



Timaru District Council
2 King George Place
Timaru 7910
Phone: 03 687 7200

Further submission in support of, or in opposition to, submission on the Proposed Timaru District Plan

Clause 8 of Schedule 1, Resource Management Act 1991

Further submissions close on Friday 4 August 2023 at 5pm

To: Timaru District Council

This is a further submission in support of, or in opposition to, a submission on the **Proposed Timaru District Plan**.

Full name of person making further submission:

New Zealand Frost Fans Limited

Organisation name and contact (if representing a group or organisation):

James R. Witham

Only certain persons can make a further submission. Please select the option that applies.

I am:

- a person representing a relevant aspect of the public interest;
- a person who has an interest in the proposal that is greater than the interest the general public has;
- the local authority for the relevant area.

Please explain why you come within the category selected above:

NZ Frost Fans operates its business in rural environments and as such is affected by regulatory arrangements in those locations. Further, New Zealand Frost Fans was a submitter to the provisions of the Proposed Timaru District Plan for matters associated with noise and the rural environment.

Hearing options

I wish to be heard in support of my further submission? Yes No

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

Yes No

Signature: James R Witham

Date: Click to enter text.

(of person making submission or person authorised to make decision on behalf)

PLEASE NOTE - A signature is not required if you submit this form electronically. By entering your name in the box above you are giving your authority for this application to proceed.

Electronic address for service of person making further submission: james.witham@frostboss.com

Telephone: [0274443922](tel:0274443922)

Postal address (or alternative method of service under section 352 of the Act): [1429 Omahu Road, Hastings, 4175](#)

Contact person: *[name and designation, if applicable]*: [James R. Witham](#)

You have served a copy of the further submission on the original submitter (this is required under the Resource Management Act 1991 Schedule 1, s8A(2) to be completed within 5 working days after it is served on the Timaru District Council)

Yes No

Further submissions close on Friday 4 August 2023 at 5pm.

Additional template for multiple further submission points

Name of person making further submission:						
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
Horticulture New Zealand	245.28	Inclusion of a definition of special audible characteristics.	Support	Addition supports appropriate implementation of NZ standards for noise	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.29	Deletion of the definition of 'versatile' and inclusion of the definitions of 'Highly Productive Soils'.	Support	Appropriately reflects the definitions in the NPS-HPL	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.32	Inclusion of a definition for 'Frost Fans'.	Support in part	Proposed definition does not provide for other associated features	Allow in full, with additions	Adopt as proposed, with the following addition: <u>...along with any necessary supporting devices and sensors to ensure suitable operation, including but not limited to anemometers, temperature sensors and telemetry devices</u>
Horticulture New Zealand	245.(40)	Amendments to SD-09 to include versatile soils and deletion of cl 2.	Support in part	Support inclusion of highly productive land in i. which reflects	Allow in part	Adopt the deletions and additions proposed by the submitter to i.
Horticulture New Zealand	245.63	Inclusion of class 1, 2 and 3 soils in the Versatile Soils Chapter	Support	Support as partially gives effect to NPS HPL	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.64	Inclusion of subclause 11 to SUB-O1	Support	Support as partially gives effect to NPS-HPL	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.65	Amendment to subclause 4 of SUB O3	Support	Support as partially gives effect to NPS-HPL	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.68	Amendment to SUB-P5 to include the words 'legally established primary production'.	Support in part	Support in part as protects legally established activities, but sh	Allow in full, with additions	Adopt as proposed, with the following addition: <u>...permitted and legally established....</u>
Horticulture New Zealand	245.71	Inclusion of a 30m setback for building platforms adjoining rural zones.	Support	Support as partially gives effect to NPS-HPL	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.81	Inclusions of a requirement Future Development Areas requiring the maintainance of Class 1, 2 and 3 soils for primary production.	Support in part	Support to the extent that it gives effect to the NPS-HPL	Allow in part	Adopt as proposed by submitter to the extent that it gives effect to the NPS-HPL
Horticulture New Zealand	245.83	Inclusion in FDA-P5 of provisions to avoid reverse sensitivity with primary production and avoiding highly productive land	Support	Support as partially gives effect to the NPS-HPL	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.84	Inclusion in FDA-P6 of provisions to avoid highly productive land.	Support	Support as partially gives effect to the NPS-HPL	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.(90)	Amending GRUZ and NOISE chapters to reflect working nature of rural areas.	Support	Support as reflects the character of the rural environment and	Allow in full	adopt as proposed by submitter - note that this is addressed futher later in submission.
Horticulture New Zealand	245.92	Amending NOISE-O2 to include the works 'or primary production activities in the rural zones'.	Support	Support as reflects the character of the rural environment and	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.94	Inclusion of a new noise policy NOISE-PX	Support in part	Support insofar as it gives effect to the NPS-HPL	Allow in full, with amendments	Adopt as proposed by submitter with the following amendments: <u>.....The operation of noisy equipment (in particular rural airstrips, audible bird scaring devices and frost fans) is provided for, and prioritised in rural environment, subject to appropriate controls.</u>
Horticulture New Zealand	245.95	Amendments to NOISE-P1 to include a focus on generation of noise consistent with the purpose of the zone the activity is located in.	Support in part	Support as reflects the character of the rural environment and	Allow in part, with amendment	Adopt as proposed by submitter with the following amendments: Enable the generation of noise when it is <u>consistent with the purpose, character and qualities of the zone that the activity is located in, and of a type, character and level that is appropriate</u> , having regard to: 1. the purpose, character and qualities of the zone that the activity is located in; 2. the nature, scale, frequency and duration of the noise generating activity; 3. methods of mitigation; and 4. the sensitivity of the surrounding environment, and; 5. <u>the priority given to land based primary production activities on highly productive land.(NZ Frost Fan Submission)</u>
Horticulture New Zealand	245.96	Deletion of 'located in higher noise environments' from NOISE-P5	Support in part oppose in part	Support the intent to make sensitive activities require mitigation	Disallow	Grant the relief proposed by NZ Frost Fans
Horticulture New Zealand	245.97	Inclusion of residential activity noise insulation rule NOISE-RX for dwellings within 300m of frost fans	Support	Support as reflects the character of the rural environment and	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.98	Inclusion of a new rule NOISE-RX for the operation of frost fans	Support in part oppose in part	Support the need to provide specific provisions for frost fans b	Allow in part	Allow the RD criteria in conjunction with the rules requested by NZ Frost Fans in their submission, excluding criteria 3 and criteria 2 insofar as visual effects are not accepted.
Horticulture New Zealand	245.(100)	Amendments to Table 24	Support	Support as reflects the character of the rural environment and	Allow in full	Adopt as proposed by submitter
Horticulture New Zealand	245.105	Additions and deletions to GRUZ-O1	Support in part	Support as reflects the character of the rural environment and	Allow in part	Adopt the following addition proposed by the submitter: <u>1. Rural character and amenity consistent with primary production.</u>
Horticulture New Zealand	245.107	Deletions and additions to GRUZ-O4	Support in part	Support primacy of primary production activities, but there are	Allow in part	Adopt relief as sought by NZ Frost Fans

Additional template for multiple further submission points

Name of person making further submission:						
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
Federated Farmers of New Zealand	182.21	Inclusion of a definition of land based primary production	Support	Addition supports implimentation of NPS-HPL	Allow in full	Adopt as proposed by submitter

Jane Marine

From: PDP
Sent: Wednesday, 23 August 2023 11:12 am
To: James Witham
Subject: SAVED CM: Timaru Proposed District Plan – further submission treated as late submission - New Zealand Frost Fans Limited

Record Number: 1619054

Hello James,

Thank you!

We recently received your further submission on behalf of New Zealand Frost Fans Limited, please accept this email as acknowledgement of its receipt. For reference, submitter details are **New Zealand Frost Fans Limited** and number: **255**

If you have ticked that you wish to be heard, we will be in touch in due course to let you know of the relevant hearing/s. Otherwise, you can keep up to date with future progress on our website <https://www.timaru.govt.nz/services/planning/district-plan/proposed-district-plan>

We remind you of the requirement to serve the further submissions, on the original submitter as you have undertaken to do on your Form 6.

Please note the further submissions on the Timaru Proposed District Plan closed at 5pm 11 August 2023. Further submissions received / completed after close of further submission are considered late submissions and will be considered by the Hearings Panel for their acceptance.

Thank you for your participation in the process.



Timaru District Council | PO Box 522 | Timaru 7940
P: 03 687 7200 | W: www.timaru.govt.nz

From: James Witham <james.witham@frostboss.com>
Sent: Tuesday, August 15, 2023 4:14 PM
To: PDP <pdp@timdc.govt.nz>
Subject: SAVED CM: Re: [External]RE: James Witham shared "Form-6-Further-Submission- Horticulture NZ Submitter 245 - Proposed Timaru District Plan" with you

Thanks Jane, sorry about the mix up, brain is fuzzy today

From: PDP <pdp@timdc.govt.nz>
Sent: Tuesday, August 15, 2023 4:05 PM
To: James Witham <james.witham@frostboss.com>
Subject: [External]RE: James Witham shared "Form-6-Further-Submission- Horticulture NZ Submitter 245 - Proposed Timaru District Plan" with you

Caution: This email originated from outside of our Group. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hello James,

The verification code is not being sent to the pdp@timdc.govt.nz email. Could you please resend the form 6 as an email attachment. Thank you.

regards

Jane



Timaru District Council | PO Box 522 | Timaru 7940
P: 03 687 7200 | W: www.timaru.govt.nz

From: James Witham <james.witham@frostboss.com>

Sent: Tuesday, August 15, 2023 2:54 PM

To: PDP <pdp@timdc.govt.nz>

Subject: James Witham shared "Form-6-Further-Submission- Horticulture NZ Submitter 245 - Proposed Timaru District Plan" with you



James Witham shared a file with you

Please find attached NZ Frost fans further submission form as requested and as required by form 6 :)



Form-6-Further-Submission- Horticulture NZ Submitter 245 - Proposed Timaru District Plan



This link only works for the direct recipients of this message.

Open