RMA FORM 5

Submission on publicly notified Proposed Porirua District Plan

Clause 6 of the First Schedule, Resource Management Act 1991

To: Porirua City Council

1. Submitter details:

Full Name	*Last* Smith		*First* Stephen
Company/Organisation *if applicable*	**NA**		
Contact Person *if different*			
Email Address for Service	**smithharrop@gmail.com**		
Address	**294 Murphys Road, Judgeford**		
	City Porirua		*Postcode* 5381
Address for Service *if different*	*c/o 33 Sunbrae Dr, Silverstream, Upper Hutt 5019*		*Courier Address*
Phone	*Mobile* **+18135035729**	*Home*	*Work*

2. This is a ***submission*** on the **Proposed District Plan** for Porirua.

3. I could ☐ I could not ☑
gain an advantage in trade competition through this submission.
(Please tick relevant box)

If **you could** gain an advantage in trade competition through this submission please complete point four below:

4. I am ☑ I am not ☐
directly affected by an effect of the subject matter of the submission that:
(a) adversely affects the environment; and
(b) does not relate to trade competition or the effects of trade competition.
(Please tick relevant box if applicable)

Note:
If you are a person who could gain an advantage in trade competition through the submission, your right to make a submission may be limited by clause 6(4) of Part 1 of Schedule 1 of the Resource Management Act 1991.

5. I wish ☑ I do not wish ☐
To be heard in support of my submission
(Please tick relevant box)

6. I will ☑ I will not ☐
Consider presenting a joint case with other submitters, who make a similar submission, at a hearing.
(Please tick relevant box)

Please complete section below (insert additional boxes per provision you are submitting on):

The specific provision of the proposal that my submission relates to:

GRUZ-P5 Quarrying activities and mining

Provide for new quarrying activities or mining activity in the General Rural Zone where it can be demonstrated that:

1. *The siting and scale of buildings and visual screening maintains the character and amenity values of the Zone;*
2. *There are measures to minimise any adverse noise, vibration, access and lighting effects;*
3. *There are measures to minimise any adverse effects on character and amenity values of the Zone from the movement of vehicles;*
4. *Areas of indigenous vegetation are retained where practicable;*
5. *It avoids or mitigates any adverse effects on waterbodies and their margins; and*
6. *It internalises adverse environmental effects as far as practicable using industry best practice and management plans, including monitoring and self-reporting.*

- I object to GRUZ-P5 provision as it is inadequate in its intention to protect residents closer to proposed new quarry activities and it is inconsistent with the current operative plan in which there are the following clear statements to protect against noise:

  Objective C11.1 is to minimise the adverse effect of noise on the environment [which includes people per the definition in s 2 of the RMA].

  This has the corresponding policies of

  - C11.1.1: to protect the natural and physical environment from unreasonable noise in order to maintain and enhance the amenity values of the environment,
  - C11.1.2: to promote health by ensuring environmental noise does not exceed a reasonable level.
  - C11.2.2: states that residents in the Suburban and Rural Zones receive a high level of protection from intrusive noise and from the gradual degradation of the environment from increased background noise levels.

- The proposed plan should contain these clear statements. In particular C11.2.2 about providing greater protection to rural zones is not included. This policy in particular should be carried through.

- The policy should contain specifications around the blast values to be expected within 500 metres of a new quarry activity and that a new quarry activity should not be consented where there are consented, occupied dwellings within 500 metres of a new or any quarry activity.

- Further the benefits from permitting new quarry activities, particularly when linked to regionally significant transport routes are negated. The current proposal to allow a new quarry activity at Willowbank Quarry, linking to SH58 negates INF-P1. There is no way to provide a safe and efficient transport route that provides regional redundancy in the time of crisis where a commercial activity has the capacity to put one truck/trailer unit per minute between 6am and 10pm onto SH58 (and presumably from there onto Transmission Gully when operational), which has not yet been designed for/upgraded to cater for any enhancements, let alone additional truck movements.

INF-P1

The benefits of Regionally Significant Infrastructure

Recognise the social, economic, environmental and cultural benefits of Regionally Significant Infrastructure, including:

- *The safe, secure and efficient transmission and distribution of gas and electricity that gives people access to energy to meet their needs;*
- *An integrated, efficient and safe transport network, including the rail network and the state highways, that allows for the movement of people and goods;*
- *Effective, reliable and future-proofed communications networks and services, that gives people access to telecommunication and radiocommunication services; and*
- *Safe and efficient water, wastewater and stormwater treatment systems, networks and services, which maintains public health and safety.*

FUZ-O1

Purpose of the Future Urban Zone

The Future Urban Zone allows for the continued operation of existing activities and the establishment of new rural use and development that does not compromise the potential of:

- *The Judgeford Hills and Northern Growth Area to accommodate integrated, serviced and primarily residential urban development;*
- *The Judgeford Flats area to accommodate integrated, serviced and primarily industrial urban development; and*
- *Any other areas that have been subsequently included in the Future Urban Zone, and are able to accommodate integrated and serviced urban development.*

- The proposed Future Urban Zone objective is in specific conflict with Porirua City Council's objectives to allow for an integrated, efficient and safe transport network. The current plan for SH58 does not permit for redundancy for slow trucks from a proposed new quarry, nor for the impact of accelerating and decelerating vehicles from SH58 to a new industrial area
  This additional infrastructure burden would be in addition to allowing for two flowing lanes of traffic at 80kph in order to ease the current transportation issues.

- Additionally the future Urban Zone proposal will potentially cost hundreds of thousands of ratepayers' dollars to fund the need to drain and flood proof the land bordering SH58 area in

order to allow for safe activity by commercial enterprises which, as yet, have to be identified. This is as should be identified in APP10-Table 3 as a medium risk for flooding.

APP10-Table 3

Flood Hazard – Ponding

- Currently PCC funding deficits and lack of occupancy in other industrial areas should mean that this proposal is out of synch with the current economic climate. Further the proposed Future Urban Zone and surrounding district would provide a better area for the intensification of lifestyle residential dwellings on a lifestyle block holding at a holding of 1-2ha as per the report commissioned by PCC in 2013. I would recommend that this area, and Murphys/Flightys and Moonshine and related land holdings currently located in a rural zone, should be redesignated Rural Lifestyle Zone with grandparenting to any primary sector industry currently located within this area. All associated benefits from the Rural Lifestyle Zone should then attract to these current rural lifestyle blockholders. Any new lifestyle holding would need to build consistent with potential flood ponding hazards.

Significant Natural Areas SNA 160 –Murphys Road Bush

- While Significant Natural Areas have been defined, the Porirua City council appears to have not provided sufficient mechanisms in the draft plant to permit the protection of SNAs from nuisance values emanating from the proposed extractive industries in the rural zone. This is at odds with Council's stated aims to protect them through policies and rules in our district plan. https://poriruacity.govt.nz/your-council/city-planning-and-reporting/district-plan/proposed-district-plan/past-consultations/ecology-and-landscapes/significant-natural-areas-faq/

  "The Resource Management Act (RMA) lists the protection of "areas of significant indigenous vegetation and significant habitats of indigenous fauna" as a matter of national importance. These areas are commonly known as "significant natural areas" (SNAs) in District Plans.

  Throughout New Zealand, management of natural areas happens at both the regional and district council level (outside conservation land managed by the Department of Conservation). Greater Wellington Regional Council is responsible for setting the overall policy for the region. They have a specific role in maintaining and enhancing ecosystems in fresh and coastal water. They also undertake pest management across the region.

  Porirua City Council is responsible for land-based natural areas. The Regional Policy Statement 2013 requires us to identify significant areas of native biodiversity, and protect them through policies and rules in our district plan.

  Councils are required to identify specific trees or groups of trees that require protection rather than relying on blanket tree protection rules for the whole city. For example, councils can no longer have rules such as 'protect all native trees over five metres in height'.

  Other district councils in the Wellington Region will also have to address these requirements in their district plans."

Do you: Support? Oppose? Amend?

Amend plan to re-designate Flightys/Murphys and surrounding areas to Rural Lifestyle Zone, including the proposed Future Urban Zone area.

Remove the provision for new quarry activities. Amend current provision to ensure a strictly adhered to policy regarding, noise and vibration nuisance and distance from properties as discussed.

Create policies specific to the protection of SNAs.

To amend GRUZ-P5 Quarrying activities and mining with policies specific to nuisance values such as vibration and noise. Amendments should include permitted dwelling consents to quarry activities in new sites and recommendations for existing sites.

What decision are you seeking from Council?
What action would you like: Retain? Amend? Add? Delete?

- To remove the Future Urban Zone as pertains to the Judgeford flats from the District Plan.
- To amend and/or create new policies with specific protections for SNA areas on identified properties to protect from nuisance values insufficient defined in the Rural zone eg quarrying activities and mining.
- Re-designate areas described above to Rural Lifestyle zone.

Reasons:

As stated above.

Please return this form no later than **5pm on Friday 20 November 2020** to:

- Proposed District Plan, Environment and City Planning, Porirua City Council, PO Box 50-218, PORIRUA CITY or
- email dpreview@pcc.govt.nz

Signature of submitter *(or person authorised to sign on behalf of submitter)*:

Date: 16 November 2020

A signature is not required if you make your submission by electronic means