

1 August 2023

Timaru District Council  
P.O Box 522  
Timaru 7940  
New Zealand  
Email: [pdp@timdc.govt.nz](mailto:pdp@timdc.govt.nz)

Attn: Planning Manager (Timaru District Plan Review)

**RE: TIMARU DISTRICT PLAN REVIEW-FURTHER SUBMISSION**

Please find enclosed the further submission by the Catholic Diocese of Christchurch in respect of the proposed Timaru District Plan which was notified on 22 September 2022. The further submission identifies the Catholic Diocese of Christchurch's concerns and areas of support.

Please contact Lara Stace in the first instance if you wish to discuss any of the matters raised in this submission via [lara.stace@wsp.com](mailto:lara.stace@wsp.com) or on 021 842 701.

Your sincerely



Mike Nolan

Manager-Catholic Education Office

Copy via email to:

Ministry of Education

Submitter 106

McAuley Trust-Submitter 142

Copy via post to:

Lyndsay William & France Margaret Dennison

Submitter 146



## Form 6

### Further submission in support of, or opposition to, submission on notified proposed policy statement or plan, change or variation

*Clause 8 of Schedule 1, Resource Management Act 1991*

To: Timaru District Council ("the Council")

**Name of person making further submission:** Catholic Education Office, Catholic Diocese of Christchurch ("Diocese")

**This is a further submission in support of, and in opposition to, submissions on:**

- the Proposed Timaru District Plan ("Proposed District Plan")

The Diocese has an interest in the Proposed Timaru District Plan that is greater than the interest the general public has, for reasons including the following:

- The Diocese has an interest as the proprietor of five State Integrated Catholic Schools within the Timaru District. The State Integrated Schools (SIS) were integrated under the Private Schools Conditional Integration Act 1975 and are part of the Minister of Education's ("Minister") network of schools within the Timaru District. SIS's have a legally defined special character which is enshrined in an Integration Agreement (IA) between the Crown and the Proprietor (owner) of the school.
- The Diocese has an interest as a landowner in respect to existing and future educational infrastructure that is potentially affected (directly or indirectly) by the relevant submissions.
- The Diocese makes this further submission in respect of submissions by third parties to the Proposed Timaru District Plan.

#### **Catholic Diocese of Christchurch's further submissions**

- In respect to the Proposed District Plan, the Diocese support of, or opposition to, a particular submission including the reason for the Diocese's support or opposition and the relief sought are detailed in the table attached as **Appendix A**. The general reasons for the Diocese's further submission are set out below. The reasons apply to each submission listed in Appendix A and are supplemented by specific reasons and relief in Appendix A.

## **General reasons and decisions sought in respect of submissions supported by the Catholic Diocese**

For each of the submissions identified as being supported by the Diocese, they are supported to the extent that they:

- will promote the sustainable management of natural and physical resources within the Timaru District.
- enable people and communities to provide for their social, economic, and cultural well-being for people in the Timaru District.
- are the most appropriate means of exercising the Council's functions in respect to section 32 of the RMA.
- will meet the reasonably foreseeable needs of future generations.
- will avoid, remedy, or mitigate actual or potential effects on the environment.

## **General reasons and decisions sought in respect to the submissions opposed by the Catholic Diocese**

For each of the submissions identified as being opposed by the Diocese, they are opposed to the extent that they failed to achieve the matters set out above.

The Diocese seeks that the submissions it opposes be disallowed to the extent that they fail to achieve the matters set out above or such further relief or amendments as may be necessary to achieve those matters.

**The Diocese wish to be heard in support of their further submission.**

**If others make a similar submission, the Diocese will consider presenting a joint case with them at the hearing.**



Mike Nolan

Manager-Catholic Education Office

Date: 1 August 2023

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Telephone: 021 842 701

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Contact Person: Lara Stace

Appendix A

Name of person making further submission: Catholic Diocese of Christchurch						
This further submission is in relation to the original submission of: <i>Enter the name of the original submitter as per the SoDR. E.g. Timaru District Council</i>	This further submission is in relation to the original submission Number: <i>enter the unique submission number as per the SoDR. E.g. 42.45</i>	The particular parts of the original submission I/we support /oppose are:	My/our position on the original submission is: <i>Support or oppose</i>	The reasons for my/our support/ opposition to the original submission are:	Allow or disallow the original submission (in full or in part)	Give precise details (which can include tracked changes) of the decision you want the Council to make in relation to the original submission point
Ministry of Education	106.50	MOE Submission point 48-Designation section and Plan Maps. Support all designations in the Proposed District Plan's Designation section and shown in the Plan Maps except as shown in the Ministry of Education submission points and the matters sought in this further submission.	Support	Designations are a preferable planning method to be utilised when providing for the operation, maintenance and development of primary and secondary schools in New Zealand. Designation of schools which have been integrated pursuant to the Private Schools Conditional Integration Act 1975 (now repealed) is the most appropriate method.	Allow in full	Accept submission
Ministry of Education	106.78	MOE Submission Point 74-Designation MEDU-24- St Joseph's School Timaru. Submitter seeking amendment of the site identifier to include 'Lot 1 DP 46091' to match the designation confirmation dated 25 May 2021.	Support	The inclusion of the legal descriptions within the site identifier provides clarity regarding the extent of the designation and matches the designation confirmation dated 25 May 2021.	Allow in full	Adopt amendment sought in submission.
Ministry of Education	106.79	MOE Submission Point 75-Designation MEDU-25- St Joseph's School, Pleasant Point. Submitter seeking amendment to the site identifier to include 'Lots 12-14 DP 365 and Pt Lot 11 DP 365' to match the designation confirmation dated 25 May 2021.	Support	The inclusion of the legal descriptions within the site identifier provides clarity regarding the extent of the designation and matches the designation confirmation dated 25 May 2021.	Allow in full	Adopt amendment sought in submission.
Ministry of Education	106.80	MOE Submission Point 76-Designation MEDU-26 St Joseph's School, Temuka. Submitter seeking amendment to the site identifier to include 'Sections 130-137, 143-145 TN of Arowhenua and Part Sections 21,22 and 23 DP 76'.	Support in part	The inclusion of the legal descriptions within the site identifier provides clarity regarding the extent of the designation. However, the site identifier proposed by the Ministry of Education includes 'Sections 130-137, 143-145 TN of Arowhenua and Part Sections 21,22 and 23 DP 76' and is incorrect. This needs to be amended to correctly reflect the designation and the site identifier should be amended to include 'Sections 130-137, 143-145 TN of Arowhenua and Part Sections 138-142 TN of Arowhenua' to match the designation confirmation dated 25 May 2021.	Allow in part	Amend the site identifier to be 'Sections 130-137, 143-145 TN of Arowhenua and Part of Sections 138-142 TN of Arowhenua' to be correctly reflected in the Proposed District Plan
Ministry of Education	106.80	MOE Submission Point 77-Designation MEDU-26 St Joseph's School, Temuka Planning Map. Submitter seeks that the boundary along Section 142 TN of Arowhenua is amended to match the figure showing the blue outline (land and building not integrated) in the Plan Map.	Support	Support the updating of the designation planning map for St Joseph's School Temuka following recent building works and the boundary along Section 142 TN of Arowhenua be amended to match the figure shown in the blue outline (land and building not integrated) to reflect the current situation at the school.	Allow in full	Adopt amendment sought in submission.
Ministry of Education	106.82	MOE Submission Point 78-MEDU-27-Roncalli College, Timaru. Submitter seeks to amend the site identifier to include 'Lot 2 DP 45190, Lot 3 DP 10699, and Part Lots 21-23 DP 76' to match the designation confirmation dated 25 May 2021.	Support	The inclusion of the legal descriptions within the site identifier provides clarity regarding the extent of the designation and matches the designation confirmation dated 25 May 2021.	Allow in full	Adopt amendment sought in submission.
Ministry of Education	106.82	MOE Submission Point 79-MEDU-27 Roncalli College, Timaru. Submitter seeks to amend the planning map to accurately reflect the designation area which was attached to the Designation Confirmation dated 25 May 2021.	Support	Support the updating of the designation planning map to be accurate and provide clarity for the planning maps and extent of the designation within the plan.	Allow in full	Adopt amendment sought in submission.
Ministry of Education	106.84	MOE Submission Point 80-MEDU-28-Sacred Heart Primary School. Submitter seeks to amend the site identifier to include the word 'Primary' school and to include the legal description of "Lot 1 DP 60274".	Support	The inclusion of the legal descriptions within the site identifier provides clarity regarding the extent of the designation and matches the designation confirmation dated 25 May 2021.	Allow in full	Adopt amendment sought in submission.
McAuley Trust	142.1	Submitter seeking amendment to the MEDU chapter so that specific rules for designated sites are made clear and unambiguous.	Oppose	The Diocese considers that it is inappropriate for specific rules to be tailored within the District Plan for designated sites. This is considered unnecessary and would provide considerable uncertainty for the ongoing operation of the school. The designation provides the necessary long term certainty and flexibility for the operation of a school on the site. Providing specific rules within the District Plan would provide uncertainty and would not be an efficient management of the education portfolio and would not enable people and communities to provide for their social well being within the Timaru District.	Disallow in full	Dismiss the amendment sought to the MEDU chapter to include specific rules for designated sites.

McAuley Trust	142.2	Submitter seeks a 10 meter yard setback from the designation boundary with Lot 1 DP 45190 (7A Craigie Avenue, Parkside) and submitter requesting no buildings or car parks shall be constructed within this 10m setback.	Oppose	The Diocese considers that a 10m internal boundary setback requirement adjoining Lot 1 DP 45190 is excessive and unnecessary. It will result in significant loss of usable land for the College and will unfairly limit the amount of development on the school site. A lesser internal boundary setback is considered to be more appropriate whilst still being able to avoid, remedy or mitigate adverse effects on the amenity values of the adjoining property at Lot 1 DP 45190 (7A Craigie Avenue) or alternatively this could be managed through the use of a recession plane.	Disallow in full	The Catholic Diocese opposes the relief sought by the submitter and requests that a lesser internal boundary setback of 3m would be more appropriate in front of Lot 1 DP 45190 or similar relief which achieves the same or similar outcomes such as a recession plane. Any 3m setback or recession plane requirement would only be in front of Lot 1 DP 45190 and not along the entire southern boundary of the designation.
Lyndsay William and Frances Margaret Dennison	146.1	Submitter seeks to amend MEDU-27 to consider increased vehicle movements across the legal access way to properties at 24 and 28 Cain Street to ensure that the access way cannot be blocked.	Oppose	The MEDU-27 designation will not result in any change in existing situation in relation to vehicle movements along the Cain Street access point. School buses can legally park on the designated bus stop outside the Cain Street access during times of school drop off and pick up. This is only for a small period of time each day. In the event of emergency vehicle access being required to the properties, any buses could be moved to accommodate emergency vehicles as the bus drivers generally do not leave their vehicles unattended. Therefore, there is no need to amend MEDU-27 as the designation will not result in any change in vehicle movements on the school site or at the Cain Street access point.	Disallow in full	Dismiss the requirement to amend MEDU-27.