

RMA Form 6

Further submission – Proposed Porirua District Plan*Clause 8 of First Schedule, Resource Management Act 1991*

To: Porirua City Council
Email to: dpreview@porirua.govt.nz
Subject: Further submission - PDP
Post: Proposed District Plan, Environment and City Planning, Porirua City Council, PO Box 50-218, PORIRUA CITY
Delivery: Ground Floor, Council Administration Building, Cobham Court, Porirua City, marked "Attention: Proposed District Plan, Environment and City Planning"

Closing date for further submissions is 5pm Tuesday, 11 May 2021

Submissions, a summary of decisions requested and submitter contact details can be viewed at:

www.porirua.govt.nz/proposeddistrictplan

Further Submitter Contact Details			
Full Name	Last Name		First Name
	Millar-Coote		Kathryn
Or Company/Organisation Name <i>if applicable</i>	Waka Kotahi NZ Transport Agency (Waka Kotahi)		
Contact Person <i>if different</i>	Claudia Jones (Planner)		
Email Address for Service	Claudia Jones: Claudia.Jones@nzta.govt.nz & Environmental Planning: Environmentalplanning@nzta.govt.nz		
Address	Level 7, Majestic Centre 100 Willis Street		
	City Wellington		Postcode 6145
Phone	Mobile	Home	Work
			Claudia Jones: (07) 9589614
Attendance and wish to be heard at the hearing: <i>you must fill in both rows below</i>			
<input type="checkbox"/> I do not wish <input checked="" type="checkbox"/> I wish To be heard in support of my further submission <i>(Please tick relevant box)</i>			
<input checked="" type="checkbox"/> I will <input type="checkbox"/> I will not consider presenting a joint case with other submitters, who make a similar further submission, at a hearing.			

(Please tick relevant box)

Relevance - you must select one box that applies to you:

- I am a person representing a relevant aspect of the public interest
- I am a person who has an interest in the proposal that is greater than the interest the general public has
- I am the local authority for the relevant area

Explain/specify the grounds for saying that you come within this category (you must fill this in):

Waka Kotahi NZ Transport Agency is a Crown Entity with statutory obligations of ensuring an integrated, safe and sustainable transport system.

Note to person making further submission:

A copy of your further submission must be served on the original submitter within 5 working days after it is served on the local authority.

Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least 1 of the following applies to the submission (or part of the submission):

- it is frivolous or vexatious:
- it discloses no reasonable or relevant case:
- it would be an abuse of the hearing process to allow the submission (or the part) to be taken further:
- it contains offensive language:
- it is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

Privacy note:

When a person or group makes a submission or further submission on the Proposed District Plan this is public information. Please note that by making a submission your personal details, including your name and addresses will be made publicly available under the Resource Management Act 1991. This is because, under the Act, any further submission supporting or opposing your submission must be forwarded to you as well as to PCC. There are limited circumstances when your submission or your contact details can be kept confidential. If you consider you have reasons why your submission or your contact details should be kept confidential please contact the Environment & City Planning Team at dpreview@porirua.govt.nz.

Signature of person making further submission
(or person authorised to sign on behalf of
person making further submission)

Kathryn Millar-Coote - Team Lead Environmental Planning (Central)

11 May 2020

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

Submitter Name/Contact	Submission Number	Chapter	Support or Oppose or Neutral	The particular parts of the submission I support or oppose are:	The reasons for my support or opposition are:	I seek that the whole or part (describe part) of the submission be allowed or disallowed:
Porirua City Council dpreview@pcc.govt.nz	11.14	Infrastructure	Support in Part	INF-Table 5: The inclusion of sight distance requirements for higher order roads (Arterial, Regional and National Roads).	Waka Kotahi support the inclusion of sight distance requirements for intersections formed with higher order roads (Arterial, Regional and National Roads). However as per the Waka Kotahi submission we want this to incorporate of minimum sight distance requirement for 100-110 km/r operating speeds (as per Appendix 2 of our submission).	Waka Kotahi seek the submission point be allowed with the inclusion of the additional 100-110 km/hr operating speed minimum sight distances.
Porirua City Council	11.15	Infrastructure	Support	The inclusion of new diagram INF-Figure 6.	Waka Kotahi support the inclusion of INF-Figure 6 as this adds clarity for the plan user with regard to sight distances.	Waka Kotahi seek that the submission point be allowed.
Kainga Ora developmentplanning@hnzc.co.nz	81.1	General	Oppose in part	General - New Provision, Section 32 Evaluation Report, New High-Density Residential Zone, National Policy Statement for Urban Development 2020: New zoning framework that will enable high density housing around the City Centre/Large Format Zones and existing and planned Rapid Transit Stops (High Density Residential Zone).	Waka Kotahi generally supports a High Density Residential Zone provided that where this is within 400m of City Centre/Large Format Zones and Rapid Transit Stops. This aligns with the NPS-UD. If there is any proposed zoning outside the above criteria, further assessment is required.	Waka Kotahi seek that the submission point be allowed but that more information may be required before specific relief can be determined. It is noted that our position on this submission point is neutral, but the form does not allow for this position.
Kainga Ora	81.200	Part 2 – Strategic Direction	Oppose	EP-O1: Deletion and replacement of objective which removes reference to transport and infrastructure.	Waka Kotahi oppose the amendment of this objective as this removes the reference to enabling coordinated development of transport and infrastructure. While the submitter does request the below be implemented which references 'good access', Waka Kotahi does not believe this is specific enough to achieve the co-ordinated development of transport infrastructure which is critical to an efficient, safe and effective transport network. <i>'3. Supports good access to jobs, amenities, and services; and'</i>	Waka Kotahi seeks that this submission point be disallowed and that the existing drafting of EP-01 is retained.
Kainga Ora	81.373	Transport	Oppose	Introduction: Deletion of reference to Waka Kotahi approval for access to the state highway.	Waka Kotahi oppose the deletion of the paragraph identifying that all new roads and vehicle access points that intersect a state highway require additional approval under the Government Roadway Powers Act 1989. Waka Kotahi seek for this to be retained as notified as it provides clarity for the plan user.	Waka Kotahi seek that the submission point be disallowed in part, so that the paragraph referencing the GRPA is retained.
Kainga Ora	81.376	Transport	Oppose	TR-P1: Deletion of point 7	Waka Kotahi oppose deletion of point 7 which requires regard to be given to any alternative site access and/or routes available. Waka Kotahi oppose deletion of this point as it is considered appropriate for an assessment to be undertaken which considers access being provided from a lower hierarchy road rather than the state highway as this can provide for better safety outcomes.	Waka Kotahi seek that the submission point be disallowed in part, so that point 7 of TR-P1 is retained.
Kainga Ora	81.549	General Residential Zone	Oppose	GRZ-R12: Preclusion of the application from being limited notified.	Waka Kotahi opposes precluding the application from being limited notified under s95B of the RMA. Waka Kotahi opposes this on the basis that there may be instances where we the transport system may be adversely affected. We consider in these instances it is prudent that notification can occur. This approach is in keeping with our submission point for MRZ-P3 which adds consideration of these effects as a matter of discretion.	Waka Kotahi seek that the submission point be disallowed in part, so that the following wording is retained as notified: <i>Notification: An application under this rule is precluded from being publicly notified in accordance with Section 95A of the RMA.</i>

Submitter Name/Contact	Submission Number	Chapter	Support or Oppose or Neutral	The particular parts of the submission I support or oppose are:	The reasons for my support or opposition are:	I seek that the whole or part (describe part) of the submission be allowed or disallowed:
Kainga Ora	81.19	Planning Maps	Oppose in part	Rezoning: Rezone areas to High Density Residential Zone.	Waka Kotahi generally supports a High Density Residential Zone provided that where this is within 400m of City Centre/Large Format Zones and Rapid Transit Stops. This aligns with the NPS-UD. If there is any proposed zoning outside the above criteria, further assessment is required.	Waka Kotahi seek that the submission point be allowed but that more information may be required before specific relief can be determined. It is noted that our position on this submission point is neutral, but the form does not allow for this position.
Kainga Ora	81.610	Medium Density Residential Zone	Oppose	MRZ-R8: Preclusion of the application from being limited notified.	Waka Kotahi opposes precluding the application from being limited notified under s95B of the RMA. Waka Kotahi opposes this on the basis that there may be instances where we the transport system may be adversely affected. We consider in these instances it is prudent that notification can occur. This approach is in keeping with our submission point for MRZ-P3 which adds consideration of these effects as a matter of discretion.	Waka Kotahi seek that the submission point be disallowed in part, so that the following wording is retained as notified: Notification: An application under this rule is precluded from being publicly notified in accordance with Section 95A of the RMA.
Kiwirail Rebecca.Beals@kiwirail.co.nz	86.45	Transport	Support	TR – New Provision: Inclusion of sight lines at railway level crossing	Waka Kotahi support the inclusion of a new provision relating to sightlines at railway level crossings as this will protect regionally significant infrastructure.	Seek the whole submission is allowed.
Power Co Limited planning@powerco.co.nz	83.13	Definitions	Support	Definitions: Amendment of the definition of 'Upgrading'	Waka Kotahi support amending the definition of 'Upgrading' as requested in the submission point as it broadens the definition to include future infrastructure.	Seek the whole submission is allowed.
1010 Homes Limited ray@ocallaghandesign.nz	125.1	Planning Maps	Oppose	Planning Maps: Future Urban Zoning of Judgement Hills	Waka Kotahi oppose this submission point as we consider it is misleading regarding the feasibility and support of a connection to the interchange roundabout with Transmission Gully to provide access to the Judgeford Hills Future Urban Zone. The submission is based upon feasibility of connections to infrastructure including a connection to Transmission Gully Alignment providing access to the submitters land for residential access. Waka Kotahi is not aware of any feasibility assessment which looks at the impacts the proposed development may have on the operational of Transmission Gully. Waka Kotahi has not provided support to a connection to the submitter's property from the Transmission Gully Alignment. Waka Kotahi NZ Transport Agency has been very clear in all communications with 1010 Homes Limited about this. The only approval that has been gained has been for earthworks to support the construction of Transmission Gully, where it was made abundantly clear this approval did not allow or provide for access onto the Transmission Gully Alignment or support a future development.	Waka Kotahi seek that the whole submission to be disallowed and seek the removal / deletion of the Future Urban Zoning of Judgeford Hills per Waka Kotahi submission.
1010 Homes Limited	125.2	Future Urban Zone	Oppose	FUZ-P2: Removal of Clause 2	Waka Kotahi does not support the removal of Clause 2. We support the Council process of rezoning as a Development Area prior to development. This ensures plans for access onto the state highway network are well managed, as well as identifying multi-modal options (including travel planning), accessibility and connections to the Transport Network. These matters would need to be assessed prior to any urban development being proposed to ensure that the Future Urban Zoning is appropriate for the site. Noting Waka Kotahi have opposed the FUZ zoning of this location in its submission.	Waka Kotahi seek that the whole submission to be disallowed and seek the removal / deletion of the Future Urban Zoning of Judgeford Hills per Waka Kotahi submission.
Director-General of Conservation	126.57	Coastal Environment	Oppose in part	CE-R5: Amend rule to provide clarity by way of permitted activity conditions for soft engineering for coastal hazard mitigation in the coastal environment or alternatively	Waka Kotahi is interested in potential parameters for a permitted activity and how this will affect Waka Kotahi undertaking soft engineering coastal mitigation works as a statutory agency.	Waka Kotahi considers more information is required before specific relief can be determined. In the interim, we prefer the existing drafting.

Submitter Name/Contact	Submission Number	Chapter	Support or Oppose or Neutral	The particular parts of the submission I support or oppose are:	The reasons for my support or opposition are:	I seek that the whole or part (describe part) of the submission be allowed or disallowed:
Tchristie@doc.govt.nz				make a Controlled Activity.		It is noted that our position on this submission point is neutral, but the form does not allow for this position.
Ministry of Education Alice.Falloon@beca.com	134.8	Definitions	Oppose in part	Definitions: Adding a new definition for 'Additional Infrastructure' to be in keeping with the NPS-UD definition.	Waka Kotahi notes that there are overlaps with this definition and definitions we have submitted on. As such, we would like to ensure there is consistency in the final definition.	Waka Kotahi is interested in any changes to the definition of infrastructure and any flow on implications throughout the plan. It is noted that our position on this submission point is neutral, but the form does not allow for this position.
Greater Wellington Regional Council Fleur.Matthews@gw.govt.nz	137.82	Coastal Environment	Support	CE – General: Supports being consistent with RPS direction on climate change.	Waka Kotahi supports consistency with the RPS direction on climate change.	Waka Kotahi seek that the submission point is allowed.
Plimmerton Developments Limited stephanie@scopeplanning.co.nz	149.1	Planning Maps	Oppose in part	Planning Maps: Rezoning of 'Plimmerton Farm' as a Special Purpose Zone.	Waka Kotahi understand that the Minister of the Environment has accepted Plan Change 18- Plimmerton Farm. Therefore, the submitter may withdraw this submission point. In the event that the submitter wants to pursue the special purpose zoning, Waka Kotahi would like the scope to ensure feedback is provided; consistent with the commentary on PC 18.	Waka Kotahi considers more information is required before specific relief can be determined. In the interim, we prefer the existing drafting Waka Kotahi was involved in the PC 18 process so keen to ensure the outcomes of that plan change are carried through appropriately. It is noted that our position on this submission point is neutral, but the form does not allow for this position.
Robyn Smith robsmithii@xtra.co.nz	168.50	Definitions	Oppose	Definitions: The applicant seeks to amend the definition of 'riparian margin'	This is not in keeping with the NES -FM which has rules around works within 10m of a natural wetland. Waka Kotahi seeks alignment with NPS-FM.	Waka Kotahi seeks alignment with NPS-FM.
Robyn Smith	168.58	NATC - Natural Character	Oppose	NATC-New Provision: The applicant seeks that earthworks are not undertaken within 20 meters of the perimeter of a natural riparian wetland.	This is not in keeping with the NES -FM which has rules around works within 10m of a natural wetland. Waka Kotahi seeks alignment with NPS-FM.	Waka Kotahi seeks alignment with NPS-FM.
Robyn Smith	168.71	Ecosystems and Indigenous Biodiversity	Oppose	ECO-R4: earthworks are not undertaken within 20m of the perimeter of a natural wetland.	This is not in keeping with the NES -FM which has rules around works within 10m of a natural wetland. Waka Kotahi seeks alignment with NPS-FM.	Waka Kotahi seeks alignment with NPS-FM.
Rural Contractors New Zealand Ltd graeme.mathieson@mitchelldaysh.co.nz	179.2	General Rural Zone	Oppose in part	GRUZ – New provision: Providing for a rural contractor depot as a permitted activity.	Waka Kotahi is interested in potential parameters for a permitted activity. In the new rule provided by the applicant rural contractor depots would be permitted where fronting a state highway. If council was of mind to accept this rule as proposed, Waka Kotahi seeks for contractor depots to be permitted activities where the site does not have direct access to a state highway.	Waka Kotahi seek that if Council is inclined to provide for rural contractor depots as permitted activities that these be restricted discretionary where these have direct access to a state highway. It is noted that our position on this submission point is neutral, but the form does not allow for this position.
Judgeford Heights Limited cmtransportltd@outlook.com	200.1	Planning Maps	Oppose	Planning Maps: Amend zoning at 346A, 346C & 352 Paremata Haywards Road, Judgeford from General Rural Zone to Future Urban Zone and Rural Lifestyle Zone.	Waka Kotahi oppose the rezoning of 346A, 346C & 352 Paremata Haywards Road, Judgeford from General Rural Zone to Future Urban Zone and Rural Lifestyle Zone. Any rezoning of land which enables more development than currently provided for must ensure that adverse effects (for example, on the transport network) including cumulative effects, are identified and addressed. The effects upon surrounding transport infrastructure of this rezoning have not been addressed.	Waka Kotahi seek that the whole of this submission be disallowed.
Royal Forest and Bird Protection Society	225.137	Infrastructure	Oppose	INF-R30: Imposing a 15m setback from wetlands	Waka Kotahi does not support imposing a 15m setback from wetlands. We considering the existing framework, subject to any amendments proposed in our primary submission, is adequate for addressing effects.	Waka Kotahi seek that the whole of this submission be disallowed.

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a.geary@forestanbird.org.nz					SNA112 contains a wetland which includes planted vegetation that is located within the road reserve. This may restrict Waka Kotahi from undertaking standard maintenance activities which are required to undertake in order to continue the ongoing safe and efficient operation of the transport network. Waka Kotahi consider that a restricted discretionary status is appropriate for the maintenance and repair of transport infrastructure within a wetland, with matters of discretion being restricted to the operational and functional needs of the infrastructure and consider this appropriate without needing to impose a specific setback.	
John Carrad bryce@landmatte.rs.nz	231.30	Future Urban Zone	Oppose	FUZ – General: Deletion of Future Urban Zone from the District Plan and providing for the subject site as General Residential Zone or adopting the land as 'The Wairaka Precinct' and providing specific provisions.	Waka Kotahi generally supports the intent of the Future Urban Zone in that it enables urban development in appropriate locations in accordance with the structure plan process. The use of Future Urban Zones and the associated structure plan process provides for an appropriate method to ensure that adverse effects on the transport network, including cumulative effects, are identified and addressed. Additionally, this process ensures multi-modal options (including travel planning), accessibility and connections to the Transport Network are aptly identified. Waka Kotahi require these matters to be assessed prior to any urban development being proposed to ensure that development is appropriate for the site, and that there is funding available in order to implement the structure plan. As such, Waka Kotahi seeks the Future Urban Zone is retained as drafted for this subject site.	Waka Kotahi seek that the submission point be disallowed and that the Future Urban Zoning be retained as drafted.
The Neil Group Limited and Gray Family bryce@landmatte.rs.nz	241.2	Planning Maps	Oppose	Rezoning, Spatial Layer Method, Future Urban Zone: Opposes identification of the land as part of the Future Urban Zone	Waka Kotahi generally supports the intent of the Future Urban Zone in that it enables urban development in appropriate locations in accordance with the structure plan process. The use of Future Urban Zones and the associated structure plan process provides for an appropriate method to ensure that adverse effects on the transport network, including cumulative effects, are identified and addressed. Additionally, this process ensures multi-modal options (including travel planning), accessibility and connections to the Transport Network are aptly identified. Waka Kotahi require these matters to be assessed prior to any urban development being proposed to ensure that development is appropriate for the site, and that there is funding available in order to implement the structure plan. As such, Waka Kotahi seeks the Future Urban Zone is retained as drafted for this subject site.	Waka Kotahi seek that the submission point be disallowed and that the Future Urban Zoning be retained as drafted.
The Neil Group Limited and Gray Family	241.21	Planning Maps	Oppose	Rezoning, Spatial layer method: Deletion of Future Urban Zone from the District Plan and providing for the subject site as General Residential Zone or adopting the land as 'The Kakaho Precinct' and providing specific provisions.	Waka Kotahi generally supports the intent of the Future Urban Zone in that it enables urban development in appropriate locations in accordance with the structure plan process. The use of Future Urban Zones and the associated structure plan process provides for an appropriate method to ensure that adverse effects on the transport network, including cumulative effects, are identified and addressed. Additionally, this process ensures multi-modal options (including travel planning), accessibility and connections to the Transport Network are aptly identified. Waka Kotahi require these matters to be assessed prior to any urban development being proposed to ensure that development is appropriate for the site, and that there is funding available in order	Waka Kotahi seek that the submission point be disallowed and that the Future Urban Zoning be retained as drafted.

Submitter Name/Contact	Submission Number	Chapter	Support or Oppose or Neutral	The particular parts of the submission I support or oppose are:	The reasons for my support or opposition are:	I seek that the whole or part (describe part) of the submission be allowed or disallowed:
					<p>to implement the structure plan.</p> <p>As such, Waka Kotahi seeks the Future Urban Zone is retained as drafted for this subject site.</p>	
<p>Pukerua property Group Limited</p> <p>bryce@landmatte.rs.nz</p>	242.12	FUZ General	Oppose	<p>FUZ-General: Deletion of Future Urban Zone from the District Plan and providing for the subject site as General Residential Zone or adopting the land as 'The Mt Welcome Precinct' and providing specific provisions.</p>	<p>Waka Kotahi generally supports the intent of the Future Urban Zone in that it enables urban development in appropriate locations in accordance with the structure plan process.</p> <p>The use of Future Urban Zones and the associated structure plan process provides for an appropriate method to ensure that adverse effects on the transport network, including cumulative effects, are identified and addressed. Additionally, this process ensures multi-modal options (including travel planning), accessibility and connections to the Transport Network are aptly identified. Waka Kotahi require these matters to be assessed prior to any urban development being proposed to ensure that development is appropriate for the site, and that there is funding available in order to implement the structure plan.</p> <p>As such, Waka Kotahi seeks the Future Urban Zone is retained as drafted for this subject site.</p>	<p>Waka Kotahi seek that the submission point be disallowed and that the Future Urban Zoning be retained as drafted.</p>

RMA Form 6

Further submission for extended further submission period – Proposed Porirua District Plan

Clause 8 of First Schedule, Resource Management Act 1991

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Closing date for further submissions on the submission points and matters that have been identified in the errata's dated 01 June 2021 to the Summary of Decisions Requested documents is 5pm Wednesday 16 May 2021

The errata, original submissions, a summary of decisions requested and submitter contact details can be viewed at: www.porirua.govt.nz/proposeddistrictplan

For clarity, the submission point numbers that have been re-notified are as follows:

Submitter name	Corrected submission point:
Spark New Zealand Trading Limited, Chorus New Zealand Limited, Vodafone New Zealand Limited	51.22
Draycott Property Holdings Ltd	75.18
Kāinga Ora – Homes and Communities	81.219
	81.318
	81.365
	81.547
	81.736
	81.885
Areora, Tatiana	87.5
Smith, Robyn	168.80
Weeks, Jill and Andrew	254.2
Te Rūnanga o Toa Rangatira	264.41
	264.80

Further Submitter Contact Details			
Full Name	<i>Last Name</i>		<i>First Name</i>
	Millar-Coote		Kathryn
Or Company/Organisation Name <i>if applicable</i>	Waka Kotahi NZ Transport Agency (Waka Kotahi)		
Contact Person <i>if different</i>	Claudia Jones (Planner)		
Email Address for Service	Claudia Jones: Claudia.Jones@nzta.govt.nz & Environmental Planning: Environmentalplanning@nzta.govt.nz		
Address	Level 7, Majestic Centre 100 Willis Street		
	<i>City</i> Wellington	<i>Postcode</i> 6145	
Phone	<i>Mobile</i>	<i>Home</i>	<i>Work</i> Claudia Jones: (07) 9589614
Attendance and wish to be heard at the hearing: <i>you must fill in both rows below</i>			
<input type="checkbox"/> I do not wish <input checked="" type="checkbox"/> I wish To be heard in support of my further submission <i>(Please tick relevant box)</i>			
<input checked="" type="checkbox"/> I will <input type="checkbox"/> I will not consider presenting a joint case with other submitters, who make a similar further submission, at a hearing. <i>(Please tick relevant box)</i>			
Relevance - you must select one box that applies to you:			
<input type="checkbox"/> I am a person representing a relevant aspect of the public interest <input checked="" type="checkbox"/> I am a person who has an interest in the proposal that is greater than the interest the general public has <input type="checkbox"/> I am the local authority for the relevant area			

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Signature of person making further submission
(or person authorised to sign on behalf of
person making further submission)

Kathryn Millar-Coote - Team Lead Environmental Planning (Central)

16th June 2021

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

Submitter Name/ Contact	Submission Number	Chapter	Support or Oppose	The particular parts of the submission I support or oppose are:	The reasons for my support or opposition are:	I seek that the whole or part (describe part) of the submission be allowed or disallowed:
Kainga Ora developmentplanning@hnzc.co.nz	81.365	THWT- Three Waters	Oppose	THWT-R2: The deletion of this rule.	<p>Waka Kotahi opposes the deletion of this rule as it removes the requirement for development to be hydraulically neutral when increasing the impervious surface area of a site.</p> <p>Waka Kotahi also consider that the submission point does not provide a clear reasoning as to why it seeks the deletion of this rule.</p>	Waka Kotahi seek that the submission point be disallowed in full so that THWT-R2 is retained.