

TIMARU DISTRICT COUNCIL  
15 DEC 2022  
TEMUKA

Form 5

Submission on Notified Proposal for Plan, Change of Plan or Variation

Clause 6 of Schedule 1, Resource Management Act 1991

1:52 PM

To: Timaru District Council

Name of submitter:

DAVID S. MOORE JUDITH MOORE

[State full name]

This is a submission on the following proposed plan or on a change proposed to the following plan or on the following proposed variation to a proposed plan or on the following proposed variation to a change to an existing plan) (the 'proposal'):

SASM 4 SASM R1 - R2 SASM 6-8

[State the name of proposed or existing plan and (where applicable) change or variation].

I ~~could~~/could not\* gain an advantage in trade competition through this submission.

[\*Select one.]

\*I am/am not† 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.

[\*Delete or strike through entire paragraph if you could not gain an advantage in trade competition through this submission.]

[†Select one.]

The specific provisions of the proposal that my submission relates to are: [Give details]

SASM 4 SASM R1 - R2  
SASM 6-8

My submission is: [Include whether you support or oppose the specific provisions or wish to have them amended; and reasons for your views]

[If your submission relates to a proposed plan prepared or changed using the collaborative planning process, you must indicate the following:

- Where you consider that the proposed plan or change fails to give effect to a consensus position and therefore how it should be modified; or
- In the case that your submission addresses a point on which the collaborative group did not reach a consensus position, how that provision in the plan should be modified.]

SEE ATTACHED

OPPOSE EG! ~~SASM~~ SASM - P4  
REB ALLUWS ACCESS TO PRIVATE PROPERTY.

OPPOSE IMPOSITION OF NEW RULES WHICH  
INFRINGES OUR PROPERTY RIGHTS AND THREATEN  
OUR ECONOMIC VIABILITY.

TIMARU DISTRICT COUNCIL  
20 DEC 2022  
TEMUKA

Re-sub date

I seek the following decision from the local authority: *[Give precise details as this is the only part of your submission that will be summarised in the summary of decisions requested]*

SEE ATTACHED DOCUMENTS  
INSUFFICIENT SPACE ON THIS FORM

I wish (or do ~~not wish~~) † to be heard in support of my submission.

*[\*In the case of a submission made on a proposed planning instrument that is subject to a streamlined planning process, you need only indicate whether you wish to be heard if the direction specifies that a hearing will be held.]*

*[†Select one.]*

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

*[\*Delete if you would not consider presenting a joint case.]*

David G. Moore

Signature of submitter (or person authorised to sign on behalf of submitter)

*[A signature is not required if you make your submission by electronic means]*

Date 15-12-11 1.52 PM

Electronic address for service of submitter:

Telephone: 0274624522

Postal address (or alternative method of service under s352 of the Act):

Contact person: *[name and designation, if applicable]* David Moore OWNER

**Note to person making submission**

1. If you are making a submission to the Environmental Protection Authority, you should use form 16B. If you are a person who could gain an advantage in trade competition through the submission, your right to make a submission may be limited by clause 6(4) of Part 1 of Schedule 1 of the Resource Management Act 1991.
2. Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least 1 of the following applies to the submission (or part of the submission):
  - It is frivolous or vexatious:
  - It discloses no reasonable or relevant case:
  - It would be an abuse of the hearing process to allow the submission (or the part) to be taken further:
  - It contains offensive language:
  - It is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialist knowledge or skill to give expert advice on the matter.

Submission to the Timaru District Council

Submission by:

Name: DJ & JC Moore C/o Rathkeale Partnership

Phone: 0274624522

Email: moore\_farm@hotmail.com

Addresses: 205 Young Road, Waitohi 25 RD, Temuka 7985

1. I wish for this submission to be taken as read and if required to speak on this during the submission hearings.
2. My submission supports the position and submission presented by Federated Farmers.

Sites and Significance to Māori:

I wish to make a submission on behalf of the chapter of sites and significance to Māori.

My land has three overlays that cover various areas of my property within the framework, Wai Taoka – Opihi River and tributaries, Wai tapu – Awarua Stream, and Wai taoka lines – Opihi River and tributaries. Under this current plan and the proposed rules would stifle the current operations of my farm. My farm is currently farmed with around 1200 merinos, and around 300 dairy cows grazing on grass as part of winter grazing. The Awarua stream which has been mapped through my farm extensively. The stream has only had water flowing through it in significant flood events the recent 30m of rain we had did not even bring remotely a flow into the stream. I do note that the local runanga would like to have this protected as a natural feature of the environment that 'These are sacred sites or areas that are waterway-based'. I find this very hard to protect when this stream was modified by the previous generation as the stream had had no water running through it for some months. Part of my farm management plan is to ensure that the stream is looked after as part of an operational farm. This overlay makes my farm unworkable and unviable. However, we do understand how important that this stream can be seen to local runanga and would like to see enduring relationships created to protect areas of the stream that need protected, while allowing the existing use of farm to continue its operations. We would like to see this relationship sit outside the regulatory framework and be a relationship based on the nature that the land has changed, but some protection can be done. We have farmed the land for some time and have the view to leaving the farm in a better condition for the next generation than when we inherited it.

We are concerned about SASM-P4 which allows for access onto private property. We have a working farm and are concerned about stock management and health. If people were allowed access onto our land, it would put not only stock but also people in danger. We have health and safety concerns to take into consideration before allowing people to step foot on land. This will only add future anxiety that if we did something on our land, we would not be able to fully function as a farm. We at all times would

WE THANK COUNCIL FOR THE OPPORTUNITY TO SUBMIT.  
ENCLOSED ARE PHOTOS OF AWARUA CREEK.

like to exercise our property rights. Access to land should only be gained from a relationship and not forced on a landowner by a regulatory authority.

We are also concerned with the rules that SASM-R1 places too much restriction on the ability to do earthworks on the farm. Earthworks are an important part of the renewal of land. Our concern is with the overlay respective to the Awarua Stream is that if we wanted to alter the paddock size or put in new troughs for animal welfare. We need to be allowed to continue to farm the land as already done. To put restrictions that are unnecessary on our operations is unjust and unfair if there is not able to exceptions made, and relationships developed on the basis that the land has changed since it has begun to be farmed. This should be a collaborative decision between us as the landowners and the local runanga advising us on how to protect areas needed. We urge the council to note that this is a working farm and after the introduction of the plan, it needs to stay as a working farm.

We are very concerned with SASM-R2 which requires any buildings that are built within that area to have areas that can enhance the cultural values of the area. We understand that it would be inappropriate to place buildings over the creek, which would never occur. Due to the nature of my farm and ability to continue the workability it is vital that when the proposed plan goes into effect, that I will not be restricted in a way that does not enable me to continue farming. We work very closely with a farm plan which enables us to make best use of the land while ensuring protection of the land as well.

SASM 6 to 8, we strongly oppose. The intensively farmed stock, this is our entire farm operations that would be affected by this proposed district plan. Our income stream and what we have worked so hard to protect for some many years. We don't think the council has taken into consideration the implications that this plan and rules would have on the landowners and their farming practices. I already mitigate environmental degradation across my farm. Over the years we have changed farm management techniques, farming in a more environmentally conscious manner, such as moving stock away from the creek when it rains, not to damage the soil structure. We hold and intergenerational view. Our land is important that it is passed onto the next generation in a better condition than when we inherited it. The proposed rules mean that we would no longer be permitted activity, we urge the council to change it to a permitted activity. We strongly urge the council to remove this restriction, it is over regulatory and creates huge anxiety about the use of our land. The council should be careful about how it regulates activities. We urge the council to go back to the iwi and ask for a reconsideration, especially with our land and its uniqueness compared to other farms in the district. We have a farm management plan which we hope will be a way in which we will be able to continue to manage the farm in an effect way without regulation from the council.

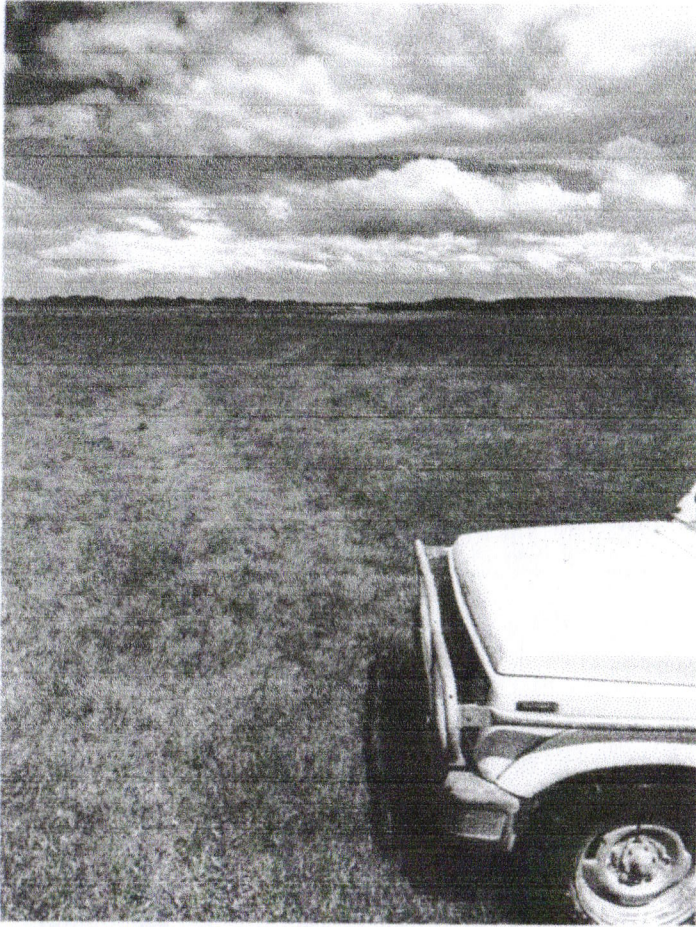
We have been doing the right management techniques of land for such a long time, treating the area like a CSA, unaware of what the stream meant. We hope the council can recognize that.

Riparian margins are also key to protecting crops, animals and land from being exposed to harsh weather conditions. They play a key role in ensuring that if planted correctly they can filter out toxins and nitrates, these are an important part of the farming practice, and we urge the council to reconsider their position on this. We need them in order to effectively and environmentally farm in a more sustainable way. Stock welfare is our utmost priority when we are farming our land.

We would also like to note that we are concerned about the roadside SNA's, the grass is growing very high and am concerned about it as a fire risk it poses to the area.



AWARUA CREEK ,



AWARUA CREEK.