport Agency does wish to be heard in support of this submission.

Dated at Palmerston North this the 3rd day of June 2014.

Alan Catchpole

Principal Planner

Pursuant to a delegation from the Chief Executive of the NZ Transport Agency.

Address for service:

Attention: Shaun Harvey

NZ Transport Agency

PO Box 1947

Palmerston North 4440

Telephone Number:

(06) 953 6671

E-mail:

shaun.harvey@nzta.govt.nz



#### Appendix 1

#### Proposed rules:

- New PPFs shall not be located within 20 metres of the edge of the nearest traffic lane of any state highway or within 20 metres of any state highway designation that does not contain an existing state highway.
- 2) Within 80 metres of the edge of the nearest traffic lane of any state highway or within 80 metres of any state highway designation that does not contain an existing state highway, any new PPFs or any alteration to a PPF beyond 10% of the existing gross floor area, shall be designed and constructed to comply with the following design sound levels:
  - a) Road-traffic noise inside all habitable spaces: 40 dB LAeg(Z4h)
  - b) Road-traffic noise in all other PPFs: No greater than the recommended maximum design guidelines in AS/NZS 2107:2000
- 3) If windows to habitable spaces are required to be closed to achieve the design sound levels in rule 2, the building shall be designed and constructed with a ventilation system to achieve the following:
  - a) A quantity of air shall be provided to achieve the requirements of Clause G4 of the New Zealand Building Code. At the same time as meeting this requirement, the sound of the system shall not exceed 30 dB LAeq(30s) when measured 1 m away from any grille or diffuser.
  - b) Either: air conditioning shall be provided; or a high air flow rate setting shall provide at least 15 air changes per hour (ACH) in the principal living space and at least 5 ACH in all other habitable spaces.
  - c) At the same time as meeting the above requirement in b), the sound of the system shall not exceed 40 dB Laeq(30s) in the principal living space and 35 dB Laeq(30s) in all other habitable spaces, when measured 1m away from any grille or diffuser.
  - d) The internal air pressure shall be no more than 10 Pa above ambient air pressure due to the mechanical ventilation.
  - e) Where a high air flow rate setting is provided, the system shall be controllable by the occupants to be able to alter the ventilation rate with at least three equal stages up to the high setting.
- A design report prepared by an acoustics specialist shall be submitted to the, District Council, demonstrating compliance with Rules 2 and 3, prior to construction of any PPF or alteration to a PPF beyond 10% of the existing gross floor area, within 80 metres of the edge of the nearest traffic lane of any state highway or within 80 metres of any state highway designation that does not contain an existing state highway. The design shall take into account future permitted use of the state highway; for existing roads by the addition of 3 dB to existing measured or predicted levels.

[PPF to be in defined in plan as per NZS 6806] [Habitable space to be defined in the plan as per Building Code]

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# Resource Management Act 199 Vangame is the Submission on a Publicly Notified Plan Change To The Wanganui District Plan



In accordance with Form 5 - RM (Forms, Fees and Procedure) Regulations 2003

TO:	Wanganni	District	Council.	PO Box	637.	Wanganui	

10: Wanganui District Council, PO Box 637, Wanganui
Name: (print in full) Michael W Simpson - Carole D Simpson
This is a submission on Plan Change No.36. to the Wanganui District Plan. Closing Date: 04/06/2014
<ol> <li>(a) I could/could not* gain an advantage in trade competition through this submission. (*please delete one).</li> </ol>
(b) I am/am not* directly affected by an effect of the subject matter of the submission that adversely affects the environment; and does not relate to trade competition or the effects of trade competition (*please delete one).
2. The specific provisions of the proposed plan change that my submission relates to:
being rezoned as Rural A
Use additional pages if required
3. My submission is that (Please state in summary the nature of your submission. Clearly indicate whether you support or oppose the specific provisions or wish to have amendments made. Please give your reasons):
we oppose our property being resoned sured is
PROTECTION AND ADMINISTRATION AD
proposed rezoned arral A proposal.
Use additional pages if required
4. I seek the following decision from the Council (Give clear details stating what amendments you wish to see
made to the Plan Change, and your reasons):
To exclude our property from being resoned own A
and to retain its Rural ( Zoning
379
Use additional pages if required
5. I do/do-not* wish to be heard in support of this submission (*please delete one).
6. If others make a similar submission I would/would_not* be prepared to consider presenting a joint case
with them at any hearing (*please delete one).
7. Address for service:
2699 Reparti 2000
uestmere Signature: // -
(Person making submission or person authorised to sign on
Day time phone No: O21 421 617 behalf of person making submission)
Email: michaelsimeson winspire att nz Date: 02/06/14
D-255183







# Resource Management Act 1991

### Submission on a Publicly Notified Plan Change To The Wanganui District Plan

In accordance with Form 5 – RM (Forms, Fees and Procedure) Regulations 2003

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	1 3014 2011
TO: Wanganui District Council, PO Box 637, Wanganui	13014 7011
Name: (print in full) Allan + Glenna Allott	RECEIVED
This is a submission on Plan Change No. 36. to the Wanganui District Plan.	Closing Date: 04/06/14
(a) I could/could not* gain an advantage in trade competition through this submission.	*please delete one).
(b) I am/am not* directly affected by an effect of the subject matter of the submis ment; and does not relate to trade competition or the effects of trade competiti	
2. The specific provisions of the proposed plan change that my submission relates to:  (1) subdivision and sale of up to I ha of our (2) Sale of part lot to neighbour. (Refer to accompaning	property, or sheet.)  Use additional pages if required
3. My submission is that (Please state in summary the nature of your submission. Clear	ly indicate whether you support or oppose
the specific provisions or wish to have amendments made. Please give your reasons):	for class I land:
Blocks smaller than 10 hectures be allowed t	o be subdivided
to est I hectare as per the existing scheme. as smaller blocks will not become part of 10 hecta	1.76
as smaller blocks will has become part of 10 hera	16 10 13,
	Use additional pages if required
4. I seek the following decision from the Council (Give clear details stating what amend	lments you wish to see made to the Plan
Change, and your reasons): for class I land:	
We would like to see council amound the restrict	tion on all ready
We would like to see council amend the restrict existing smaller sections of land, to allow subdi	
	VISION OF I NECTURE
er larger.	
	Use additional pages if required
5. I do/do not* wish to be heard in support of this submission (*please delete one).	
6. If others make a similar submission I would/would not be prepared to consider prese	nting a joint case with them at any hearing
(*please delete one).	
7. Address for service:	
124 Statehighway 3, RD 4 Westmere, Wanganui 4574 Signature: AMA	
Wanganui 4574 Signature: AMT	y allott
(Person making submission	,
New time phone No. 2130883 hehalf of neuron making suh	wission)

Email: allanallitt & clear. net. 07 Date: 4/6/14







# Shaping Wanganui

Have your say, korero mai...

# Rural & Papakainga



### Consultation Notice 14 May 2014

### The District Plan

The Resource Management Act (RMA) requires councils to create a District Plan that explains how effects of land-use on the environment will be managed. Plans contain objectives, policies and rules that address land use, subdivision and other resource management issues within the District.

Especially important are the rules that set out which activities people can do as of right (permitted activities), which activities require resource consent and how certain activities may be carried out.

### **Proposed Plan Changes**

A Proposed Plan Change is the outcome of a public process which requires research, evaluation and partnership between Council and the community. This document is publicly notified and available for submission.

### Proposed Plan Change Text

Find the Proposed Plan Change documents on Shaping Wanganui www.wanganui.govt.nz/Shaping or if you would like a hard copy, please contact

Adrienne.Greenfield@wanganui.govt.nz

### Proposed Plan Change Maps

Find out if your property is affected by a zone change by checking out the Proposed Maps at the Shaping Wanganui website.

www.wanganui.govt.nz/Shaping

# **Public Notification of Proposed Plan Changes**

Phase 5 of the District Plan Review reviews Flood Hazards, Kai Iwi Coastal Hazard, Airport Enterprise Zone, Rural Zones and Papakainga provisions.

The Rural and Papakainga topics are open for public submissions from Thursday,

### 1 May 2014.

Submissions need to be received by Council no later than 5.00pm on Wednesday, 4 June 2014. Below we explain how to write a submission; for more information visit the Shaping Wanganui website.

Plan Change 36 updates the existing Rural and Rural Settlement Zones and Plan Change 37 creates new Papakainga provisions. Key points:

### Plan Change 36 - Rural

#### New Proposed Rural A Zone:

- Protects Class 1 and some Class 2 land close to the urban area.
- 10 hectare minimum lot size for subdivision.
- One off subdivision for an allotment between 2500m<sup>2</sup> and 5000m<sup>2</sup>

#### Rural C Zone:

- The balance of existing rural land—excluding land captured by new Rural A
  or expanding Rural B zone.
- Retains 1 hectare minimum lot size for subdivision.

#### Extension of Rural B Zone:

 Extend the existing Rural B (lifestyle) zone to include parts of Mosston Road/Tayforth Road, Durie Hill, and Aramoho.

#### Rural Settlement Zone:

Minor updates to be consistent with the reviewed Plan.

### Proposed Plan Change 37 - Papakainga

- Introduce provision to recognise the special relationship that Tangata whenua have with their ancestral land.
- Performance Standards will only apply to external boundaries of ancestral land.

### Making a Submission on a Proposed Plan Change

You can make a written submission about a publicly notified Plan Change if you think it will affect you in a positive or negative way, provided you do so within the time limit specified by the Council. You don't have to be an expert; anyone can make a submission.

For more information on how to make a submission visit the Shaping Wanganui website. For more information on the Plan Change 36—Rural please contact Alisha Huijs on 06 349 001 or Alisha.Huijs@wanganui.govt.nz

For more information on Plan Change 37—Papakainga please contact Clive Aim on 06 349 001 or Clive.Aim@wanganui.govt.nz



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### Resource Management Act 1991 Submission on a Publicly Notified Plan Change To The Wanganui District Plan

In accordance with Form 5 – RM (Forms, Fees and Procedure) Regulations 2003/Vallue



TO: Wanganui District Council, PO Box 637, Wanganui	- 4 JUN 2014
Name: (print in full) Wanganu: District Council	
This is a submission on Plan Change No. 36. to the Wanganui District Plan.	<b>Closing Date: 04/06/14</b>
(a) I could could not gain an advantage in trade competition through this submission. (*please del	
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the specific provisions or wish to have amendments made. Please give your reasons): See affached	
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Change, and your reasons):  500 attached	
SCC Girciened	
I	se additional pages if required
5. (do) do not wish to be heard in support of this submission (*please delete one).	se additional pages if required
6. If others make a similar submission — would would not be prepared to consider presenting a join	t case with them at any hearing
(*please delete one).	
7. Address for service:	***************************************
Wanganus District concil	
101 guyton Street Signature:	
Wanganu? 4500 (Person making submission or person a	uthorised to sign on
Day time phone No: behalf of person making submission)	
Email: Date: 4/6/2014	









# Shaping Wanganui

Have your say, korero mai...

# Rural & Papakainga



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- 10 hectare minimum lot size for subdivision.
- One off subdivision for an allotment between 2500m<sup>2</sup> and 5000m<sup>2</sup>

#### Rural C Zone:

- The balance of existing rural land—excluding land captured by new Rural A
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- Retains 1 hectare minimum lot size for subdivision.

#### Extension of Rural B Zone:

• Extend the existing Rural B (lifestyle) zone to include parts of Mosston Road/Tayforth Road, Durie Hill, and Aramoho.

#### Rural Settlement Zone:

Minor updates to be consistent with the reviewed Plan.

### Proposed Plan Change 37 - Papakainga

- Introduce provision to recognise the special relationship that Tangata whenua have with their ancestral land.
- Performance Standards will only apply to external boundaries of ancestral land.

### Making a Submission on a Proposed Plan Change

You can make a written submission about a publicly notified Plan Change if you think it will affect you in a positive or negative way, provided you do so within the time limit specified by the Council. You don't have to be an expert; anyone can make a submission.

For more information on how to make a submission visit the Shaping Wanganui website. For more information on the Plan Change 36—Rural please contact Alisha Huijs on 06 349 001 or Alisha.Huijs@wanganui.govt.nz

For more information on Plan Change 37—Papakainga please contact Clive Aim on 06 349 001 or Clive.Aim@wanganui.govt.nz



# PROPOSED PLAN CHANGE 36 - RURAL

Wanganu disider Gouncil

- 4 JUN 2014

Officers' Submission to Proposed Plan Change 36 - Rural

	<u> </u>	, hacewei	
Plan Reference	Relief Sought	Reasons	
Zone Names	Change the zone names of Rural A, Rural B and Rural C in maps and text to:  Rural A – Rural Soil Protection  Rural B – Rural Living  Rural C – Rural General	The proposed rural zone names are confusing and unhelpful.  Having specific names for each of the zones ensure ease of use for officers and public.	
3.4.1	Permitted Activities.  All activities shall comply with Performance Standards and District Wide rules where relevant.	To enable residential activities to occur in the rural area.	
	The following are permitted activities in the Rural A zone:  a. Rural activities.  b. Residential activities – excluding Residential care facilities		
3.8.1	Permitted Activities. All activities shall comply with Performance Standards and District Wide rules where relevant		
	The following are permitted activities in the Rural C zone:  a. Rural activities.		
	b. Residential activities – excluding Residential care facilities.		
3.10.1	Permitted Activities.  All activities shall comply with Performance Standards and District Wide rules where relevant.  The following are permitted		

### PROPOSED PLAN CHANGE 36 - RURAL

	activities in the Rural Settlement zone:  a. Residential activities – excluding Residential care facilities.	
3.4.1(e)	Retail activities less than not exceeding 75m² gross floor area that are ancillary to any permitted activity.	To be consistent with the wording in rule 3.5.10(b).
3.4.3(b)	Retail activities up to not exceeding 75m² gross floor area adjoining a state highway.	
3.5.2	Artificial lighting system shall not result in increased luminance in excess of 8 lux in the measured ambient level in the vertical plane at the windows of any residential building in any other adjacent zene property.	To clarify that this rule applies to all adjacent properties.
3.5.8(b) and 3.7.5(b) and 3.9.8(b)	b. No ernamental other tree shall be planted within 4 metres of any boundary	To clarify that this rule applies to all trees other than Shelter Belts and Forestry.

3.4.1(h)	less than 10 least 5000r created by consent grazultus 2014. recedate decision	relling on a site of 0 hectares, but at m² site area, a subdivision anted on or 1st May sived before the ons on Plan are released.	As this rule is currently written there is a risk of consents being granted for subdivision which will create substandard lots requiring resource consent to build a single dwelling.  This is contrary to the intention of the rule which is intended to
3.8.1(e)	less than 1 5000m2 site a subdivisio on or before received be	elling on a site of hectare but at least e area, created by on consent granted e 1st May 2014.  efore the date on Plan Change 36 d.	provide for dwellings on substandard lots created before the rules take full effect.
3.4.2(c)	allotment w 5000m² and hectare site site area of and a maxi 5000m² site i. Prov prop	vided that: The site cosed for division, legally ted at 1 <sup>st</sup> May	5000m² minimum site area is constant with the Horizons One Plan. Maximum site area of 1 ha is included to ensure protection of Class1 and Class 2 land.
3.11.6	table. Sealed vehicul provided and for	e following text and lar access shall be ormed to the d in the following	The table is a double up from the subdivision section. Having the table in two different sections is unnecessary and confusing for users.  Access and vehicular crossing standards will be renewed as part of the District Wide Rules
	Served by Access	Access  3.6 metres	review of section 10.3 and 10.4 of the Plan.
	4-6	6.5 metres	Wanganti asan wan

3.4.2(c)(i) and 3.10.2(b((ii)	Council restricts its discretion to the following matters:  The ability of the development to be serviced by on-site means with regard to effluent and stormwater disposal.  Impact on the character of the surrounding area.	This is constant with the wider rural area.
	ability of the site to achieve quality urban design outcomes.	
3.5.5 and 3.9.5	Antenna dishes - antenna dishes shall not exceed 3 2 metres in diameter (except as provided for in District Wide Rule 10.1 in relation to network utilities).	To be constant with the reviewed section of the Plan.

# SCANNED

# Wanganui District Council

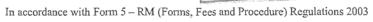






# Resource Management Act 1991 2014

# Submission on a Publicly Notified Plan Change To The Wanganui District Plan





TO: Wanganui District Council, PO Box 637, Wanganui
Name: (print in full) JOHN and CAROLINE MACKRY
This is a submission on Plan Change No. 36 to the Wanganui District Plan. Closing Date:
<ol> <li>(a) I could/eould=not* gain an advantage in trade competition through this submission. (*please delete one).</li> </ol>
(b) Fam/am not* directly affected by an effect of the subject matter of the submission that adversely affects the environment; and does not relate to trade competition or the effects of trade competition (*please delete one).
2. The specific provisions of the proposed plan change that my submission relates to:  Rural to Rural By extension to Rural By
Use additional pages if required
3. My submission is that (Please state in summary the nature of your submission. Clearly indicate whether you support
or oppose the specific provisions or wish to have amendments made. Please give your reasons):
Support the change from rural to rural B which allows smaller 1/2 Ha sections and the 5m boundry building
smaller 1/2 Ha sections and the 5m boundry building
distance. Not aware of any other issues that may affect us.
Use additional pages if required
4. I seek the following decision from the Council (Give clear details stating what amendments you wish to see
made to the Plan Change, and your reasons):
Current R.C. (Resourse Consents) that the council claim
are current are reviewed immediately with a stated
time forme. The proposal will have an adverse
effect on current conditions Use additional pages if required
5. 4-do/do not* wish to be heard in support of this submission (*please delete one).
6. If others make a similar submission $\frac{1-\text{would}}{\text{would not}^*}$ be prepared to consider presenting a joint case
with them at any hearing (*please delete one).
7. Address for service:
Council should consider services to these newly designated rura) B sections, ie water Signature: James James
sections, ie water Signature: Jeffechal
Day time phone No: 021-2314 -589 behalf of person making submission)
Email: Mackay je @ yaheo. com. au. Date: 3 June 2014