

WAIMAKARIRI DISTRICT COUNCIL

MEMO

FILE NO AND TRIM NO: DDS-14-08-05 / 241219226772

DATE: 19 December 2024

MEMO TO: Hearings Panel

FROM: Mark Buckley – Principal Policy Planner, Development Planning Unit

SUBJECT: Response to Hort NZ and NZ Pork addressing errors in officers recommendations version of PDP chapters wrap up reply report.

1. Council issued the final ‘wrap up reply report’ in response to Minute 43 on 13 December 2024. The wrap up reply report contained at Appendix 2a, all the chapters of the Proposed District Plan (PDP) showing the officer’s final recommend amendments to the provisions of the PDP.
2. Following the issuing of the report, Council received an email¹ from Hort NZ and NZ Pork identifying errors in the wrap up reply report in relation to recommendations made in Hearing Stream 6 Rural Zones.
3. It was identified that the recommendation to include a new definition for ‘Artificial Crop Protection’ structures was not shown and that the recommended amendments to GRUZ-R18 in the wrap up reply report differed from the recommended amendments in the Rural s42A report.
4. In response to the identification of these errors, the relevant sections of Appendix 2a have been checked against the Rural s42a and right of reply reports Appendix A where all recommended amendments were to be recorded. The body of the s42a report has also been checked to ensure there are no differing recommendations from those captured in the Appendix A as a precautionary measure.

Definition of ‘Artificial Crop Protection Structures’

5. This process has confirmed that the definition of ‘Artificial Crop Protection Structures’ was not captured in the Rural s42A Appendix A (only shown in the body of the report) and it was therefore not identified as a recommended amendment in the wrap up reply report. This omission is corrected in Attachment 1 to this memo.

GRUZ-R18

6. The change to the officer’s recommended amendments to GRUZ-R18 appear to be by error as the change was not as a result of a recorded amendment by the officer through the hearings process. The wrap up reply report version of the chapter currently shows the recommended amendment to GRUZ-R18 as:

GRUZ-R18 <u>Intensive indoor primary production and Intensive outdoor primary production</u> <u>Excluding Free Range Poultry Operations covered under GRUZ-R17</u>	
Activity status: RDIS <u>Where:</u>	Activity status when compliance not achieved <u>N/A-NC</u>

¹ Email received 17 December 2024. TRIM 241218225895

1. they are located less than 20m from any sensitive activity where it is located on the same site; and
2. they are located less than 300m from any sensitive activity where it is located on a site in different ownership.

Setback distances shall be measured from the building footprint of any permanent building, enclosure or yard in which animals or poultry are held, or any area of the site where compost is produced, stored or used.²

Matters of discretion are restricted to:

- RURZ-MD1 - Natural environment values
- RURZ-MD2 - Housing of Animals
- RURZ-MD3 - Character and amenity values of the activity

7. GRUZ-R18(1) and (2) should read (as per the Rural Zones s42a report) as follows:

1. 20m from any sensitive activity where it is located on the same site; and
2. 300m from any sensitive activity where it is located on a site in different ownership.

8. The error in GRUZ-R18 is corrected in Attachment 2 to this memo.

Errors identified through cross check of Rural Zones wrap up chapter

9. The wrap up reply report officer's version of RLZ-BFS4 shows an amendment to 4(c) to include the following "*all buildings shall be set back a minimum of*"... . This amendment was as a result of officer conferencing on question 16 recorded in 'Table 1 - Reporting Officers' responses to Minute 43 Questions' in the wrap up reply report. However, the wrap up version of the RLZ chapter does not identify through a footnote the source of the recommendation in differing from the s42a and right of reply reports. This error is amended in Attachment 3 to this memo.

² NZ Pork [169.50]. Rural Zones s42A report and Right of Reply report.