

Report: Summary of Submissions by Submitter Number/Name

Submitter Number:	827	Submitter:	New Zealand Steel Holdings Ltd
Point Number	827.1		
Summary of Decision Requested:	No specific decision sought, but submission does not oppose section 3.2 Significant Natural Areas provided that the amendments are made to Policy 3.2.6 as sought below.		
Decision Reasons:	<ul style="list-style-type: none"> • There is a need to recognise the ironsand mining operations at Waikato North Head. 		
Point Number	827.2		
Summary of Decision Requested:	Add a clause (v) to Policy 3.2.6 Providing for vegetation clearance as follows (or words to similar effect): <i>(y) located in the Aggregate Extraction Area in Waikato North Head</i>		
Decision Reasons:	<ul style="list-style-type: none"> • The mining licence authorises all land use activities associated with ironsand mining operation at VNH. • No further authorisation is required under the Resource Management Act 1991, including for vegetation clearance. • Accordingly Policies 3.2.2 to 3.2.5 and 3.2.7 should not apply to the mine site and an exception should be included in Policy 3.2.6 		
Point Number	827.3		
Summary of Decision Requested:	Add a new clause to Rule 22.2.7 P1 Indigenous vegetation clearance inside a Significant Natural Area as follows (or words to similar effects): <i>P1</i> <i>(a) Indigenous vegetation clearance in a Significant Natural Area identified on the planning maps or in Schedule 30.5 (Urban Allotment Significant Natural Areas) for the following purposes:</i> <i>(ia) Removing vegetation within the Aggregate Extraction Area at Waikato North Head;</i> <i>(i) Removing vegetation that endangers human life or existing buildings or structures;</i> ...		
Decision Reasons:	<ul style="list-style-type: none"> • The mining licence authorises all land use activities associated with ironsand mining operation at the mine. • No further authorisations are required under the Resource Management Act 1991, including for vegetation clearance. • An exception should be included in Rule 22.2.7 P1 		
Point Number	827.4		
Summary of Decision Requested:	Delete the Significant Natural Areas on the Waikato North Head site as shown on Figure 3, Appendix A of the submission including: <ul style="list-style-type: none"> • on the northern side of the site near Boundary Road. • running north-south along the western coastal edge of the site. • in the middle of the site. • surrounding the lagoon. 		
Decision Reasons:	<ul style="list-style-type: none"> • The Significant Natural Areas have been applied in this instance to a highly modified areas. which will continue to be mined. • Seeks clarification on how these sites were identified as this is potentially misleading. • Regardless if the Significant Natural Area is correctly identified, the mining license authorises all land uses in relation to the Waikato North Head Mining site and therefore the Proposed District Plan should recognise that the Significant Natural Areas protections do not apply. • Inappropriate to set such an expectation. 		
Point Number	827.5		
Summary of Decision Requested:	Amend the extent of the Aggregate Extraction Area on the planning maps (and the Maiora Mining Zone if the relief is accepted) to ensure that the entire Waikato North Head site, including Sec 1 SO 40757, Allot 98 Parish of Waiuku West and Sec 2 SO 40757, the recycle ponds, water intake lagoon and adjacent area as sought in Figure 1, Appendix A within the submission. AND Any other further or consequential amendments required.		
Decision Reasons:	<ul style="list-style-type: none"> • All parts of the Waikato North Head mine should be subject to the same zone, overlay and rule framework to ensure they are addressed in a consistent manner. • There are some parts of the mine activity that are located outside the mining licence area, this includes the lagoon. • The lagoon is a man-made structure and does not appear to be formally zoned. 		

Point Number 827.6

Summary of Decision Requested: **Amend** rules relating to the Coastal Environment overlay to ensure they do not apply to the Waikato North Head mine site.

AND

Any other further or consequential amendments required.

Decision Reasons:

- Considers that the mine site is sufficiently unique that it warrants specific treatment through the application of a mining zone.
- This would override any rules associated with the Coastal Environment overlay.
- That approach is justified given the status of the mining licence.

Point Number 827.7

Summary of Decision Requested: **Retain** the Aggregate Extraction Area overlay (or Mineral Extraction Area)

Decision Reasons:

- The submitter supports the retention of the overlay as a tool to manage reverse sensitivity issues.

Point Number 827.8

Summary of Decision Requested: **Retain** the Significant Amenity Landscapes overlay mapping in relation to the Waikato North Head mine site.

Decision Reasons:

- There are no significant amenity landscapes identified on the mine site.

Point Number 827.9

Summary of Decision Requested: **Retain** the Natural Character overlay mapping in relation to the Waikato North Head mine site.

Decision Reasons:

- There are no high or outstanding natural character areas identified on the Waikato North Head site.

Point Number 827.10

Summary of Decision Requested: **Amend** the provisions to clarify that the Natural Character overlay includes both high and outstanding natural character areas.

AND

Any other further or consequential amendments required.

Decision Reasons:

- There are no high outstanding natural character areas identified on the mine site.

Point Number 827.11

Summary of Decision Requested: **Retain** Objective 6.1.1 Development, operation and maintenance of infrastructure as notified.

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline infrastructure.

Point Number 827.12

Summary of Decision Requested: **Retain** Policy 6.1.2 Development, operation and maintenance as notified.

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline infrastructure.

Point Number 827.13

Summary of Decision Requested: **Retain** Policy 6.1.3 Technological advances as notified.

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline

infrastructure.

Point Number 827.14

Summary of Decision Requested: **Retain** Policy 6.1.4 Infrastructure benefits as notified.

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline infrastructure.

Point Number 827.15

Summary of Decision Requested: **Retain** Policy 6.1.5 Natural hazards and climate change as notified

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline infrastructure.

Point Number 827.16

Summary of Decision Requested: **Retain** Policy 6.1.6 Reverse sensitivity as notified

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline infrastructure.

Point Number 827.17

Summary of Decision Requested: **Retain** Policy 6.1.7 Reverse sensitivity and infrastructure as notified.

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline infrastructure.

Point Number 827.18

Summary of Decision Requested: **Retain** Objective 6.1.8 infrastructure in the community and identified areas as notified.

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline infrastructure.

Point Number 827.19

Summary of Decision Requested: **Amend** Policy 6.1.9 Environmental effects, community health, safety and amenity as follows (or words to similar effect):

Require the development, operation, maintenance, repair, replacement, upgrading and removal of infrastructure and its associated structures to avoid, remedy or mitigate adverse effects on the environment, community health, safety and amenity in a manner that corresponds to the scale and significance of effects.

AND

Any other further or consequential amendments required.

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline infrastructure.

Point Number 827.20

Summary of Decision Requested: **Retain** Policy 6.1.10 Infrastructure in identified areas as notified.

Decision Reasons:

- Supports the inclusion of specific provisions that provide for, recognise and enable infrastructure, which is considered to cover the water supply system for the mining site and the pump station at Allcock Road and which should include the slurry pipeline

infrastructure.

Point Number 827.21

Summary of Decision Requested: **Amend** Chapter 14: Infrastructure and Energy by moving the permitted activity contained in General Infrastructure (Rule 14.3.1 PI The operation, maintenance, repair and removal of existing infrastructure) to Rule 14.2 applying to all infrastructure.

AND

Any other further or consequential amendments required.

Decision Reasons:

- Considers that the rules in section 14 are generally appropriate, however amendments are required to provide certainty for existing infrastructure, particularly infrastructure that is subject to identified areas.
- The provisions for maintenance, repair, replacement, upgrading or removal of existing infrastructure are duplicated and should be streamlined for clarity.

Point Number 827.22

Summary of Decision Requested: **Retain** Objective 10.1.1 Effects of hazardous substances as notified.

Decision Reasons:

- Support these provisions.

Point Number 827.23

Summary of Decision Requested: **Retain** Policy 10.1.2 Location of new hazardous facilities as notified.

Decision Reasons:

- Supports these provisions

Point Number 827.24

Summary of Decision Requested: **Retain** Policy 10.1.3 Residual risks of hazardous substances as notified.

Decision Reasons:

- Supports these provisions.

Point Number 827.25

Summary of Decision Requested: **Retain** Policy 10.1.4 Reverse sensitivity effects as notified.

Decision Reasons:

- Supports these provisions.

Point Number 827.26

Summary of Decision Requested: **Delete** Rule 12.3 Additional Matters of Control, Matters of Discretion and Matters for Discretionary and Non-Complying Activities

Decision Reasons:

- Additional matters of control or discretion are extremely broad, many of them unnecessary as they duplicate Council's powers under the RMA.
- Some effectively extend Council's control or discretion to a level anticipated as part of a discretionary or non-complying activity.

Point Number 827.27

Summary of Decision Requested: **Add** a new clause (m) to the definition of 'Infrastructure'in Chapter 13 Definitions as follows (or word to similar effect):

m. Material slurry pipelines and associated facilities including pump stations are considered to be infrastructure.

Decision Reasons:

- The district-wide rules relating to infrastructure should also apply to the material slurry pipelines.
- It is noted that the approach of specifically recognising important regional infrastructure within the definition of infrastructure in order to meet objectives and policies.
- The slurry pipeline and slurry pump station are similar in nature to other infrastructure.
- It fits within "any other means" in clause (g).

Point Number 827.28

Summary of Decision Requested: Delete the definition of "Aggregate Extraction Activities" in Chapter 13 Definitions
AND
Amend the Proposed District Plan to replace references to "Aggregate Extraction Activities" with "Extractive Activities."
AND
Any other further or consequential amendments required.

Decision Reasons:

- 'Mineral extraction and processing', 'Aggregate Extraction Activities' and 'Extractive Industry' are all defined in the Proposed District Plan. There is overlap between the terms and creates potential for confusion and inconsistency.
- Definitions need to be streamlined.
- There is no clear reasons for distinguishing between aggregate and mineral extraction activities and therefore it is considered that it is more efficient to regulate and assess those activities jointly.

Point Number 827.29

Summary of Decision Requested: Delete the definition of "Mineral extraction and processing" in Chapter 13 Definitions
AND
Amend the Proposed District Plan to replace references of "Mineral extraction and processing" with "Extractive Activity."
AND
Any other further or consequential amendments required.

Decision Reasons:

- 'Mineral extraction and processing', 'Aggregate Extraction Activities' and 'Extractive Industry' are all defined in the Proposed District Plan. There is overlap between the terms and creates potential for confusion and inconsistency.
- Definitions need to be streamlined.
- There is no clear reasons for distinguishing between aggregate and mineral extraction activities and therefore it is considered that it is more efficient to regulate and assess those activities jointly.

Point Number 827.30

Summary of Decision Requested: Amend the Proposed District Plan to rename the 'Aggregate Extraction Area' to 'Mineral Extraction Area.'
AND
Any other further or consequential amendments required.

Decision Reasons:

- Enable consistency and clarity

Point Number 827.31

Summary of Decision Requested: Amend the definition of "Mineral" in Chapter 13: Definitions to cross-reference the Crown Minerals Act 1991.
AND
Any other further or consequential amendments required.

Decision Reasons:

- Coal Mining Area is separately defined and includes reference to the Crown Minerals Act 1991. This approach is supported and therefore it is proposed that the definition of minerals should cross reference the Crown Minerals Act 1991.

Point Number 827.32

Summary of Decision Requested: Amend the zoning of the Waikato North Head mine from Rural Zone to a new zone titled "Maioiro Mining Zone" (see submission for extent of the new zone);
AND
Retain the Aggregate Extraction Area overlay for Waikato North Head mine site;
OR
Retain the Rural Zoning of the Waikato North Head mining site;
AND
Add appropriate objectives, policies and rules in Chapter 5 Rural Environment and Chapter 22 Rural Zone;
AND
Add appropriate objectives, policies and rules in Chapter 5 Rural Environment and Chapter 22 Rural Zone.

Decision Reasons:

- New Zealand Steel considers that the Waikato North Head Mine is unique and requires its own specific mining zone.
- This approach recognises the long-standing existing nature of the Waikato North Head mine site.
- Consistent with the Operative Waikato District Plan provisions, which identify the mine site as a "Maioiro mining Zone" and provide for specific permitted activities.

- It is important to recognise the contribution the Waikato North Head mine makes to the social and economic wellbeing of the district.
- The Proposed District Plan already contains a number of 'other' special zones
- There is little efficiency gained by addressing the mine site within the Rural Zone because specific objectives, policies and rules for New Zealand Steel's activities will still be required.

Point Number 827.33

Summary of Decision Requested: **Amend** the planning maps to rezone the North Head mine site as the Maioiro Mining Zone

AND

Add provisions for a 'Maioiro Mining Zone' within Chapter 9: Specific Zones as follows (or words to similar effect):

Maioiro Mining Zone

Objective

(1) The ironsand resource at Waikato North Head is effectively and efficiently utilised.

Policies

(1) Provide for ironsand mining and associated activities at Waikato North Head.

(2) Avoid, remedy or mitigate any significant adverse effects associated with activities that require resource consent under the Waikato District Plan.

AND

Add a new chapter for Maioiro Mining Zone within Section C Rules (see submission for specific details).

AND

Any other further or consequential amendments required.

Decision Reasons:

- New Zealand Steel considers that the Waikato North Head Mine is unique and requires its own specific mining zone.
- This approach recognises the long-standing existing nature of the Waikato North Head mine site.
- Consistent with the Operative Waikato District Plan provisions, which identify the mine site as a 'Maioiro mining Zone' and provide for specific permitted activities.
- Important to recognise the contribution the Waikato North Head mine makes to the social and economic wellbeing of the district.
- The Proposed District Plan already contains a number of 'other' special zones
- There is little efficiency gained by addressing the mine site within the Rural Zone because specific objectives, policies and rules for New Zealand Steel's activities will still be required.

Point Number 827.34

Summary of Decision Requested: **Add** provisions within Chapter 5: Rural Environment as follows (or words to similar effect), if the Waikato North Head mine sites retains a Rural Zone

Objective

(1) The iron sand resource at Waikato North Head is effectively and efficiently utilised.

Policies

(1) Provide for ironsand mining and associated activities at the Aggregate Extraction Area identified at Waikato North Head.

(2) Avoid, remedy or mitigate any significant adverse effects associated with activities at the Aggregate Extraction Area identified at Waikato North Head that require resource consent under the Waikato District Plan.

AND

Add rules to Chapter 22 Rural Zone to enable specified activities within the Aggregate Extraction Area at Waikato North Head to be a permitted activity (see submission for specific details).

AND

Any other further or consequential amendments required.

Decision Reasons:

- Alternative to the specific zone, New Zealand Steel proposes to amend the applicable provisions within the Rural Zone.
- The Aggregate Extraction Area overlay may be amended to be made appropriate to the Waikato North Head site with update provisions which recognise the existing activities and the extent of future authorised activities, along with providing for reverse sensitivity issues adjacent to the site.
- The Proposed District Plan currently contains no specific rules which relate to mining activities within the Aggregate Extraction area, and therefore it is unclear how the Rural Zone rules apply.
- Given the context of the site, the submitter considers the Rural Zone permitted activity conditions are inappropriate, including those relating to earthworks and building height and therefore specific rules relating to the Aggregate Extraction Area would be more appropriate.

Point Number 827.35

Summary of Decision Requested: **Amend** Policy 5.3.7 Reverse sensitivity effects as follows (or words to similar effect):

(a) Recognise the following features are typical of the rural environment and the effects are accepted and able to be managed:

...

(iii) Existing mineral extraction and processing activities;

...

(c) Mitigate the adverse effects of reverse sensitivity through the use of setbacks and design of subdivisions and development.

(cc) Avoid locating sensitive activities in a buffer area adjoining an Aggregate Extraction Area, unless those sensitive activities can avoid compromising existing and future mineral extraction...

...

OR

Add a comparable policy regarding reverse sensitivity in the event that a specific Maioro Mining Zone is introduced.

AND

Any other further or consequential amendments required.

Decision Reasons:

- New Zealand Steel wishes to see provisions to effectively manage potential reverse sensitivity effects on the mine site.
- The mine is important to the social and economic wellbeing of the district and wider New Zealand.
- The Proposed District Plan should manage sensitive land uses within the vicinity of the mine site.
- Supports the inclusion of mineral extraction and processing activities in relation to reverse sensitivity.
- Seeks to address sensitive land use in the buffer area adjacent to the Aggregate Extraction Areas.

Point Number

827.36

Summary of Decision Requested:

Add a new discretionary activity rule within Section 16.4 Subdivision as follows (or words to similar effect):

DI Subdivision of land within 200m of an Aggregate Extraction Area.

AND

Any other further or consequential amendments required.

Decision Reasons:

- The intent of the Aggregate Extraction Area is to identify existing extractive industries, and manage reverse sensitivity issues.
- The subdivision rules apply only to the Aggregate Extraction Area and not to the 200m buffer area adjacent to that.
- The application of the Aggregate Extraction Area is not consistent with its intent.
- Seeks the same buffer area as that applied to the building setback for sensitive land use.

Point Number

827.37

Summary of Decision Requested:

Retain Rule 22.3.7.2(iv) and (v) Building setback sensitive land use

Decision Reasons:

- Effectively manages potential reverse sensitivity effects on the site.
- New Zealand Steel activities are important to the social and economic wellbeing of the district.
- Considers that this rule appropriately manages the establishment of buildings for sensitive land uses in the vicinity of an Aggregate Extraction Area.

Point Number

827.38

Summary of Decision Requested:

Retain the references to mineral resources and extraction as a productive rural activity in Section 1.4.3 The Rural environment, particularly Section 1.4.3.1 Rural activities and Section 1.4.3.2 Protecting the rural environment.

Decision Reasons:

- The extraction of mineral resources is a productive rural activity and existing extractive activities contribute to the wellbeing of the district.
- These activities cannot be located within urban setting or where it will become vulnerable to reverse sensitivity issues.

Point Number

827.39

Summary of Decision Requested:

Add a new section within Chapter 1.5 What does this mean for the Waikato district strategic objectives and directions?as follows (or words to similar effect):

Mineral extraction

Waikato District contains a number of established extractive industries, including sand mining and coal mining, along with areas where extraction of mineral resources may potentially occur in the future. These activities are important to the economic wellbeing of the district, and should be effectively and efficiently utilised in a sustainable manner. These activities are commonly located in rural areas where reverse sensitivity can be an issue for established extractive industries.

AND

Any other further or consequential amendments required.

Decision Reasons:

- The extraction of mineral resources is a productive rural activity and existing extractive activities contribute to the wellbeing of the district.
- These activities cannot be located within urban setting or where it will become vulnerable to reverse sensitivity issues.
- Productive rural activities, and mineral extraction in particular, need to be addressed in the strategic objectives and directions.

Point Number

827.40

Summary of Decision Requested:

Amend Section 1.12.8 Strategic objectives as follows (or words to similar effect):

(a) The matters set out in paragraphs 4.1.1 - 4.1.4 provide the overarching..

(vii) Supporting productive rural activities, including mineral extraction...

AND

Any other further or consequential amendments required.

Decision Reasons:

- The extraction of mineral resources is a productive rural activity and existing extractive activities contribute to the wellbeing of the district.
- These activities cannot be located within urban setting or where it will become vulnerable to reverse sensitivity issues.
- Productive rural activities, and mineral extraction in particular, need to be addressed in the strategic objectives and directions.

Point Number

827.41

Summary of Decision Requested:

Amend Objective 5.1.1(a)(ii) The rural environment as follows (or words to similar effect):

(ii) productive rural activities and other activities including mineral extraction are supported..

AND

Any other further or consequential amendments required.

Decision Reasons:

- The extraction of mineral resources is a productive rural activity and existing extractive activities contribute to the wellbeing of the district.
- These activities cannot be located within urban setting or where it will become vulnerable to reverse sensitivity issues.
- Productive rural activities, and mineral extraction in particular, need to be addressed in the strategic objectives and directions.

Point Number

827.42

Summary of Decision Requested:

Retain Objective 5.3.1 Rural character and amenity, subject to the amendments to Policy 5.3.2 as sought below.

Decision Reasons:

- The phrase "rural character and amenity" could mean different things to different people.

Point Number

827.43

Summary of Decision Requested:

Add a new clause (iv) to Policy 5.3.2(a) Productive rural activities as follows:

(a) Recognise and protect the continued operation of the rural environment as a productive working environment by:

...

(iv) Recognising other productive activities that are located in the rural environment, including mineral extraction activities.

Decision Reasons:

- The extraction of mineral resources is a productive rural activity which contributes to the wellbeing of the district.
- This activity should be acknowledged and provided for.

Point Number

827.44

Summary of Decision Requested:

Amend Policy 5.3.3(b) Industrial and commercial activities as follows (or words to similar effect):

(b) Avoid locating industrial and commercial activities in rural areas that do not have a genuine functional connection with the rural land or soil resource or other resources (such as minerals).

AND

Any other further or consequential amendments required.

Decision Reasons:

- This policy should recognise that other resources that create a locational requirement.
- Supports the ability to locate industrial and commercial activities in rural areas where there is a genuine functional requirement to do so.

Point Number

827.45

Summary of Decision Requested:

Add a clause (iv) to Policy 5.3.5 (a) Earthworks activities as follows (or words to similar effects):

(iv) Earthworks associated with mineral extraction activities.

Decision Reasons:

- The extraction of mineral resources is a productive rural activity, and there is a need to provide for earthworks with those extraction activities within the rural environment.

Point Number

827.46

Summary of Decision Requested: Delete Policy 5.3.9 Non-rural activities

Decision Reasons:

- The strategic direction in section 1.4.3.1 refers to productive rural; activities including horse breeding/training, mining and forestry, however this provision suggested that its listed activities are not rural activities.
- There are a wide range of rural activities with varying effects to the district plan should be consistent in its recognition that all such activities are part of the character of the rural environment.

Point Number 827.47

Summary of Decision Requested: Retain Policy 5.3.15 Noise and vibration as notified.

Decision Reasons:

- Supports the policy direction to minimise the adverse effects of noise and vibration through maintaining buffers (iii) and managing the location of sensitive land uses (v).
- This policy is consistent with the Aggregate Extraction Area Overlay provisions.

Point Number 827.48

Summary of Decision Requested: Amend Objective 5.4.1 Minerals and extractive industries as follows (or words to similar effect):

(a) Mineral resource use provides economic and social ~~and environmental~~ benefits to the district.

AND

Any other further or consequential amendments required.

Decision Reasons:

- Unclear how mineral resource use can be required to provide environmental benefits.
- The use of 'environmental benefits' incorrectly implies that the environment is limited to the natural environment and does not include social and economic elements.
- Supports acknowledgement of the benefits of mineral use to the district.

Point Number 827.49

Summary of Decision Requested: Amend Policy 5.4.2 Access to minerals and extractive industries as follows (or words to similar effect):

(aa) Provide for existing extractive industries.

(a) Enable new extractive industries provided that ...

...

(d) Avoid the location of any sensitive land use within specified buffer areas adjoining existing extractive industries, which otherwise risks the effective operation of a lawfully established extractive industry.

AND

Any other further or consequential amendments required.

Decision Reasons:

- Needs to specifically recognise existing extractive industries, such as the mine site and to clarify the meaning of "specified buffer area".

Point Number 827.50

Summary of Decision Requested: Delete the definition of "Extractive Industry" in Chapter 13 and replace it with the following (or words to similar effect):

Extractive Activity:

Means taking, winning or extracting by whatever means, the naturally-occurring minerals (including but not limited to coal, rock, sand and gravel) and peat from under or on the land surface. The term includes:

- processing by such means as screening, crushing, or chemical separation of minerals at or near the site where the minerals have been taken, won or excavated.
- removal, stockpiling and filling of overburden sourced from the same site.
- all activities and structures associated with underground coal gasification, including pilot and commercial plants and the distribution of gas.
- excavation, blasting, processing (crushing, washing and blending).
- ancillary earthworks.
- storage, management and disposal of tailings.
- the storage, distribution and sale of aggregates by wholesale to industry or by retail.
- the storage, distribution and sale of mineral products.
- treatment of stormwater and wastewater.
- landscaping and rehabilitation works including cleanfilling.
- ancillary buildings and structures.
- residential accommodation necessary for security purposes.

The term excludes prospecting and exploration activities.

AND

Any other further or consequential amendments required.

Decision Reasons:

- 'Mineral extraction and processing', 'Aggregate Extraction Activities' and 'Extractive Industry' are all defined in the Proposed District Plan. There is overlap between the terms and creates potential for confusion and inconsistency.
- Definitions need to be streamlined.
- There is no clear reasons for distinguishing between aggregate and mineral extraction activities and therefore it is considered that it is more efficient to regulate and assess those activities jointly.

Point Number 827.51

Summary of Decision Requested: **Delete** the definition of the overlays from Chapter 13 Definitions

Decision Reasons:

- Overlays are contained in the maps and their purpose should be described in the body of the plan.
- The definitions are self-explanatory and do not need to be included in definitions.

Point Number 827.52

Summary of Decision Requested: **Add** a new discretionary activity rule within Section 22.4 Subdivision as follows:

D1 Subdivision of land within 200m of an Aggregate Extraction Area

AND

Any other further or consequential amendments required.

Decision Reasons:

- The intent of the Aggregate Extraction Area is to identify existing extractive industries, and manage reverse sensitivity issues.
 - The subdivision rules apply only to the Aggregate Extraction Area and not to the 200m buffer area adjacent to that.
 - The application of the Aggregate Extraction Area is not consistent with its intent.
 - Seeks the same buffer area as that applied to the Building setback for sensitive land use.
-