

PROPOSED WAIKATO REGIONAL PLAN CHANGE 1 WAIKATO AND WAIPĀ RIVER CATCHMENTS



Submission form on publicly notified – Proposed Waikato Regional Plan Change 1 – Waikato and Waipā River Catchments.

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FORM 5 Clause 6 of First Schedule, Resource Management Act 1991

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SUBMISSIONS CAN BE

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| Mailed to | Chief Executive, 401 Grey Street, Private Bag 3038, Waikato Mail Centre, Hamilton 3240 |
| Delivered to | Waikato Regional Council, 401 Grey Street, Hamilton East, Hamilton |
| Faxed to | (07) 859 0998 <i>Please Note: if you fax your submission, please post or deliver a copy to one of the above addresses</i> |
| Emailed to | healthyivers@waikatoregion.govt.nz <i>Please Note: Submissions received by email must contain full contact details.</i> |
| Online at | www.waikatoregion.govt.nz/healthyivers |

We need to receive your submission by 5pm, 8 March 2017.

YOUR NAME AND CONTACT DETAILS

Full name: Donald Percy Coles
 Full address: 4545 Highway 22, RD2, Huntly. 3772
 Email: 4545 Highway 22, RD2, Huntly. 3772
 Phone: 07 8254942 Fax: _____

ADDRESS FOR SERVICE OF SUBMITTER

Full name: As Above.
 Address for service of person making submission: _____

 Email: _____
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TRADE COMPETITION AND ADVERSE EFFECTS

- I could / could not gain an advantage in trade competition through this submission.
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THE SPECIFIC PROVISIONS OF PROPOSED PLAN CHANGE 1 THAT MY SUBMISSION RELATES TO

Please state the provision, map or page number e.g. Objective 4 or Rule 3.11.5.1 (Continue on separate sheet(s) if necessary).

POLICIES 16 & 17.

I SUPPORT OR OPPOSE THE ABOVE PROVISION/S

(Select as appropriate and continue on separate sheet(s) if necessary).

- Support the above provisions
- Support the above provision with amendments
- Oppose the above provisions

MY SUBMISSION IS THAT

Tell us the reasons why you support or oppose or wish to have the specific provisions amended. (Please continue on separate sheet(s) if necessary).

The RMA process is not there to give redress to Treaty Settlements and the Vision and Strategy should only look at water quality issues. It is to improve the quality of the Waikato River and nothing else. Both these policies go outside the scope of the Vision and Strategy.

I SEEK THE FOLLOWING DECISION BY COUNCIL

(Select as appropriate and continue on separate sheet(s) if necessary).

- Accept the above provision
- Accept the above provision with amendments as outlined
- Decline the above provision
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PLEASE INDICATE BY TICKING THE RELEVANT BOX WHETHER YOU WISH TO BE HEARD IN SUPPORT OF YOUR SUBMISSION

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ADDITIONAL SHEET TO ASSIST IN MAKING A SUBMISSION

Section number of the Plan Change:

Do you support or oppose the provision?

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Oppose

Submission

Decision Sought

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FRESH WATER MANAGEMENT TABLE. Pages 48 - 54

I SUPPORT OR OPPOSE THE ABOVE PROVISION/S

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Tell us the reasons why you support or oppose or wish to have the specific provisions amended. (Please continue on separate sheet(s) if necessary).

95th percentile E. coli 100 ml -

This is set at 540 which is unrealistic. The 95% is the top 5% readings and not the medium average. It is impossible to be reached on many of the defined sites, and out of the control of land owners as it is driven by natural events more than anything else.

1000 mls in terms of the Annual Medium is the National Standard at present which meets the Vision and Strategy and the National Policy Statement (NPS), but if the NPS introduces a separate process, then this will have to be introduced as an amendment.

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Table 1 Schedule B. MISSING DATA PROVISIONS.

I SUPPORT OR OPPOSE THE ABOVE PROVISION/S

(Select as appropriate and continue on separate sheet(s) if necessary).

- Support the above provisions
- Support the above provision with amendments
- Oppose the above provisions

MY SUBMISSION IS THAT

Tell us the reasons why you support or oppose or wish to have the specific provisions amended. (Please continue on separate sheet(s) if necessary).

I seek to have the MISSING DATA PROVISIONS amended to allow for a reasonable assessment criteria, so all known information can be collated, possible affidavits given, and stating Council will do its best to interpret what is the true historic reference point, or this becomes a disadvantage to those people affected by a third party scenario. Clearly if the relevant information is held by a third party, i.e. Lessee, previous owner or Share Milker and they refuse to cooperate in the process, there is a potential for landowners to be disadvantaged or blackmailed.

The present 75% allocation is a confiscation of 25% of the value of the property.

I SEEK THE FOLLOWING DECISION BY COUNCIL

(Select as appropriate and continue on separate sheet(s) if necessary).

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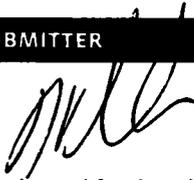
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Clause 5 Schedule 1.

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(Select as appropriate and continue on separate sheet(s) if necessary).

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- Oppose the above provisions

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Tell us the reasons why you support or oppose or wish to have the specific provisions amended. (Please continue on separate sheet(s) if necessary).

That the Nitrate Reference Point does not relate to an adverse affect in most of the region. At present we are at our 80 year level now as defined in the Tables in the PC1 document FOR FRESHWATER MANAGEMENT UNITS pages 48-54.

I am of the view that the Nitrate Reference Point is only being used as a suregate for livestock constraint.

The above provision is a breach of Section 5 of the RMA. No adverse affect has been shown.

I SEEK THE FOLLOWING DECISION BY COUNCIL

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POLICY 13

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- Oppose the above provisions

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Tell us the reasons why you support or oppose or wish to have the specific provisions amended. (Please continue on separate sheet(s) if necessary).

Point Source Discharges have been given certainty of investment.

This must be granted to NON-POINT SOURCE DISCHARGES as well, because farmers need the same surety when making investments, the same as every other sector of the community.

I SEEK THE FOLLOWING DECISION BY COUNCIL

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PCI failure to comply with the Regional Policy Statement. (RPS).

8.1 - 8.1.2.A - 8.3.3.3 - 8.3.6 - 8.3.8 - 8.4.2 - 8.4.2 - 8.4.4 - 4.4

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PC1 has failed to give effect to the RPS. Thus it has breached Sectionm 67 of the RMA.

"A Regional Plan must give effect to any Regional Policy Statement."

There are many good provisions in the RPS that give rise to 'SUB-CATCHMENT'. This is where I would prefer to see this process go, and moveaway from the one size fits all approach. This will also then comply with Section 5 of the RMA and adopt a cause and effect regime.

The RPS Policies affected are listed above.

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Submission

Decision Sought

State in summary the nature of your submission and the reasons for it.

State clearly the decision and/or suggested changes you want Council to make on the provision.

Section number of the Plan Change:

Do you support or oppose the provision?

Support

Oppose

Submission

Decision Sought

State in summary the nature of your submission and the reasons for it.

State clearly the decision and/or suggested changes you want Council to make on the provision.