



OFFICE USE ONLY

Submission number **164**

PROPOSED PLAN CHANGE TO THE UPPER HUTT CITY COUNCIL DISTRICT PLAN Proposed Plan Change 50 – Rural Review

The closing date for submissions is **Friday, 17 November 2023, at 5pm**

To Upper Hutt City Council

Submission on Proposed Plan Change 50 to the Upper Hutt City Council District Plan

Deliver to: Upper Hutt Civic Centre, 838 – 842 Fergusson Drive, Upper Hutt 5019

Post to: Planning Policy Team, Upper Hutt City Council, Private Bag 907, Upper Hutt 5140

Scan and email to: planning@uhcc.govt.nz

Details of submitter

When a person or group makes a submission or further submission on a Proposed Plan Change this is public information. 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, all submissions must be published to allow for further submission on the original submission. 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 Planning Team via email at planning@uhcc.govt.nz.

NAME OF SUBMITTER: New Zealand Defence Force (NZDF)

POSTAL ADDRESS OF SUBMITTER: Defence Estate and Infrastructure, Private Bag 39992, Wellington 6045 (Attn: R Davies)

AGENT ACTING FOR SUBMITTER (IF APPLICABLE): Tonkin & Taylor Ltd (Attn: K Baverstock)

ADDRESS FOR SERVICE (IF DIFFERENT FROM ABOVE): PO Box 5271, Victoria Street West, Auckland 1142

CONTACT TELEPHONE: 021 445 5619

CONTACT EMAIL: Rebecca.Davies@mil.govt.nz / kbaverstock@tonkintaylor.co.nz

I could gain an advantage in trade competition through this submission: NO

Only answer this question if you ticked 'yes' above:

I am / am not (tick one) 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.

Details of submission

The specific provisions of the proposed Plan Change that my submission relates to are as follows:

Please refer attached table.

USE ADDITIONAL PAPER IF NECESSARY

My submission is that:

Please refer attached table.

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, GIVING REASONS. PLEASE USE ADDITIONAL PAPER IF NECESSARY

I seek the following decision from the local authority:

Please refer attached table.

PLEASE GIVE PRECISE DETAILS AND USE ADDITIONAL PAPER IF NECESSARY

Please indicate whether you wish to be heard in support of your submission (tick appropriate box

Yes - I **do** wish to be heard in support of my submission.

~~I do not wish to be heard in support of my submission.~~

Please indicate whether you wish to make a joint case at the hearing if others make a similar submission (tick appropriate box

~~I do wish to make a joint case.~~

Yes - I **do not** wish to make a joint case.

Signature and date

Signature of person making submission or person authorised to sign on behalf of person making submission:



SIGNATURE: pp

DATE: 17 November 2023

Point	Specific provision	Support / Oppose	Reasons	Decision sought
1.	GRUZ-P1	Support in part	<p>General Rural zoned land provides opportunities for people to undertake a range of activities. TMTA can involve a broad range of activities including classroom activities, search and rescue, driver training, dog training, small construction tasks, and many others that have effects similar to other day-to-day activities.</p> <p>Currently this policy provides for appropriate activities in the Rural Zone. NZDF considers that this should include temporary activities including temporary military training activities where the effects are limited in duration and can be appropriately managed without any particular implications for the Rural Zone. This is particularly important in light of policy GRUZ-P3 which suggests that otherwise such activities may not be able to occur in the General Rural Zone.</p>	<p>Amend the policy to acknowledge that temporary activities are appropriate in the Rural Zone where they address the matters identified in this policy. E.g.:</p> <p><i>X. <u>temporary activities, including temporary military training activities which contribute to the economic, cultural and social wellbeing of the community;</u></i></p>
2.	GRUZ-Rules	Amend	<p>TMTA should be specifically provided for as a permitted activity in the Rural Zone subject to meeting the permitted activity standards in Noise-S2.</p> <p>Where the permitted activity standards cannot be met, then the activity should default to restricted discretionary (refer below).</p>	<p>Add a new rule GRUS-RX</p> <p><u>Temporary military training activities complying with NOISE-S2 - PER</u></p>
3.	RPROZ-P1	Support in part	<p>Rural Production zoned land provides opportunities for people to undertake a range of activities. TMTA can involve a broad range of activities including classroom activities, search and rescue, driver training, dog training, small construction tasks, and many others that have effects similar to other day-to-day activities.</p> <p>Currently this policy provides for appropriate activities in the Rural Production Zone. NZDF considers that this should include temporary activities including temporary military training activities where the effects are limited in duration and can be appropriately managed without any particular implications for the Rural Zone. This is particularly important in light of policy RPOZ-P8 which suggests that otherwise such activities may not be able to occur in the Rural Production Zone.</p>	<p>Amend the policy to acknowledge that temporary activities are appropriate in the Rural Production Zone where they address the matters identified in this policy. E.g.:</p> <p><i>X. <u>temporary activities, including temporary military training activities which contribute to the economic, cultural and social wellbeing of the community;</u></i></p>

Point	Specific provision	Support / Oppose	Reasons	Decision sought
4.	RPOZ-Rules	Amend	<p>TMTA should be specifically provided for as a permitted activity in the Rural Production Zone subject to meeting the permitted activity standards in Noise-S2.</p> <p>Where the permitted activity standards cannot be met, then the activity should default to restricted discretionary (refer below).</p>	<p>Add a new rule RPROZ-RX</p> <p><u>Temporary military training activities complying with NOISE-S2 - PER</u></p>
5.	RLZ-O4	Support	<p>This policy appropriately recognises and provides for non-residential activities that support the community's social, economic and cultural well-being, where such activities are undertaken at a scale and intensity that is compatible with the purpose of the zone.</p>	<p>Retain policy direction.</p>
6.	RLZ-P1	Support in part	<p>This policy provides for appropriate activities in the Rural Lifestyle Zone. TMTA can involve a broad range of activities including classroom activities, search and rescue, driver training, dog training, small construction tasks, and many others that have effects similar to other day-to-day activities.</p> <p>NZDF considers that this should include temporary activities including temporary military training activities where the effects are limited in duration and can be appropriately managed without any particular implications for the Rural Lifestyle Zone. This amendment would implement Objective O4 above, and is particularly important in light of policy RPZ-P6 which suggests that otherwise such activities may not be able to occur in the Rural Lifestyle Zone.</p>	<p>Amend the policy to acknowledge that temporary activities are appropriate in the Rural Lifestyle Zone where they address the matters identified in this policy. E.g.:</p> <p><u>X. temporary activities, including temporary military training activities which contribute to the economic, cultural and social wellbeing of the community;</u></p>
7.	RLZ-Rules	Amend	<p>TMTA should be specifically provided for as a permitted activity in the Rural Lifestyle Zone subject to meeting the permitted activity standards in Noise-S2.</p> <p>Where the permitted activity standards cannot be met, then the activity should default to restricted discretionary (refer below).</p>	<p>Add a new rule RLZ-RX</p> <p><u>Temporary military training activities complying with NOISE-S2 - PER</u></p>
8.	SETZ-P1	Support in part	<p>Settlement zoned land provides opportunities for people to undertake a range of activities. TMTA can involve a broad range of activities including classroom activities, search and rescue, driver training, dog</p>	<p>Amend the policy to acknowledge that temporary activities are appropriate in the Settlement Zone where they address the matters identified in this policy. E.g.:</p>

Point	Specific provision	Support / Oppose	Reasons	Decision sought
			<p>training, small construction tasks, and many others that have effects similar to other day-to-day activities.</p> <p>Currently this policy provides for activities that are compatible with the Settlement Zone. NZDF considers that this should include temporary activities including temporary military training activities where the effects are limited in duration and can be appropriately managed without any particular implications for the Settlement Zone. This is particularly important in light of policy SETZ-P5 which suggests that otherwise such activities may not be able to occur in the Settlement Zone.</p>	<p><u>X. temporary activities, including temporary military training activities which contribute to the economic, cultural and social wellbeing of the community;</u></p>
9.	SETZ-Rules	Amend	<p>TMTA should be specifically provided for as a permitted activity in the Settlement Zone subject to meeting the permitted activity standards in Noise-S2.</p> <p>Where the permitted activity standards cannot be met, then the activity should default to restricted discretionary (refer below).</p>	<p>Add a new rule SETZ-RX</p> <p><u>Temporary military training activities complying with NOISE-S2 - PER</u></p>
10.	Noise-R6	Oppose	<p>TMTA are currently provided for as a permitted activity (Noise-R1) subject to meeting the noise standards in Noise-S2. However where these standards are not met, the activity defaults to non-complying. NZDF considers this unduly onerous for activities that are temporary in nature and are required to be undertaken to meet Defence purposes under the Defence Act 1990. These activities ensure that the NZDF is able to raise and maintain armed forces to protect and defend New Zealand, and to provide assistance to the civil power and the provision of any public service, including in relation to natural disasters and emergency response situations.</p> <p>TMTA contribute to the health, safety and wellbeing of people and communities. The effects of TMTA are temporary and limited in nature, and are well understood such that they can be readily identified and addressed through the suggested matters of discretion.</p>	<p>Add an additional Restricted Discretionary Rule for TMTA that cannot comply with the permitted activity noise standards. Discretion should be restricted to:</p> <ul style="list-style-type: none"> • Duration of the activity. • Effects on amenity values. • How noise effects will be managed and mitigated.