



***Tasman Resource Management Plan***

**Plan Change 72**  
**Moorings and Coastal Structures**

**Plan Change Notified: 20 June 2020**

**Original Submissions**  
**incl. Submitter and Item Numbers**

**November 2020**

**Submitters  
on  
Plan Change 72  
Mooring and Coastal Structures  
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# Submission on a Change to the Tasman Resource Management Plan (TRMP)

**Return your submission by the advertised closing date to:**  
 Environmental Policy  
 Tasman District Council  
 Private Bag 4, Richmond 7050 OR  
 189 Queen Street, Richmond OR  
 Fax 03 543 9524 OR  
 Email: tasmanrmp@tasman.govt.nz

**OFFICE USE**

Date received stamp:

**Note:**

1. This form is only for the purpose of making a submission on the Plan. It is NOT for making a further submission (i.e. in support or opposition to an original submission) or for making a submission on a resource consent or on Council's Annual Plan.
2. It is not mandatory to use either the cover or content sheet of this form, however your submission must be in writing and provide the necessary information as indicated on the form, e.g., what is supported or opposed, the reason why and the decision sought, contact details, etc.
3. Council cannot accept a submission that does not clearly indicate what a submitter wishes Council to do (i.e. Council makes a decision to refuse, amend or accept the changes). Please include specific recommendations if amendments are sought. Council also cannot accept a submission that does not relate specifically to the Plan Change. In these cases, the submission may be considered 'Out of Scope' and may not be considered further.

Initials: \_\_\_\_\_

Submitter No. 327

Submitter Name: Golden Bay Marine Farmers Consortium Limited ("GBMFCL")  
 (organisation/individual)

Representative/Contact: W J Wallace  
 (if different from above)

**Postal Address:**

Main Road  
 Pakawau  
 RD 1  
 Collingwood  
 Golden Bay

Phone: 027 231 1066

Fax: -

Email: bill.wol@extra.co.nz

Date: 9 July 2020

Postal address for service of person making submission:  
 (if different from above)

PO Box 827  
 Nelson 7040

Total number of pages submitted (including this page):

Signed:

Signature of submitter (or person authorised to sign on behalf of submitter). NOTE: A signature is not required if you make your submission by electronic means.

*Golden Bay Marine Farmers Consortium Ltd by its authorised person*

**IMPORTANT – Please state:**

This submission relates to Change No.: 72

Change Title/Subject: Moorings and Coastal Structures

I/we wish to be heard in support of my/our submission.

I/we would be prepared to consider presenting my/our submission in a joint case with others making a similar submission at any hearings.

Could you gain an advantage in trade competition through this submission? (tick one)  Yes  No

If 'Yes' are you directly affected by an effect of the subject matter of this submission that:

(a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition?

(tick one)  Yes  No

05/19

**Remember: Attach this Cover Sheet to as many Content Sheets as required.**

# Submission on a Change to the Tasman Resource Management Plan

## CONTENT SHEET

Sheet No.	2	of	3
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Continue on another Content Sheet, if required, and then attach the Cover Sheet to all Content Sheets.

OFFICE USE Submitter Number: 327

**The whole Plan Change (Please tick as applicable)**

- I support the Plan Change and seek that the Council retains it in its entirety.
- I oppose the Plan Change and seek that the Council deletes it in its entirety.
- I support in part specific aspects/provisions of the Plan Change as indicated below.
- I oppose in part specific aspects/provisions of the Plan Change and seek amendments as indicated below. ①

OFFICE USE: Submission No.

**Parts of the Plan Change (Please list each provision number of the TRMP you wish to submit on, together with its corresponding submission point, as indicated below)**

Plan provision or map number(s): <i>State each specific provision (topic) number as addressed in the Plan Change</i>	The aspect of the provisions I support or oppose, together with reasons, are: <i>State the nature of each submission point and indicate whether you:</i> • support or oppose the provision or wish to have it amended; and • the reasons for your view	I seek that Council retains/deletes/replaces/amends the specific Plan Change provisions as follows:  <i>For each submission point/provision number, state, specifically, what changes you would like to see.</i>
---	--	--

**Example:**

17.5.3.1(ca)(iii)	I oppose the restriction of ... because ...	Delete and replace condition 17.5.3.1(ca)(iii) with:
Chapter 2 Meanings of Words	"Craft" is not defined, and thus it is not clear whether it applies to all contrivances using the water surface, does it extend to rafts or other structures.	Provide clear definition.  It could left as it is include marine farming vessels temporarily "moored" while harvesting, or vessels dropping off passengers such as walkers in the National Park.
20.1.20 "Methods of Implementation"	Refers to:  "Rules that regulate construction and operation of structures in the Coastal Marine Area"	Given the context of this change (see 25.1.2.1, 25.1.2.3) this should refer to  "Rules that regulate construction and operation of structures in the Coastal Marine Area relating to craft" so as to distinguish from marine farming and spat catching structures and their operation.
Chapter 2 Meaning of Words	There is no definition of "mooring" and the rules could inadvertently impact on marine farming and spat catching	Add definition.  "Mooring means any weight or article placed in or on the foreshore or the bed of a waterway or in the Coastal Marine Area for the purposes of securing a vessel, raft, water craft, air craft or floating structure and includes any wire, rope, chain, buoy or other device attached or connected to the weight. "Mooring" may include a system of weights and attachments for the same purpose but does not include an anchor that is normally removed with the vessel, raft, water craft, air craft or floating structures, and does not include any rafts, floating structures, anchors, weights, ropes, chains or buoys or other devices connected to the buoy which form part of an aquaculture operation, which are authorised by a Coastal Permit issued under the provision of the Tasman Resource Management Plan or the Resource Management Act 1991".

②  
③  
④



<p>Tasman District Council Email info@tasman.govt.nz Website www.tasman.govt.nz 24 hour assistance</p>	<p>Richmond 189 Queen Street Private Bag 4 Richmond 7050 New Zealand Phone 03 543 8400 Fax 03 543 9524</p>	<p>Murchison 92 Fairfax Street Murchison 7007 New Zealand Phone 03 523 1013 Fax 03 523 1012</p>	<p>Motueka 7 Hickmott Place PO Box 123 Motueka 7143 New Zealand Phone 03 528 2022 Fax 03 528 9751</p>	<p>Takaka 78 Commercial Street PO Box 74 Takaka 7142 New Zealand Phone 03 525 0020 Fax 03 525 9972</p>
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15243 Hothouse Creative

# Submission on a Change to the Tasman Resource Management Plan

<b>CONTENT SHEET</b>			
Sheet No.	3	of	3

*Continue on another Content Sheet, if required, and then attach the Cover Sheet to all Content Sheets.*

**OFFICE USE** Submitter Number: **327**

**The whole Plan Change** (Please tick as applicable)

I support the Plan Change and seek that the Council **retains** it in its entirety.  
 I **oppose** the Plan Change and seek that the Council **deletes** it in its entirety.  
 I **support in part** specific aspects/provisions of the Plan Change as indicated below.  
 I **oppose in part** specific aspects/provisions of the Plan Change and seek amendments as indicated below.

OFFICE USE  
Submission No.

**Parts of the Plan Change** (Please list each provision number of the TRMP you wish to submit on, together with its corresponding submission point, as indicated below)

Plan provision or map number(s): <i>State each specific provision (topic) number as addressed in the Plan Change</i>	The aspect of the provisions I support or oppose, together with reasons, are: <i>State the nature of each submission point and indicate whether you:</i> <ul style="list-style-type: none"> <li>• support or oppose the provision or wish to have it amended;</li> <li>and</li> <li>• the reasons for your view</li> </ul>	I seek that Council retains/deletes/replaces/amends the specific Plan Change provisions as follows: <i>For each submission point/provision number, state, specifically, what changes you would like to see.</i>
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**Example:**

17.5.3.1(ca)(iii)	I oppose the restriction of ... because ...	Delete and replace condition 17.5.3.1(ca)(iii) with:
21.3.2 Objective	Fails to recognise marine farming in the Coastal Area.	Add  "... but recognising aquaculture and its structures within the Coastal Marine Area."

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# Submission on a Change to the Tasman Resource Management Plan (TRMP)

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Return your submission by the advertised closing date to:

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Tasman District Council  
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Email: [tasmanrmp@tasman.govt.nz](mailto:tasmanrmp@tasman.govt.nz)

**OFFICE USE**

Date received stamp:

Rec'd 27/7/20

Initials:

*RL*

Submitter No.

529

Submitter Name: Motueka Yacht & Cruising Club  
(organisation/individual)

Representative/Contact: Ross Loveridge, Secretary  
(if different from above)

Postal Address:

Ward St  
Motueka ~

Phone: 021 688 376

Fax:

Email: ross.loveridge@xtra.co.nz

Date: 24/7/20

Postal address for service of person making submission:  
(if different from above)

Total number of pages submitted (including this page):

Signed:

Signature of submitter (or person authorised to sign on behalf of submitter). *NOTE: A signature is not required if you make your submission by electronic means.*

## IMPORTANT – Please state:

This submission relates to Change No.: 72

Change Title/Subject: Moorings and Coastal Structures

I/we wish to be heard in support of my/our submission.

I/we would be prepared to consider presenting my/our submission in a joint case with others making a similar submission at any hearings.

Could you gain an advantage in trade competition through this submission? (tick one)  Yes  No

If 'Yes' are you directly affected by an effect of the subject matter of this submission that:

(a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition?

(tick one)  Yes  No

**Remember:** Attach this Cover Sheet to as many Content Sheets as required.

05/19

## Submission on Plan Change No 72

### Mooring and Coastal Structures

Ross Loveridge  
 Secretary  
 Motueka Yacht & Cruising Club  
[ross.loveridge@xtra.co.nz](mailto:ross.loveridge@xtra.co.nz)  
 021 688 376

#### Overview

- The Motueka Yacht & Cruising Club supports an improved system where individual applications under the TRMP are not required to establish or change a mooring within a mooring area.
- The Motueka 2 mooring area as suggested impinges on the area Motueka Yacht & Cruising Club regular use for sailing activity and we suggest it is moved further north.
- We are concerned that there is no requirement for vessels in mooring areas to be in serviceable and seaworthy condition. A poorly kept vessel becomes a danger to those around it as well as the environment. It also presents the boating community and council's management of moorings in a poor light. Mooring areas should not be for cheap storage of derelict boats.

#### Specific Submissions

- 20.1.20.1 Regulatory. In establishing the Mooring Areas there seems to be an oversight in not recognising existing use in particular of the Motueka 2 and Otuwhero Inlet- Marahau estuaries for small boat sailing. The Motueka Yacht & Cruising Club conducts organise sailing and racing on the Motueka estuary from the Salt Water Baths every second Saturday over summer and has a history of this over 50 years. With the limited width of deep water and the prevailing northerly sea breeze, tacking upwind utilises the whole width of available water. With the current 10 boats informally moored on the estuary there is space to sail between them but if the area as proposed is more densely moored it would present significant constraint, especially for beginner sailors. One of the criteria for establishing a Mooring Area is that it does not restrict the current public uses of that area. (P)
- 25.1 Structure and Occupation. **Add requirement for any vessel moored to be in a serviceable and seaworthy condition as managed by the Navigation Safety Bylaws should be added - this would go in as 25.1.2.1 (c)(iv)** (2)
- Planning Map 180B. Motueka 2.
  - The suggested area impinges significantly on the area used by Motueka Yacht & Cruising Club for regular sailing session. For centre board dinghies the width of the estuary is restricted by the channel swinging towards the land opposite approximately 107 Trewavas St. If the mooring area is established as proposed this would restrict the sailing width to about 150 m which is too narrow for reasonable learn to sail and racing.
  - There are currently 10 vessels anchored/moored in this estuary and with the dispersed nature of the boats they can generally be sailed around. If there are more

moorings within the mooring area that become unrealistic and it effectively precludes any sailing in that area as a danger to both those sailing and to the moored vessels.

- Of the 10 current vessels; 3 vessels NEVER move, 1 vessel is a commercial vessel moored over winter, 1 seldom moves and 5 are used reasonably regularly.
- Of the 6 vessels that ever move, 4 are moored outside the proposed mooring area.
- Motueka Yacht & Cruising Club supports the creation of a mooring area
- **The mooring area should be moved further north, to start opposite 77 Trewavas St (instead of 107 Trewavas St) and finish in the north at 23 Trewavas St (from 53 Trewavas St).**
- This would reduce the impact on existing use by sailors and align more closely with the area currently used by informal moorings. Motueka Yacht & Cruising Club would be happy to meet with TDC staff to explain the issues and discuss solutions.

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Rec'd 24/7/20  
*[Signature]*

849



HERITAGE NEW ZEALAND  
POUHERE TAONGA

Tairangahia a tua whakarere;  
Tatakihia nga reanga o amuri ake nei  
Honouring the past; Inspiring the future

24 July 2020

Environmental Policy  
Tasman District Council  
Private Bag 4  
Richmond 7050  
[tasmanrmp@tasman.govt.nz](mailto:tasmanrmp@tasman.govt.nz)

Dear Sir or Madam

**FORM 5: SUBMISSION OF HERITAGE NEW ZEALAND POUHERE TAONGA on PLAN CHANGE 72 –  
MOORINGS AND COASTAL STRUCTURES**

- 1. Introduction:** Heritage New Zealand Pouhere Taonga (HNZPT) is an autonomous Crown Entity with statutory responsibility under the Heritage New Zealand Pouhere Taonga Act 2014 (HNZPTA) for the identification, protection, preservation and conservation of New Zealand's historical and cultural heritage. Heritage New Zealand welcomes the opportunity to make this submission on the proposed plan change
- 2. Heritage New Zealand could not gain an advantage in trade competition through this submission.**
- 3. The specific provisions of the PC72 that Heritage New Zealand's submission relates to are detailed in the table below.**
- 4. Heritage New Zealand seeks the decision as detailed in the table below.**
- 5. Heritage New Zealand wishes to be heard in support of our submission.**

Yours sincerely

Alison Dangerfield  
Area Manager, Central Region  
Heritage New Zealand Pouhere Taonga

**Address for service****Heritage New Zealand Pouhere Taonga****Central Region****PO Box 2629****Wellington 6140****Ph: 04 494 8325****Contact person: Dean Raymond, Planner****Email: [draymond@heritage.org.nz](mailto:draymond@heritage.org.nz)**

Proposed Plan Provision	Support or Oppose	Reasons for submission	Relief Sought
Policy 21.1.3.5	Support	There is some inconsistency between the policies and proposed rules.	Strikeout: <del>abc</del> = delete Underline: <u>abc</u> = addition (or similar wording to give effect to relief sought and any consequential changes)
Policy 21.2.3.6		The policies refer to removal of structures except where the structure has <i>heritage or cultural value</i> , whereas the proposed rule limits the exception to items in the Heritage New Zealand List or the Plan Schedule.	No change
Policy 21.3.3.2		We address this issue with reference to changes sought to proposed rule 25.1.5.6A	
Policy 21.6.3.4			
Rule 25.1.2.1 (d)	Support	The inclusion of maintenance and repair, using same or similar materials, as a permitted activity is supported	No change
Rule 25.1.2.3	Neutral	This clause refers to rule 25.1.2.2 (controlled activities), which is proposed to be deleted. Refer instead to the permitted activity rule 25.1.2.1	...that does not comply with rule <del>25.1.2.2</del> <u>25.1.2.1</u> , is a discretionary activity, ...
25.1.2.3 matters for consideration (q) effects on any heritage or cultural values	Support	Support the inclusion of heritage and cultural values as a matter for consideration in assessment of resource consent applications	No change

- ①
- ②
- ③
- ④
- ⑤
- ⑥
- ⑦

<p>25.1.5.6A Permitted Activities (Removal of Structures) (f) The structure is not recorded on the New Zealand heritage List (in accordance with the Heritage New Zealand Pouhere Taonga Act 2014) or listed in Schedule 16.13</p>	<p>Oppose in part</p>	<p>It is highly likely that there are structures and sites within the Coastal Marine Area which have heritage and cultural values but are not on the schedule or the HNZPT List. There are also archaeological sites associated with pre-1900 human activity. Reference to archaeological sites in this rule will help to protect these sites from unintentional damage or destruction. <i>Cultural Heritage Site</i> is defined in the Plan with reference to the Heritage New Zealand Pouhere Taonga Act 2014. This is appropriate to reference here. We are also suggesting a change to wording to more accurately and concisely refer to the Heritage New Zealand List. We consider that it is appropriate to include a note to draw attention to the archaeological authority process.</p>	<p>(f) The structure is not entered on the New Zealand Heritage List / Rārangī Kōrero recorded on the New Zealand Heritage List (in accordance with the Heritage New Zealand Pouhere Taonga Act 2014) or listed in Schedule 16.13A, or within a Cultural Heritage Site, including those listed in schedule 16.13D Note: Before undertaking any work that may affect an archaeological site (recorded or unrecorded) an authority is required from Heritage New Zealand. An archaeological site is defined in the <i>Heritage New Zealand Pouhere Taonga Act 2014</i> as any place in New Zealand (including buildings, structures or shipwrecks) that was associated with pre-1900 human activity, where there is evidence relating to the history of New Zealand that can be investigated using archaeological methods.</p>
<p>Schedule 25A (ii) boat ramps 21 Mangarakau adjoining derelict wharf</p>	<p>oppose</p>	<p>Wording should be consistent with the proposed change to entry for the wharf itself (11 Mangarakau Wharf) which has changed the description to <i>uncompleted wharf structure</i></p>	<p>Adjoining derelict uncompleted wharf</p>

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Rec'd 27/7/20

*[Signature]*

1050

**Friends of Nelson Haven & Tasman Bay Inc.**

[www.nelsonhaven.org.nz](http://www.nelsonhaven.org.nz) - [friendsnelsonhaven@gmail.com](mailto:friendsnelsonhaven@gmail.com)

**Re: Plan Changes 71 and 72 Tasman Resource Management Plan**

Submission from:

The Friends of Nelson Haven & Tasman Bay (Inc)

Contacts:

Helen Campbell

email: [maccam@ts.co.nz](mailto:maccam@ts.co.nz)

address: 8432 Wairau Valley Highway RD2 Nelson 7072

phone: 03 521 1148

copy to: [em@haven.org.nz](mailto:em@haven.org.nz)

We wish to be heard.

**Plan Change 71 -**

1. Amend the first paragraph as follows:

*Under the Resource Management Act 1991 (Act) regional councils are able to charge for the occupation of the coastal marine area (CMA). Coastal occupation charges cannot be imposed unless the charge is provided for in the regional coastal plan and ensure that private occupation of this public land is recognised, with the loss of public benefit adequately accounted and provided for. The funds raised by such charges can be used not only to mitigate, remedy or otherwise manage the actual or cumulative effects of activities in the area but also in the wider environment (a public benefit). There is no inherent right to occupy public space in the CMA: however, coastal occupation charges must not be imposed on a protected customary rights group or customary marine title group exercising a right under Part 3 of the Marine and Coastal Area (Takutai Moana) Act 2011.*

Continue with the second and following paragraphs.

**Plan Change 72**

**Preliminary Comments:**

**Friends support:**

- removal of derelict, poorly designed unconsented moorings. In the event of the latter, if they are in appropriate mooring areas and associated with a landowner/rate demand, relicensing/consenting must occur with the 12 month period following this part of the plan becoming operative OR removal will occur at the mooring owner's expense (1)
- consistent and sustainable design of mooring structures (2)
- wherever possible the establishment of public moorings. (3)

Friends have been involved in coastal and marine planning issues for Tasman District for many years. This included years of involvement with the Golden Bay Landscape Small Working Group, as well as providing expert evidence on biodiversity and natural character for individual instances and planning advice (for instance aquaculture, seawalls, cycle trails, discharges, and other coastal use and development proposals) and other issues associated with the coastal marine area.

We are therefore disappointed that much of the evidence provided to backup this plan change is either tightly focused on defined areas, produced for another council (MDC) or ignores previous reports prepared for council (e.g. landscape and natural character). In some instances these reports completely overlook areas where vessels moor illegally – e.g. Separation Point, Abel Tasman National Park, where the high natural values of the bryozoan beds are being devalued by constant activities, as well as where there are boating activities that may encourage other non-consented moorings (Abel Tasman Coastline including Ligar Bay, Waimea Inlet etc).

We are also disappointed that other coastal and marine structures such as boat ramps and jetties have not been considered at the same time as other structures in the coastal area have many of the same impacts, and in fact much of the Plan Change 72 (obliquely in some instances) also covers other “structures” no just moorings.

Examples of reports associated with Plan Change 72, and other existing (and available) reports include:

- Assessment of Shorebird Use of Proposed Boat Mooring sites at Otuwhero/Marahau and Motueka, David S. Melville April 2015. Other reports by (for instance) D. Melville, R. Schuckard and others) are available for the whole of the district.
- Tasman District: Boat Moorings and Coastal Structures: Visual, Natural Character And Landscape Effects Assessment, Brigid Gilbert, December 2018. Other reports including those of the Golden Bay SWG; Tasman District Coastal Environment Inland Boundary And Natural Character Mapping: Methodology And Summary Results: Victoria Ann Froude June 2013; and other reports by Kidson Consultants, Andrew Craig and Franks Boffa and more.....

- Biological Report In Relation To Proposed Mooring Areas Located Between Waimea Inlet And Whanganui Inlet: Biological Features, Habitats And Issues Research, Survey And Monitoring Report Number 806 Davidson Environmental Limited April 2015. Other reports include many by WRIGGLE Ltd (B. Robertson and L. Stevens) quoted extensively in Davidson Environmental and others.

The point we wish to make here is that all of these relevant documents are either commissioned by or provided to the Tasman District Council and it would have been a more appropriate use of resources to have these compiled "in-house".

**The limits of this work due to non-assessment of some areas must be acknowledged in the text of Plan Change 72.**

Plan Change 72 also needs to acknowledge that in order for Tasman District Council to "give effect" to the NZCPS 2010, areas that require recognition of various attributes will need to be identified in the Tasman Resource Management Plan. These will include areas of:

- Indigenous biological diversity (biodiversity); (Policy 11, NZCPS)
- Natural character (Policies 13 & 14) and
- Natural features and natural landscapes (Policy 15).

Until these areas are identified and appropriate overlays included in the Plan it cannot be regarded as "strategic" as required by Policy 7 of the NZCPS in that it has not identified areas where the activities being considered in this plan change may be "inappropriate" (Policy 7 (1)(b) (i) and (ii), and (2)). Thus a Precautionary approach (Policy 3) in relation to these areas must be taken. [We note that identification of these attributes may not necessarily preclude the existence of properly consented structures including moorings]. In order to provide a degree of certainty along with the current flexibility shown by the TRMP the council needs to ensure that overlays showing Outstanding Natural Landscapes and Features; Outstanding Natural Character; and Ecological Areas including areas of Indigenous Biodiversity and Significant Natural Areas, where adverse effects must be avoided; as well as natural landscapes and features and natural character and biodiversity that don't reach that high threshold; and Historic Heritage; Sites of Significance to Mana Whenua and relevant bylaws.

It is important to assess and map key coastal resources such as Outstanding Natural Landscapes (ONLs), Outstanding Natural Character Areas (ONCAs) and significant biodiversity areas. Mapping provides certainty for implementation including clarity about what provisions apply where. However, the coastal environment is very difficult to map and does not conform to a single line. We need to emphasise however, that we do recognise that a coastal environment 'line' is a management line rather than a biophysical line and provisions within plans need to reflect this.

Comments on Plan Change 72

Chapter & reference	Issue	Relief sought
<b>Chapter 2</b> 2.2 Defined Words: Commercial activity	Needs to include water-based activities	Include water based activities in meaning
<b>Chapter 20 Policies</b> 20.1.3.2A	(b) establishment of public moorings (c) unclear wording	(b) efficient use of public space (c) reword
20.1.3.2D	Missing word	Add "of" before "existing"
20.1.20.1 Methods of Implementation/Regulatory	(fa) the design of moorings should be included in bylaw	Include ", design" after "space"
<b>Chapter 21 Effects.... Etc</b> <b>NOTE: this heading needs changing to reflect the requirements of the RMA &amp; NZCPS: i.e. Natural Character, Natural Landscapes, Seascapes and Features, and Biodiversity</b> 21.0 Introduction 3 <sup>rd</sup> para on proposed plan	<b>Change heading of Chapter</b> Support new wording in general, however acknowledgment is needed that redundant structures cause environmental and aesthetic impacts.	<ul style="list-style-type: none"> <li>• <b>Change heading – include Natural Character, Natural Landscapes, Seascapes and Features, and Biodiversity</b></li> <li>• Support new wording</li> <li>• Add "and reduces environmental and aesthetic impacts" after "for other users".</li> </ul>
<b>21.1 Preservation of Natural Character – 21.1.3 Policies</b>	No reference is made to the requirements of NZCPS Policy 13 21.1.3.4 "coastal marine animals and plants" is clumsy 21.1.3.5 this policy SUPPORTED 21.1.3.6 this policy SUPPORTED	Replace 21.1.3.4: "coastal and marine fauna and flora" ADD new Policy : "To protect natural character by identifying areas of at least high natural character and mapping accordingly shown by overlay mapping in the Plan"
21.1.20 Methods of Implementation Regulatory 21.1.20.1	21.1.20.1 & 2 SUPPORT with changes	ADD new Rule: NEW "(a) Rules that avoid adverse effects of structures including moorings in areas of Outstanding Natural Character identified by overlays in the Plan.

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		Renumber and retain remainder	
<b>21.2 Protection of Habitats and Ecosystems</b>	The heading of this Chapter needs to be altered to include BIODIVERSITY	Add <i>"including Indigenous Biological Diversity - (biodiversity)</i>	19
21.2.2 Objectives 21.2.3 Policies	ADD new Objective and Policy to ensure <u>avoidance</u> of adverse effects on indigenous biological diversity and renumber accordingly 21.2.3.15 Support 21 21.2.3 18 Support BUT (e) 22 needs to cover the potential effects on marine habitats and ecosystems	Add new Objective: <i>"To ensure effects of moorings (and other structures) on areas of significant biodiversity are avoided"</i> . New Policy: <i>"To protect indigenous biodiversity by avoiding adverse effects on (and list Policy 11 (a) NZCPS) shown by overlay mapping in the Plan"</i> . Renumber accordingly (former) 21.2.3.15 Retain (former) 21.2.3 18 Retain, but Add <i>"nor affects marine habitats or ecosystems"</i> after <i>"adverse"</i> in (e)	20 24 23
21.2.20 Methods of Implementation	A new rule needs to be added to reflect the requirement of Council to identify areas of biodiversity and of significant biodiversity with map/overlays of areas that meet the requirements of Policy 11 (a) NZCPS.21.1.2.20 Support BUT (b) (iv) needs to cover the potential effects on marine habitats and ecosystems	21.2.20.1 New rule Regulatory <i>"(a) Rules that avoid adverse effects of structures including moorings in areas identified by overlays in the Plan in areas of significant indigenous biological diversity shown on overlays"</i> (and quote details of section 11(a) NZCPS relevant section). 21.2.20.1 Retain but ADD(b)(iv) <i>"nor affects marine habitats and ecosystems: after "adverse"</i>	25 27
<b>21.3 Protection of Landscapes, Seascapes and Natural Features</b>	21.3.2 Objective As this stands it does not reflect NZCPS Policy 15 which requires identification of areas of natural landscapes/seascapes and features INCLUDING those with "outstanding"	21.3.2 Rephrase: <i>"Maintenance of the natural character and landscapes/seascapes of the coastal marine area and avoidance of any effects on Outstanding Natural Landscapes/Seascapes and</i>	28

	values and their <b>protection</b>	Features”
21.3.3 Policies	21.3.3.1 does not achieve the requirements of the NZCPS 21.3.3.2 Support	ADD new Policy: “To protect natural features and landscapes by avoiding adverse effects on (and list <b>Policy 15 (c) NZCPS</b> ) shown by overlay mapping in the Plan” 21.3.3.1 Add “and status” after “modification” 21.3.3.2 Retain
21.3.20 Methods of Implementation	21.3.20.1 Regulatory This does not meet the requirements of the NZCPS as there is no indication of the Council’s responsibility to identify areas of natural landscapes/seascapes and features.	ADD a new Regulatory feature and renumber consequently. NEW “(a) Rules that avoid adverse effects of structures including moorings in areas of Outstanding Natural Landscapes/Seascapes and Features identified by overlays in the Plan. .” Renumber current (a) and (b) as (b) and (c).
21.6 Effects on Public Access	21.6.1 Issue. Public access may also affect adversely natural features and potentially natural landscapes.	21.6.1. Add “natural features and landscapes” after “natural character” to list
21.6.2 Objective	21.6.2 (a) as above	21.6.2 Add “natural features and landscapes”
21.6.3 Policies	21.6.3.6 Support but needs to be a requirement.	21.6.3.6 Retain but in (a) and (b) change “encouraging” to “requiring”
21.6.20 Methods of Implementation	21.6.20.1 Regulatory Support in general with minor changes to comply with legislation (38)	Add to (b) “and along” after “across” (c) Add “natural landscapes and features” after “character”
<b>Chapter 25 Coastal Marine Area Rules</b> 25.1.2.1 Permitted Activities (Structures Relating to Craft) 25.1.2.3 Discretionary (42)	All of these sections need to begin with ensuring that the activity (whatever it is) does not contravene any other rule in the plan	ADD new (a) to all sections and revise 25.1.2. 1(a) to state: “(a) The activity does not contravene any other applicable rule in this Plan”

(29)

(30)

(31)

(32)

(33)

(34)

(35)

(36)

(37)

(39)

(40)

(41)

(42+43)

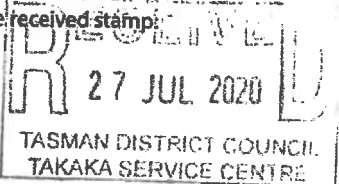
<p>Activities (Structures Relating to Craft)</p> <p>25.1.5.6A Permitted Activities (Removal of Structures) <b>43</b></p>		
<p>25.1.20 <b>Principal Reasons for Rules Structures for launching.... etc</b></p>	<p>We note that this section includes much more than just moorings. As it stands it indicates that ALL unauthorised structures have permitted status. Surely this is not the intention – for example a unauthorised falling down boat house would arguably be “permitted”.</p> <p>Structural integrity is important for moorings as well as other coastal structures (yet to be covered).</p> <p>Additionally new structures cannot be established in areas of Outstanding Natural Character (NZCPS Policy 13); Outstanding Natural Landscapes/Seascapes and Features (NZCPS Policy 15) and significant Indigenous diversity (NZCPS Policy 11)</p>	<p>Reinsert “<i>details of their structural integrity</i>” before “<i>to Council</i>”.</p> <p>Then last sentence in that very long paragraph (which should be broken up to make more sense) should be changed to read:” <i>All new structures require consent which will not be granted if in areas identified as Outstanding Natural Character, Outstanding Natural Landscapes/Seascapes or features or with significant biodiversity values in accordance with Policy 11 of the NZCPS.</i></p> <p><b>44</b></p> <p><b>45</b></p> <p><b>46</b></p>

**COVER SHEET**

# Submission on a Change to the Tasman Resource Management Plan (TRMP)

Return your submission by the advertised closing date to:  
 Environmental Policy  
 Tasman District Council  
 Private Bag 4, Richmond 7050 OR  
 189 Queen Street, Richmond OR  
 Fax 03 543 9524 OR  
 Email: tasmanrmp@tasman.govt.nz

**OFFICE USE**

Date received stamp:  


**Note:**

1. This form is only for the purpose of making a submission on the Plan. It is NOT for making a further submission (i.e. in support or opposition to an original submission) or for making a submission on a resource consent or on Council's Annual Plan.
2. It is not mandatory to use either the cover or content sheet of this form, however your submission must be in writing and provide the necessary information as indicated on the form, e.g., what is supported or opposed, the reason why and the decision sought, contact details, etc.
3. Council cannot accept a submission that does not clearly indicate what a submitter wishes Council to do (i.e. Council makes a decision to refuse, amend or accept the changes). Please include specific recommendations if amendments are sought. Council also cannot accept a submission that does not relate specifically to the Plan Change. In these cases, the submission may be considered 'Out of Scope' and may not be considered further.

Initials: \_\_\_\_\_

Submitter No. 2852

Submitter Name: Trevor Riley  
 (organisation/individual)

Representative/Contact: \_\_\_\_\_  
 (if different from above)

Postal Address: 1082 Tak - Collingwood Hwy  
RD2  
Takaka.

Phone: 03 5 248 248  
 Fax: \_\_\_\_\_  
 Email: \_\_\_\_\_  
 Date: 27 July 2020

Postal address for service of person making submission: \_\_\_\_\_  
 (if different from above)

Total number of pages submitted (including this page): 2

\_\_\_\_\_

Signed: To Ho Riley  
 Signature of submitter or person authorised to sign on behalf of submitter. NOTE: A signature is not required if you make your submission by electronic means.

**IMPORTANT - Please state:**

This submission relates to Change No.: 71 & 72

Change Title/Subject: 71 Coastal Occupation charges, 72 Mooring & Coastal Structures.

- I/we wish to be heard in support of my/our submission. \* where? Takaka? and C.  
 I/we would be prepared to consider presenting my/our submission in a joint case with others making a similar submission at any hearings.

Could you gain an advantage in trade competition through this submission? (tick one)  Yes  No

If 'Yes' are you directly affected by an effect of the subject matter of this submission that:

- (a) adversely affects the environment; and  
 (b) does not relate to trade competition or the effects of trade competition?  
 (tick one)  Yes  No

\* depends upon your workload.  
 ~ could be in Richmond if your schedule is restricted 06/19  
 With thanks To R.

Remember: Attach this Cover Sheet to as many Content Sheets as required.

# Submission on a Change to the Tasman Resource Management Plan

## CONTENT SHEET

Please attach the Cover Sheet to your Content Sheet(s) outlining your submission request(s).

Continue on another Content Sheet, if required.

Sheet No.

of

OFFICE USE Submitter Number: 2852

The whole Plan Change (Please tick as applicable)

- I support the Plan Change and seek that the Council retains it in its entirety. ①
- I oppose the Plan Change and seek that the Council deletes it in its entirety.
- I support in part specific aspects/provisions of the Plan Change as indicated below.
- I oppose in part specific aspects/provisions of the Plan Change and seek amendments as indicated below.

Parts of the Plan Change (Please list each provision number of the TRMP you wish to submit on, together with its corresponding submission point, as indicated below)

Plan provision or map number(s): <i>State each specific provision (topic) number as addressed in the Plan Change</i>	The aspect of the provisions I support or oppose, together with reasons, are: <i>State the nature of each submission point and indicate whether you:</i> <ul style="list-style-type: none"> <li>support or oppose the provision or wish to have it amended; and</li> <li>the reasons for your view</li> </ul>	I seek that Council retain/delete/replace/amend the specific Plan Change provision as follows: <i>For each submission point/provision number, state, specifically, what changes you would like to see.</i>
---	--	---

Example:

17.5.3.1(ca)(iii)	I oppose the restriction of ... because ...	Delete and replace condition 17.5.3.1(ca)(iii) with:
-------------------	---	--

OFFICE USE  
Submission No.

Feel free to contact us:



**Tasman District Council**  
Email [info@tasman.govt.nz](mailto:info@tasman.govt.nz)  
Website [www.tasman.govt.nz](http://www.tasman.govt.nz)  
24 hour assistance

**Richmond**  
189 Queen Street  
Private Bag 4  
Richmond 7050  
New Zealand  
Phone 03 543 8400  
Fax 03 543 9524

**Murchison**  
92 Fairfax Street  
Murchison 7007  
New Zealand  
Phone 03 523 1019  
Fax 03 523 1012

**Motueka**  
7 Hickmott Place  
PO Box 123  
Motueka 7143  
New Zealand  
Phone 03 528 2022  
Fax 03 528 9751

**Takaka**  
78 Commercial Street  
PO Box 74  
Takaka 7142  
New Zealand  
Phone 03 525 0020  
Fax 03 525 9972

23<sup>rd</sup> July 2020

~~6171~~  
2971

To. Tania Bray  
Environmental Policy Planner  
Tasman District Council.

From. Torrent Bay Township Committee. % PO Box 6032, Riwaaka 7146

**FURTHER SUBMISSION ON A CHANGE TO TASMAN RESOURCE PLAN, AND STATEMENT OF PROPOSAL FOR THE MOORING AREA BYLAW.**

**IN REGARDS TO PROPOSED PLAN CHANGES.**

Having read through the proposed changes & after our joint committee meeting with you & other TDC representatives last Monday 20<sup>th</sup> July, we would like to make the following submissions.

**PLAN CHANGE 71. Coastal Occupation Charges.**

We are in favour of the proposed changes.

**PLAN CHANGE 72. Moorings and Coastal Structures.**

We are in favour of the majority of the proposed changes.

It is important that Moorings and Structures be legalised and consented,  
We agree that all users and owners of Moorings and Structures be identified.

Those who are identified that currently have unconsented moorings or structures, should have the opportunity to legalise them.

After given a reasonable chance to do so, and haven't taken the opportunity, the unconsented mooring or structure should be removed.

**We Agree with the Proposal in relation to C72 S32**

**Page 34 9.1.10. Mooring and Structures.**

That the Management Plan considers that Moorings adjoining Private Land and Settlements is appropriate.

**11.6 Facilities and Structures.**

Those Structures at Torrent Bay that comply with the relevant provisions of the Plan should be legalised.

**5.1.1. We agree with Options 2,6,7,10.**

**5.1.4. We agree with Options 2 & 3.**

**5.1.5. We agree with Options 2& 3.**

**5.2.1. We agree with Options 2.**

We specially agree with Option 6. That it would be possible to establish Methods of Self Management.

**However, the rest of our submission, will mainly comment on the proposed changes etc. which are relative to Torrent Bay.**

**Glasgow Bay and Torrent Bay Estuary Lagoon.**

Only those with invested interests in Land Title at Torrent Bay or Glasgow Bay and to the extent that the cumulative effect of Moorings or Structures at each location is not adverse,

②

**In regards to Glasgow Bay.**

Almost all the present moorings have Resource Consents. Therefore not a problem. Any others should be removed.

②

**In regards to Torrent Bay Estuary Lagoon.**

1. The present Main Jetty and small Boat Ramp have Resource Consents. So no problem.

③

2. Regarding the Finger Jetty.

We agree with the Proposed Plan Change that the Finger Jetty becomes a Permitted Activity.

④

3. In regards to the present Pole Mooring Structures. We support the retention of these.

The 2 local launches that use them, have owned and maintained them for many years.

Both are adjoining Torrent Bay Property owners.

Both have consented Moorings in Glasgow Bay.

However, Glasgow Bay is not an all- weather safe mooring area. Therefore in conditions of hazardous and dangerous weather and seas in Glasgow Bay, both of these launches need to be able to go into the safe sheltered area of Torrent Bay Estuary Lagoon. Because this type of boat cannot rest on the bottom unaided at low tide, they need Pole Structures to hold them safely upright.

Both Structures have been there for 50+ years. Being located where they are, they have no adverse effect for other Residents activities, being either, boating and anchoring, Kayaking, Swimming, or the general use of that area to the General Public. They are situated well away from the busy general use areas around the Main Jetty and where most other Residents park their boats.

At this year's Torrent Bay Township Committees AGM, a motion was passed by the Residents, that approved & endorsed the continued present use, and interests of these current 2 Structures in their present form and location.

⑤

**THE TORRENT BAY TOWNSHIP COMMITTEE, ON BEHALF OF THE RESIDENTS, WOULD LIKE TO BE ABLE TO SET UP SELF MANAGEMENT, FOR GLASGOW BAY AND TORRENT BAY ESTUARY LAGOON, INCLUDING LOCATIONS, SIZE OF BOATS AND TYPE OF MOORINGS AND STRUCTURES.**

Thank you for the opportunity to be able to make this Submission.

RONNIE WILKINS,  
SECRETARY, TORRENT BAY TOWNSHIP COMMITTEE.

# Submission on a Change to the Tasman Resource Management Plan (TRMP)

**Note:**

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Submitter Name: Nelson Pine Industries Limited  
(organisation/individual)

Representative/Contact: Deon Eden  
(if different from above)

Postal Address:  
520 Lower Queen Street, Richmond

Phone: 03 543 8800

Fax:

Email: deon.eden@nelsonpine.co.nz

Date: 25/6/20

Postal address for service of person making submission:  
(if different from above)

Total number of pages submitted (including this page):

Signed: 

Signature of submitter (or person authorised to sign on behalf of submitter). NOTE: A signature is not required if you make your submission by electronic means.

## IMPORTANT – Please state:

This submission relates to Change No.: 72

Change Title/Subject: Moorings and Coastal Structures

I/we wish to be heard in support of my/our submission.

I/we would be prepared to consider presenting my/our submission in a joint case with others making a similar submission at any hearings.

Could you gain an advantage in trade competition through this submission? (tick one)  Yes  No

If 'Yes' are you directly affected by an effect of the subject matter of this submission that:

(a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition?

(tick one)  Yes  No

**Remember:** Attach this Cover Sheet to as many Content Sheets as required.

## COVER SHEET

Return your submission by the advertised closing date to:

Environmental Policy  
Tasman District Council  
Private Bag 4, Richmond 7050 OR  
189 Queen Street, Richmond OR  
Fax 03 543 9524 OR  
Email: [tasmanrmp@tasman.govt.nz](mailto:tasmanrmp@tasman.govt.nz)

### OFFICE USE

Date received stamp:

Initials:

Submitter No. 3495



# Submission on a Change to the Tasman Resource Management Plan

## CONTENT SHEET

Continue on another Content Sheet, if required, and then attach the Cover Sheet to all Content Sheets.

Sheet No.		of	
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OFFICE USE Submitter Number: **3495**

The **whole** Plan Change (Please tick as applicable)

- I **support** the Plan Change and seek that the Council **retains** it in its entirety. ①
- I **oppose** the Plan Change and seek that the Council **deletes** it in its entirety.
- I **support in part** specific aspects/provisions of the Plan Change **as indicated below**.
- I **oppose in part** specific aspects/provisions of the Plan Change **and seek amendments as indicated below**.

OFFICE USE: Submission No.

**Parts of the Plan Change** (Please list each provision number of the TRMP you wish to submit on, together with its corresponding submission point, as indicated below)

Plan provision or map number(s): <i>State each specific provision (topic) number as addressed in the Plan Change</i>	The aspect of the provisions I support or oppose, together with reasons, are: <i>State the nature of each submission point and indicate whether you:</i> <ul style="list-style-type: none"> <li>• support or oppose the provision or wish to have it amended;</li> <li>and</li> <li>• the reasons for your view</li> </ul>	I seek that Council retains/deletes/replaces/amends the specific Plan Change provisions as follows: <i>For each submission point/provision number, state, specifically, what changes you would like to see.</i>
---	---	--

**Example:**

17.5.3.1(ca)(iii)	I oppose the restriction of ... because ...	Delete and replace condition 17.5.3.1(ca)(iii) with:
-------------------	---	--



Te Kaunihera o  
**te tai o Aorere**

Tasman District Council  
Email [info@tasman.govt.nz](mailto:info@tasman.govt.nz)  
Website [www.tasman.govt.nz](http://www.tasman.govt.nz)  
24 hour assistance

**Richmond**  
189 Queen Street  
Private Bag 4  
Richmond 7050  
New Zealand  
Phone 03 543 8400  
Fax 03 543 9524

**Murchison**  
92 Fairfax Street  
Murchison 7007  
New Zealand  
Phone 03 523 1013  
Fax 03 523 1012

**Motueka**  
7 Hickmott Place  
PO Box 123  
Motueka 7143  
New Zealand  
Phone 03 528 2022  
Fax 03 528 9751

**Takaka**  
78 Commercial Street  
PO Box 74  
Takaka 7142  
New Zealand  
Phone 03 525 0020  
Fax 03 525 9972

Rec'd 27/7/20  
JAW  
4127

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**Form 5: Submission on notified proposal for policy statement or plan, change or variation**

*Pursuant to clause 6 of the First Schedule of the Resource Management Act 1991*

---

**To:** Tasman District Council (the Council)

**Name of submitter:** Minister of Conservation (the Minister)

1. This is a submission on the following:

**Proposed Plan Change 72 to the Tasman Resource Management Plan**

2. I could not gain an advantage in trade competition through this submission.
3. The specific provisions of the proposal that my submission relates, and the detailed decisions sought to are set out in **Attachment 1** to this submission.
4. I seek the following decision from the Council:
- a. That the particular provisions of Proposed Plan Change 72 that I support, as identified in Attachment 1, are retained;
  - b. That the amendments, additions and deletions to Proposed Plan Change 72 sought in Attachments 1 are made; and
  - c. Further or alternative relief to like effect to that sought in 4. a. and 4. b. above.
5. The decisions sought in this submission are required to ensure that the Tasman Resource Management Plan:
- a. Gives effect to the New Zealand Coastal Policy Statement 2010;
  - b. Recognises and provides for the matters of national importance listed in section 6 of the Act and to has particular regard to the other matters in section 7 of the Act;
  - c. Promotes the sustainable management of natural and physical resources; and

d. The changes sought are necessary, appropriate and sound resource management practice.

6. I wish to be heard in support of my submission, and if others make a similar submission, I will consider presenting a joint case with them at the hearing.



Mark Townsend

Operations Manager

Motueka District

Department of Conservation

Acting pursuant to delegated authority on behalf of the Minister of Conservation

Date: 23/07/2020

Note: A copy of the Instrument of Delegation may be inspected at the Director-General's office at Conservation House Whare Kaupapa Atawhai, 18/32 Manners Street, Wellington 6011

**Address for service:**

Attn: Ken Murray, Planner

[kmurray@doc.govt.nz](mailto:kmurray@doc.govt.nz)

Cell phone: 0275734624

Department of Conservation

161 Cashel Street

Private Bag 4715

Christchurch Mail Centre

Christchurch 8140

**ATTACHMENT 1:**

**PROPOSED PLAN CHANGE 72 MOORINGS AND COASTAL STRUCTURES TO TASMAN RESOURCE MANAGEMENT PLAN  
SUBMISSION BY THE MINISTER OF CONSERVATION**

The Chapters that my submission relates to are set out in the table below. My submissions are set out immediately following these headings, together with the reason and the decision I seek from the Council.

The decision that has been requested may suggest new or revised wording for identified sections of the proposed plan. This wording is intended to be helpful but alternative wording of like effect may be equally acceptable. Text quoted from Proposed Plan Change 72 is shown in *italics*. The wording of relief sought shows new text as underlined and original text to be deleted as ~~struckthrough~~.

Unless specified in each-submission point, my reasons for supporting are that the provisions are consistent with the purposes of the Act.

PLAN PROVISION	SUPPORT/OPOSE	REASON	RELIEF SOUGHT
The Whole Plan Change	Support	<p>Gives effect to New Zealand Coastal Policy Statement 2010 and has regard to the provisions of the Abel Tasman Foreshore Scenic Reserve Management Plan.</p> <p><i>Chapter 20: The proposed chapter 20 provisions, in conjunction with the mooring bylaw, identify mooring areas in appropriate locations and encourage the efficient use of these mooring areas as permitted activities. These provisions and the associated bylaw give effect to New Zealand Coastal Policy Statement (NZCPS) policies including:</i></p> <ul style="list-style-type: none"> <li>• Policy 4 by integrating land use above and below MHWS;</li> <li>• Policy 6 by providing for moorings in</li> </ul>	<p>Retain the provisions of plan change 72 as notified with amendments as outlined below which will aid plan certainty, clarity and remove duplication of provisions.</p>

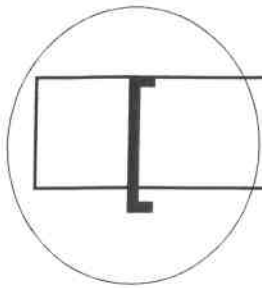
PLAN PROVISION	SUPPORT/OPOSE	REASON	RELIEF SOUGHT
		<p>appropriate areas; and</p> <ul style="list-style-type: none"> <li>Policy 5 by avoiding the placement of moorings in Westhaven (Te Tai Tapu) Marine Reserve and ensuring that provision for moorings adjacent to the Abel Tasman Foreshore Scenic Reserve is consistent with the management plan for the reserve.</li> </ul> <p><i>Chapter 21:</i> Removal of unauthorised, abandoned or redundant structures is an efficient use of coastal space and will assist in restoration of the natural character. The proposed changes therefore give effect to NZCPS including Policies 6 and 14.</p> <p><i>Rule 36.2.2.9:</i> encourages the removal of structures when the foreshore is dry. This gives effect to s6(c) and s70 RMA.</p>	
Schedule 25A Coastal Structures Permitted by Rule 25.1.2.1	Support	<p>The updating of the location of the structures provides for plan certainty.</p> <p>The listing of public structures updates the plan provisions.</p>	Retain as notified. <span style="float: right;">2</span>
Maps of mooring areas	Support	<p>These maps clearly identify the mooring areas. Particularly, the identification of the mooring area at Mangarakau Wharf outside the Westhaven (Te Tai Tapu) Marine Reserve.</p>	Retain as notified. <span style="float: right;">3</span>
<b>Amendments for clarification:</b>			
Policy 21.2.3.18 Method of Implementation Regulatory 21.2.20.1(b)(ii)	Support in part	<p>It is noted that due to the amendments there is duplication between Policy 22.2.3.18, Method of Implementation 21.2.20.1 Regulatory and</p>	<p>Retain as notified with the following amendments to Policy 21.2.3.18 (b) and Method of Implementation Regulatory 21.2.20.1(b)(ii) by the</p> <span style="float: right;">4</span> <span style="float: right;">5</span>

PLAN PROVISION	SUPPORT/OPOSE	REASON	RELIEF SOUGHT
		structures listed in Schedule 25A with regard to the two boat ramps at Totaranui. These provisions could therefore be simplified without changing their effect.	deletion of the words; <del>Two boat ramps at Totaranui.</del>
Deletion of Rule 25.1.1.2.2 (Controlled Activities)	Support in part	Rule 25.1.1.2.2 has been deleted. Reference to this rule in Rule 25.1.1.2.3 must be removed and replaced with Rule 25.1.1.2.1.	Rule 25.1.1.2.3 requires a consequential amendment to read as follows: ... <del>does not comply with Rule 25.1.1.2.2</del> 25.1.1.2.1
25.1.20 Principal Reasons for Rules	Support in part	Amendments are required to correctly name the act and regulations that determine ownership of structures. These are the Marine and Coastal Area (Takutai Moana) Act 2011 and the Marine and Coastal Area (Takutai Moana) Ownership of Structures Regulations 2015.	Amend 25.1.1.20 Principle reasons for Rules: ... <del>under the Marine and Coastal Area (Takutai Moana) Act 2011 and the Marine and Coastal Area (Takutai Moana) Ownership of Structures Regulations 2015...</del>

6

7

4127



**GOLDEN BAY RING ROAD FARMING/SPAT CATCHING LIMITED  
TASMAN BAY RING ROAD FARMING/SPAT CATCHING LIMITED**

P O Box 213, Blenheim

4166

15 July 2020

Tasman District Council

Private Bag 4

Richmond 7050

Dear Tania,

**TASMAN RESOURCE MANAGEMENT PLAN CHANGES, AND STATEMENT OF PROPOSAL FOR THE MOORING AREA**

**BYLAW**

This is a joint submission for the following parties;

- Golden Bay Ring Road Farming Limited
- Golden Bay Ring Road Spat Catching Limited
- Tasman Bay Ring Road Farming Limited
- Tasman Bay Ring Road Spat Catching Limited
- Amalgamated Mussels – Golden Bay Limited

The above parties;

1. Support the submission made by the Marine Farming Association 26 June 2020.
2. Support change 71, that a coastal occupation charging regime is not included in the Plan at this time.
3. That 'mooring' be added to the 'defined words' and it be made abundantly clear that a 'mooring' is not a marine farm anchor or any other component part of marine farm infrastructure. *Change 72* ①

Yours sincerely

Graeme Coates  
Director

*Graeme@aquaculturedirect.co.nz*

# Submission on a Change to the Tasman Resource Management Plan (TRMP)

Return your submission by the advertised closing date to:

Environmental Policy  
Tasman District Council  
Private Bag 4, Richmond 7050 OR  
189 Queen Street, Richmond OR  
Fax 03 543 9524 OR  
Email: tasmanrmp@tasman.govt.nz

**OFFICE USE**

Date received stamp:

*Rec'd 24/7/20*

Initials:

*MPM*

Submitter No.

*4167*

**Note:**

1. This form is only for the purpose of making a submission on the Plan. It is NOT for making a further submission (i.e. in support or opposition to an original submission) or for making a submission on a resource consent or on Council's Annual Plan.
2. It is not mandatory to use either the cover or content sheet of this form, however your submission must be in writing and provide the necessary information as indicated on the form, e.g., what is supported or opposed, the reason why and the decision sought, contact details, etc.
3. Council cannot accept a submission that does not clearly indicate what a submitter wishes Council to do (i.e. Council makes a decision to refuse, amend or accept the changes). Please include specific recommendations if amendments are sought. Council also cannot accept a submission that does not relate specifically to the Plan Change. In these cases, the submission may be considered 'Out of Scope' and may not be considered further.

Submitter Name:

**MICHAEL PAUL MOSLEY**

(organisation/individual)

Representative/Contact:

(if different from above)

Postal Address:

**59 TREWAVAS ST  
MOTUEKA 7120**

Phone:

**03-528-9599**

Fax:

Email:

**paul.mosley@gmail.com**

Date:

**20-7-2020**

Total number of pages submitted (including this page):

Signed: *Michael Mosley*  
Signature of submitter (or person authorised to sign on behalf of submitter). NOTE: A signature is not required if you make your submission by electronic means.

Postal address for service of person making submission:

(if different from above)

*(Empty box for postal address)*

**IMPORTANT - Please state:**

This submission relates to Change No.:

**72**

Change Title/Subject:

**MOORINGS & COASTAL STRUCTURES**

I/we wish to be heard in support of my/our submission.

I/we would be prepared to consider presenting my/our submission in a joint case with others making a similar submission at any hearings.

Could you gain an advantage in trade competition through this submission? (tick one)  Yes  No

If 'Yes' are you directly affected by an effect of the subject matter of this submission that:

(a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition?

(tick one)  Yes  No



# Submission on a Change to the Tasman Resource Management Plan

## CONTENT SHEET

Continue on another Content Sheet, if required, and then attach the Cover Sheet to all Content Sheets.

Sheet No.

1

of

3

OFFICE USE Submitter Number:

4167

The whole Plan Change (Please tick as applicable)

- I support the Plan Change and seek that the Council retains it in its entirety.  
 I oppose the Plan Change and seek that the Council deletes it in its entirety.  
 I support in part specific aspects/provisions of the Plan Change as indicated below.  
 I oppose in part specific aspects/provisions of the Plan Change and seek amendments as indicated below.

Parts of the Plan Change (Please list each provision number of the TRMP you wish to submit on, together with its corresponding submission point, as indicated below)

Plan provision or map number(s): <i>State each specific provision (topic) number as addressed in the Plan Change</i>	The aspect of the provisions I support or oppose, together with reasons, are: <i>State the nature of each submission point and indicate whether you:</i> <ul style="list-style-type: none"> <li>• support or oppose the provision or wish to have it amended; and</li> <li>• the reasons for your view</li> </ul>	I seek that Council retains/deletes/replaces/amends the specific Plan Change provisions as follows: <i>For each submission point/provision number, state, specifically, what changes you would like to see.</i>
---	--	--

Example:

17.5.3.1(ca)(iii)	I oppose the restriction of ... because ...	Delete and replace condition 17.5.3.1(ca)(iii) with:
-------------------	---	--

OFFICE USE:  
Submission No.



Te Kaunihera o  
**te tai o Aorere**

Tasman District Council  
Email [info@tasman.govt.nz](mailto:info@tasman.govt.nz)  
Website [www.tasman.govt.nz](http://www.tasman.govt.nz)  
24 hour assistance

Richmond  
189 Queen Street  
Private Bag 4  
Richmond 7050  
New Zealand  
Phone 03 543 8400  
Fax 03 543 9524

Murchison  
92 Fairfax Street  
Murchison 7007  
New Zealand  
Phone 03 523 1013  
Fax 03 523 1012

Motueka  
7 Hickmott Place  
PO Box 123  
Motueka 7143  
New Zealand  
Phone 03 528 2022  
Fax 03 528 9751

Takaka  
78 Commercial Street  
PO Box 74  
Takaka 7142  
New Zealand  
Phone 03 525 0020  
Fax 03 525 9972

① ② ③

20.1.3.2A, 20.1.3.2B, 20.1.3.2D. Supported

④ 20.1.3.2C. Opposed. As written, this paragraph could be used to prohibit all other uses of the area, and thereby give absolute priority to moorings over, for example, dinghy sailing or kayaking. It is quite inappropriate to favour the interests of a small number of boat owners above the interests of the general public. The paragraph either should be deleted in its entirety, or amended to make clear that uses of the water body such as dinghy sailing, kayaking, snorkeling, swimming, etc. are not to be excluded.

⑤ 21.0 New text supported.

⑥ 21.1.3.5 and 21.1.3.6. Supported. ⑦

⑧ 21.1.20.1 (d) and (e). Supported. ⑨

⑩ 21.2.3 and 21.2.20. All amendments supported. ⑪

⑫ 21.3.3. and 21.3.20. All amendments supported. ⑬

⑭ 21.6.3.1. Opposed. The meaning of the proposed amendment is unclear, so I can't suggest an alternative. It needs rewriting to be more specific.

⑮ 21.6.3.4. Supported ⑰

⑯ 21.6.3.5, 21.6.3.6. Opposed. I have no idea what is the expected relationship between a mooring area and public access. These two paragraphs need rewriting to make clear what the intent and expectation is.

⑱ 21.6.20.1 (h) and (i). Supported. ⑲

⑳ 25.1.2. All amendments supported.

25.1.5.6A. No comment.

36.2. No comment.

㉑ **Map 180B Motueka** Opposed. I oppose the designation of Motueka 2 Mooring Area, for the following reasons:

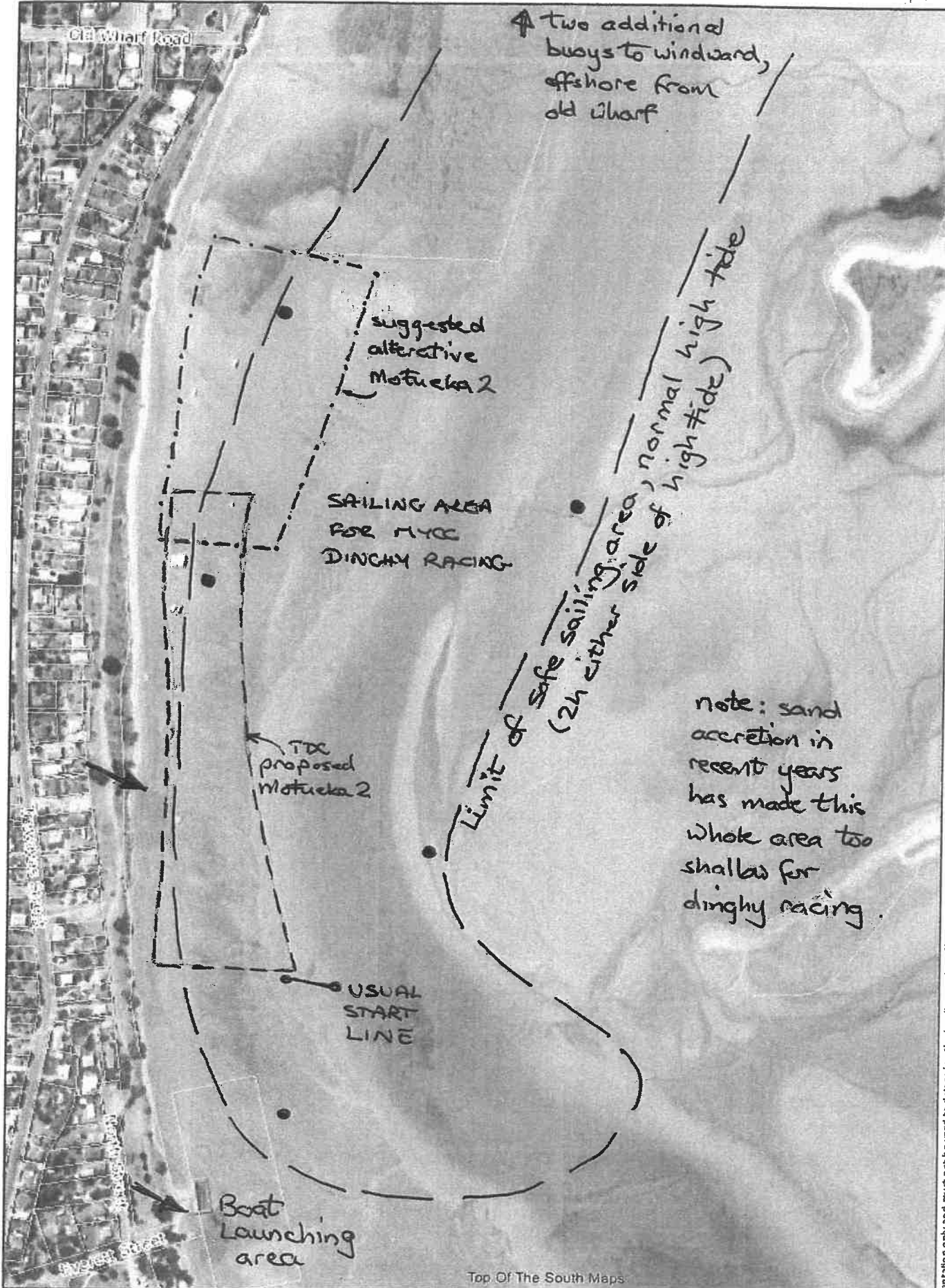
1. **Appropriate location.** Para 3 of Section 21.0, Introduction, states: "these areas have been assessed and identified as appropriate locations for the mooring of private and commercial craft." I do not consider that proposed mooring area Motueka 2 is in an appropriate location. It may be suitable for mooring boats, but it has significant negative implications for other users, as outlined below.
2. **Conflict between mooring and other users.** I draw attention to Objective 21.6.2 of the Plan:

*"Maintenance and enhancement of public access in the coastal marine area, including public passage or navigation: (a) while preserving natural character, and maintaining ecosystems, heritage, and amenity values; and (b) without undue hazard or loss of enjoyment as a result of private occupation or use of coastal marine space."*

I further refer to the statement in 20.1. Issue: *"The mooring or anchoring of craft within the coastal marine area can affect other activities on the surface of the water, particularly when the space occupied is excessive or inappropriately located."* Proposed mooring area Motueka 2 is inappropriately located, and it is entirely inconsistent with Objective 21.6.2, and policy 21.6.3.2 (*"To avoid, remedy or mitigate adverse effects of private occupation of space in the coastal marine area, having regard to the common right of public access to or in that area."*). My earlier submission provided detailed argument relating to the use of this area for dinghy sailing by members of Motueka Yacht and Cruising Club, and I also note that many other members of the public use this area (sailing, swimming, paddle-boarding, kayaking, etc.) If the mooring area becomes fully occupied by moored vessels, the sailing area will become unusable for dinghy sailing, and very unsatisfactory for other users. It appears that the proposed plan change and Bylaw are intended entirely for the benefit of people wishing to moor boats (at no cost to themselves), and ignore the interests of all other users of the Inlet. It is not possible to remedy or mitigate the adverse effects on rights of public access of mooring in this location; the only option is to avoid them, by not establishing mooring area Motueka 2 in the location proposed.

3. **Natural character.** I draw attention to policy 21.1.3.6: *"To minimize the adverse effects of moorings on natural character by identifying appropriate areas for mooring and encouraging mooring within those area."* and policy 21.3.3.1: *"To allow Mooring Areas and structures or physical modifications in the coastal marine area only where the effect on the natural components of landscape and seascape values of the area, including any contribution to any likely cumulative effect, is limited in extent and is consistent with the existing degree of landscape and seascape modification"*. Designation of mooring area Motueka 2 is inconsistent with these policies. To have a large number of moored boats just offshore from Trewavas Street Reserve will undoubtedly impact the natural character, landscape, and seascape values of the Inlet, and the view across to Motueka Sandspit (which is a DoC reserve). This is another example of why this proposed mooring area is inappropriate.
4. **Public access.** I draw attention to policy 21.6.3.5: *"To enable Mooring Areas to establish in appropriate locations where the structures will enhance public access to and along the coastal marine area."* I have no idea how mooring area Motueka 2 could enhance public access to and along the coastal marine area of and immediately offshore from Trewavas Street Reserve. As already outlined in (3) above, it will unquestionably limit public access to and use of the coastal marine area. If this policy is to be implemented, then designation of Motueka 2 is precluded.
5. **Alternative location for mooring.** In my earlier submission, I recommended that Motueka 2 should be moved northwards, to reduce the detrimental impacts on other users. This would also, to a degree, also address issues relating to natural character, landscape and seascape. However, Having considered the objectives and policies outlined in Plan Change 72, I consider that the public interest would be better served by relocating all existing moorings (which in any case do not have consents) to mooring area Motueka 1, and not designating Motueka 2 at all. Proposed moorings offshore from Trewavas Street Reserve should be subject to a publicly notified process for issuing consents.

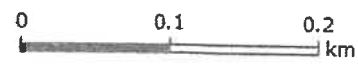
(21) In summary, I consider that proposed mooring area Motueka 2 should be removed from map 180B.



www.topofthesouthmaps.co.nz

The map is an approximate representation only and must not be used to determine the location or size of items shown, or to identify legal boundaries. To the extent permitted by law, the Tasman District Council and Nelson City Council, their employees, agents and contractors will not be liable for any omissions, damages or loss suffered as a result of the data or plan, and no warranty or representation of any kind is given as to the accuracy or completeness of the information represented. Top of the South Maps information is licensed under a Creative Commons Attribution 3.0 New Zealand License, and the use of any data or plan or any information downloaded must be in accordance with the terms of that licence. Cadastre and NZTop50 milled data is sourced from Land Information New Zealand

### Top of the South Maps



Scale: 1:5,000 @A4



23 July 2020



COVER SHEET

Return your submission by the advertised closing date to:
Environmental Policy
Tasman District Council
Private Bag 4, Richmond 7050 OR
189 Queen Street, Richmond OR
Fax 03 543 9524 OR
Email: tasmanrmp@tasman.govt.nz

Further Submission on any Original Submission on a Change to the Tasman Resource Management Plan

OFFICE USE

Date received stamp:

27/7/20 [Signature]

Initials:

Submitter No. 4168

Note:

- 1. This form is only for the purpose of supporting or opposing original submissions. It is NOT for making an original submission to the Plan, or for making a submission on a resource consent or on Council's Annual Plan.
2. You may only make a further submission if you or your organisation complies with the requirements below.

Tick to show that you or your organisation is:

- [ ] A person representing a relevant aspect of the public interest.
[ ] A person who has an interest in the proposed Plan Change greater than the general public.

Submitter Name: Chris Rutledge
(organisation/individual)

Representative/Contact:
(if different from above)

Postal Address:

18 Newhaven Cres
Makaha
Motueka

Phone: 0274 433 743

Fax:

Email: chris.kim@xtm.co.nz

Date:

Postal address for service of person making submission:
(if different from above)

184 Cockayne Rd
Ngairi
Wellington 6035

Total number of pages submitted (including this page): 2

Signed:

Signature of submitter (or person authorised to sign on behalf of submitter). NOTE: A signature is not required if you make your submission by electronic means.

Chris Rutledge

IMPORTANT - Please state:

This submission relates to Change No. 71 72 plus draft Mooring Area Bylaw

Change Title/Subject:

- [ ] Tick if you wish to be heard in support of your further submission.
[ ] Tick if you would be prepared to consider presenting your submission in a joint case with others making a similar submission at any hearings.

Remember:
1. Attach this Cover Sheet to as many Content Sheets as required.
2. Within five working days of sending this further submission to the Tasman District Council, send a copy of this further submission to the person who made the original submission.

# Submission on a Change to the Tasman Resource Management Plan

## CONTENT SHEET

Continue on another Content Sheet, if required, and then attach the Cover Sheet to all Content Sheets.

Sheet No.

2

of

2

OFFICE USE Submitter Number:

4168

OFFICE USE: Submission No.

The whole Plan Change (Please tick as applicable)

- I support the Plan Change and seek that the Council retains it in its entirety. ①
- I oppose the Plan Change and seek that the Council deletes it in its entirety.
- I support in part specific aspects/provisions of the Plan Change as indicated below.
- I oppose in part specific aspects/provisions of the Plan Change and seek amendments as indicated below.

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--	---	---

Example:

17.5.3.1(ca)(iii)	I oppose the restriction of ... because ...	Delete and replace condition 17.5.3.1(ca)(iii) with:



Te Kaunihera o  
**te tai o Aorere**

Tasman District Council  
Email [info@tasman.govt.nz](mailto:info@tasman.govt.nz)  
Website [www.tasman.govt.nz](http://www.tasman.govt.nz)  
24 hour assistance

Richmond  
189 Quern Street  
Private Bag 4  
Richmond 7050  
New Zealand  
Phone 03 543 8400  
Fax 03 543 9524

Murchison  
92 Fairfax Street  
Murchison 7007  
New Zealand  
Phone 03 523 1013  
Fax 03 523 1012

Motueka  
7 Hickmott Place  
PO Box 123  
Motueka 7143  
New Zealand  
Phone 03 528 2022  
Fax 03 528 9751

Talaka  
78 Commercial Street  
PO Box 74  
Takaka 7142  
New Zealand  
Phone 03 525 0020  
Fax 03 525 9972



# Submission on a Change to the Tasman Resource Management Plan (TRMP)

Return your submission by the advertised closing date to:  
Environmental Policy  
Tasman District Council  
Private Bag 4, Richmond 7050 OR  
189 Queen Street, Richmond OR  
Fax 03 543 9524 OR  
Email: [tasmanrmp@tasman.govt.nz](mailto:tasmanrmp@tasman.govt.nz)

## OFFICE USE

Date received stamp:

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Initials: \_\_\_\_\_

Submitter No. 4169

Submitter Name: Sanford Limited  
(organisation/individual)

Representative/Contact: Alison Undorf-Lay  
(if different from above)

### Postal Address:

PO Box 13  
Havelock 7150

Phone: 027 293 7795

Fax: \_\_\_\_\_

Email: aundorf-lay@sanford.co.nz

Date: 15 July 2020

Postal address for service of person making submission:  
(if different from above)

\_\_\_\_\_

Total number of pages submitted (including this page): \_\_\_\_\_

Signed: \_\_\_\_\_

Signature of submitter (or person authorised to sign on behalf of submitter). NOTE: A signature is not required if you make your submission by electronic means.

## IMPORTANT – Please state:

This submission relates to Change No.: 71 and 72

Change Title/Subject: 71: Coastal Occupation Charges and 72: Moorings & Coastal Structures

I/we wish to be heard in support of my/our submission.

I/we would be prepared to consider presenting my/our submission in a joint case with others making a similar submission at any hearings.

Could you gain an advantage in trade competition through this submission? (tick one)  Yes  No

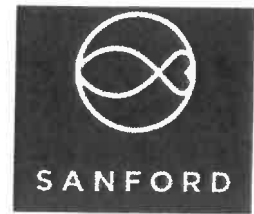
If 'Yes' are you directly affected by an effect of the subject matter of this submission that:

(a) adversely affects the environment; and

(b) does not relate to trade competition or the effects of trade competition?

(tick one)  Yes  No

Remember: Attach this Cover Sheet to as many Content Sheets as required.



4169

July 2020

### **Submission on the Tasman Resource Management Plan**

Sanford has an aquaculture business in Taman Region where we farm Greenshell mussels.

#### **Proposed Plan Change 71**

Sanford supports the Council not charging for use of the coastal marine area until all uncertainties are resolved. Sanford signals our desire to be involved in the consultation and engagement processes in the early development of this policy.

*Submission:* Support the Plan Change 71 in its entirety

*Relief:* No further action required.

#### **Proposed Plan Change 72**

Sanford owns mussel farm barges that have their home port as Havelock. Sanford vessels are unlikely to use public use swing moorings. Sanford hires temporary berthing facilities at Tarakohe on an as-needed basis.

Mussel farming is a consented activity. The conditions of the consent include the use of navigation marks and buoys, these moorings are for public awareness and navigation safety. The use of these marks are required by Maritime New Zealand and the Council, moorings are installed under the direction / approval of the Tasman Harbour Master. These moorings are required as part of the farm layout plan submitted and approved with the resource consent.

① *Submission* – Amend the planning provisions so that moorings associated with aquaculture activities are specifically exempt from Plan Change 72.

*Reason for our submission* - Sanford understands the purpose of the Plan Change 72 is to provide for public and private moorings at permitted mooring areas for recreational and commercial 'trailer' boats. The s32 analysis is silent in respect to aquaculture vessels.

*Relief sought* – Exclude from Plan Change moorings associated with aquaculture activities.

Sincerely

Alison Undorf-Lay

Contact details are Alison Undorf-Lay | [aundorf-lay@sanford.co.nz](mailto:aundorf-lay@sanford.co.nz) | 027 293 7795 | PO Box 13 Havelock 7150



**Pam Meadows**

---

**From:** Tania Bray  
**Sent:** Friday, 24 July 2020 3:00 pm  
**To:** Pam Meadows  
**Subject:** FW: SUBMISSION. MANAGEMENT PLAN CHANGES AND STATEMENT OF PROPOSAL FOR THE MOORING AREA BYLAW.  
**Attachments:** TORRENT BAY MOORINGS BYLAW SUBMISSION..docx

**Tania Bray** | Environment & Planning  
Environmental Policy Planner  
Extension 377 | DDI +64 3 543 7277

-----Original Message-----

**From:** Darryl Thomas <darrylthomas@xtra.co.nz>  
**Sent:** Thursday, 23 July 2020 3:21 pm  
**To:** Tania Bray <Tania.Bray@tasman.govt.nz>  
**Subject:** SUBMISSION. MANAGEMENT PLAN CHANGES AND STATEMENT OF PROPOSAL FOR THE MOORING AREA BYLAW.

Hi Tania.

Please accept my submission regarding the Proposal for the Mooring Area Bylaw.

I endorse and submit the attached submission from the Torrent Bay Township Committee. Has I was very much involved with the Torrent Bay Township Committee submission, I haven't really got anything further to add. Other than I formally support and agree with the submission and all that is included and said. So will you please accept it as my submission as well.

Many thanks for your time and effort and the many, many hours that you've put into this proposal.

Cheers

Darryl Thomas

Resident and Property Owner of Torrent Bay

PO Box 6032, Riwaka 7146

23<sup>rd</sup> July 2020

To. Tania Bray  
Environmental Policy Planner  
Tasman District Council.

From. Torrent Bay Township Committee.

**FURTHER SUBMISSION ON A CHANGE TO TASMAN RESOURCE PLAN, AND STATEMENT OF PROPOSAL FOR THE MOORING AREA BYLAW.**

**IN REGARDS TO PROPOSED PLAN CHANGES.**

Having read through the proposed changes & after our joint committee meeting with you & other TDC representatives last Monday 20<sup>th</sup> July, we would like to make the following submissions.

**PLAN CHANGE 71. Coastal Occupation Charges.**

We are in favour of the proposed changes.

**PLAN CHANGE 72. Moorings and Coastal Structures.**

We are in favour of the majority of the proposed changes.

It is important that Moorings and Structures be legalised and consented,

We agree that all users and owners of Moorings and Structures be identified.

Those who are identified that currently have unconsented moorings or structures, should have the opportunity to legalise them.

After given a reasonable chance to do so, and haven't taken the opportunity, the unconsented mooring or structure should be removed.

**We Agree with the Proposal in relation to C72 S32**

**Page 34 9.1.10. Mooring and Structures.**

That the Management Plan considers that Moorings adjoining Private Land and Settlements is appropriate.

**11.6 Facilities and Structures.**

Those Structures at Torrent Bay that comply with the relevant provisions of the Plan should be legalised.

**5.1.1. We agree with Options 2,6,7,10.**

**5.1.4. We agree with Options 2 & 3.**

**5.1.5. We agree with Options 2& 3.**

**5.2.1. We agree with Options 2.**

We specially agree with Option 6. That it would be possible to establish Methods of Self Management.

**However, the rest of our submission, will mainly comment on the proposed changes etc. which are relative to Torrent Bay.**

Glasgow Bay and Torrent Bay Estuary Lagoon.

Only those with invested interests in Land Title at Torrent Bay or Glasgow Bay and to the extent that the cumulative effect of Moorings or Structures at each location is not adverse, (1)

In regards to Glasgow Bay.

Almost all the present moorings have Resource Consents. Therefore not a problem. Any others should be removed. (1)

In regards to Torrent Bay Estuary Lagoon.

1. The present Main Jetty and small Boat Ramp have Resource Consents. So no problem. (2)

2. Regarding the Finger Jetty.

We agree with the Proposed Plan Change that the Finger Jetty becomes a Permitted Activity. (3)

3. In regards to the present Pole Mooring Structures. We support the retention of these. (4)

The 2 local launches that use them, have owned and maintained them for many years. Both are adjoining Torrent Bay Property owners.

Both have consented Moorings in Glasgow Bay.

However, Glasgow Bay is not an all- weather safe mooring area. Therefore in conditions of hazardous and dangerous weather and seas in Glasgow Bay, both of these launches need to be able to go into the safe sheltered area of Torrent Bay Estuary Lagoon. Because this type of boat cannot rest on the bottom unaided at low tide, they need Pole Structures to hold them safely upright.

Both Structures have been there for 50+ years. Being located where they are, they have no adverse effect for other Residents activities, being either, boating and anchoring, Kayaking, Swimming, or the general use of that area to the General Public. They are situated well away from the busy general use areas around the Main Jetty and where most other Residents park their boats.

At this year's Torrent Bay Township Committees AGM, a motion was passed by the Residents, that approved & endorsed the continued present use, and interests of these current 2 Structures in their present form and location.

THE TORRENT BAY TOWNSHIP COMMITTEE, ON BEHALF OF THE RESIDENTS, WOULD LIKE TO BE ABLE TO SET UP SELF MANAGEMENT, FOR GLASGOW BAY AND TORRENT BAY ESTUARY LAGOON, INCLUDING LOCATIONS, SIZE OF BOATS AND TYPE OF MOORINGS AND STRUCTURES.

Thank you for the opportunity to be able to make this Submission.

RONNIE WILKINS,  
SECRETARY, TORRENT BAY TOWNSHIP COMMITTEE.

**COVER SHEET**

**Return your submission by the advertised closing date to:**  
 Environmental Policy  
 Tasman District Council  
 Private Bag 4, Richmond 7050 OR  
 189 Queen Street, Richmond OR  
 Fax 03 543 9524 OR  
 Email: [tasmanrmp@tasman.govt.nz](mailto:tasmanrmp@tasman.govt.nz)

**OFFICE USE**

Date received stamp:

*Rec'd 27/7/20*

Initials: *AC*

Submitter No. 4171

# Submission on a Change to the Tasman Resource Management Plan (TRMP)

**Note:**

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Submitter Name: Andy Clark  
(organisation/individual)

Representative/Contact: \_\_\_\_\_  
(if different from above)

Postal Address: 1487 Takaka/Collingwood Highway, R.D. 2, Takaka.

Phone: 03 5259228

Fax: \_\_\_\_\_

Email: wanderingandy@hotmail.com

Date: 27/07/20

Postal address for service of person making submission: \_\_\_\_\_  
(if different from above)

Total number of pages submitted (including this page): \_\_\_\_\_

Signed: \_\_\_\_\_  
Signature of submitter (or person authorised to sign on behalf of submitter). *NOTE: A signature is not required if you make your submission by electronic means.*

**IMPORTANT – Please state:**

This submission relates to Change No.: Plan Change 72

Change Title/Subject: Moorings & Coastal Structures

- I/we wish to be heard in support of my/our submission.  
 I/we would be prepared to consider presenting my/our submission in a joint case with others making a similar submission at any hearings.

Could you gain an advantage in trade competition through this submission? (tick one)  Yes  No

If 'Yes' are you directly affected by an effect of the subject matter of this submission that:

- (a) adversely affects the environment; and  
 (b) does not relate to trade competition or the effects of trade competition?

(tick one)  Yes  No

**Remember:** Attach this Cover Sheet to as many Content Sheets as required.

# Submission on a Change to the Tasman Resource Management Plan

## CONTENT SHEET

Continue on another Content Sheet, if required, and then attach the Cover Sheet to all Content Sheets.

Sheet No.

of

OFFICE USE Submitter Number:

4/71

The whole Plan Change (Please tick as applicable)

- I support the Plan Change and seek that the Council retains it in its entirety.  
 I oppose the Plan Change and seek that the Council deletes it in its entirety.  
 I support in part specific aspects/provisions of the Plan Change as indicated below.  
 I oppose in part specific aspects/provisions of the Plan Change and seek amendments as indicated below.

OFFICE USE:  
Submission No.

Parts of the Plan Change (Please list each provision number of the TRMP you wish to submit on, together with its corresponding submission point, as indicated below)

Plan provision or map number(s): <i>State each specific provision (topic) number as addressed in the Plan Change</i>	The aspect of the provisions I support or oppose, together with reasons, are: <i>State the nature of each submission point and indicate whether you:</i> <ul style="list-style-type: none"> <li>• support or oppose the provision or wish to have it amended; and</li> <li>• the reasons for your view</li> </ul>	I seek that Council retains/deletes/replaces/amends the specific Plan Change provisions as follows:  <i>For each submission point/provision number, state, specifically, what changes you would like to see.</i>
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**Example:**

17.5.3.1(ca)(iii) Chapter 25, Schedule D	I oppose the restriction of ... because ...  Schedule incomplete & inconsistent as the well used Milnthorpe Boat Ramp not included in Schedule but the lesser used Onekaka Boat Ramp is.	Delete and replace condition 17.5.3.1(ca)(iii) with:  Amend schedule to include Boat Ramp for consistency & completeness.	1
Chapter 25, Schedule D.	Schedule incomplete & inconsistent as Pile Mooring adjacent to Milnthorpe Wharf which has existed for forty years not included because "no environmental studies (for 2 piles) undertaken" yet Pile Moorings in Ligar Bay ARE included but environmental studies done for this area DIDNT include the pile moorings!	Amend schedule to include Pile Mooring for consistency & completeness.	2
Mooring Map 180F	Reducing the size of the Mooring Area to NOT include the existing mooring in the TINY channel to the west of the Proposed Mooring Area as 1, the harbour master did not identify any navigation issues with the original proposed mooring area & 2, there is more than adequate space to the south of the existing mooring to manoeuvre or moor a visiting vessel clear of the larger western channel & 3, there are other basins clear of the main tidal flow where visiting vessels can manoeuvre or moor. (Note that Maps 180A, 180G & 180I all have proposed mooring areas positioned over existing channels potentially hindering the channels for navigational purposes).	Amend the Mooring Map 180F to enlarge the Mooring Area back to the size of that of the original Proposal.	3



Te Kaunihara o  
**te tai o Aorere**

Tasman District Council  
Email [info@tasman.govt.nz](mailto:info@tasman.govt.nz)  
Website [www.tasman.govt.nz](http://www.tasman.govt.nz)  
24 hour assistance

Richmond  
189 Queen Street  
Private Bag 4  
Richmond 7050  
New Zealand  
Phone 03 543 8400  
Fax 03 543 9524

Murchison  
92 Fairfax Street  
Murchison 7007  
New Zealand  
Phone 03 523 1013  
Fax 03 523 1012

Motueka  
7 Hickmott Place  
PO Box 123  
Motueka 7143  
New Zealand  
Phone 03 528 2022  
Fax 03 528 9751

Takaka  
78 Commercial Street  
PO Box 74  
Takaka 7142  
New Zealand  
Phone 03 525 0020  
Fax 03 525 9972

**Pam Meadows**

4172

**Subject:** C72 - Hannen

Rec'd 27/7/20  
PJM

**From:** KNAPP ENGINEERING LTD <[knappengineeringltd@gmail.com](mailto:knappengineeringltd@gmail.com)>

**Sent:** Saturday, 25 July 2020 10:14 am

**To:** Tania Bray <[Tania.Bray@tasman.govt.nz](mailto:Tania.Bray@tasman.govt.nz)>

**Subject:** To. Tania Bray Environmental Policy Planner Tasman District Council. From. Torrent Bay Township Committee. FURTHER SUBMISSION ON A CHANGE TO TASMAN RESOURCE PLAN, AND STATEMENT OF PROPOSAL FOR THE MOORING AREA BYLAW.

As a owner of a batch in Torrent bay and user of the Finger Jetty , I support the submission made by Torrent Bay management committee.

My original submission was 20495, July 11 2019.

① - ④

Yours sincerely  
M I Hannen.

**Pam Meadows**

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**From:** Tania Bray  
**Sent:** Wednesday, 1 July 2020 11:58 am  
**To:** Pam Meadows  
**Subject:** FW: re Proposed Plan Change 72

**Tania Bray** | Environment & Planning  
 Environmental Policy Planner  
 Extension 377 | DDI +64 3 543 7277

**From:** Michael Patrick <pattur230@gmail.com>  
**Sent:** Wednesday, 1 July 2020 11:44 am  
**To:** Tania Bray <Tania.Bray@tasman.govt.nz>  
**Subject:** re Proposed Plan Change 72

Good morning Tania

Many thanks for the recent note re Proposed Plan Changes 71 & 72.

I made a submission, as you undoubtedly know, largely based upon my submission on a resource consent application by Mr & Mrs Inch at Riwaka, for a new jetty. The two issues I raise in my submission on PPC 72 were in that Inch submission, namely:

- \* I am strongly of the view that maintenance of a wharf, jetty or other like structure does NOT include what is know as maintenance dredging of the berthage basin and/or any access chanel to it; and
- \* I included in my Inch submission a High Court decision re the public use of a private jetty, based upon the fact that it is in the CMA, which of course is public space. The only exception would be for safety reasons.

As a consequence might I suggest the following additions to PPC 72:

- \* define "maintenance" to specifically exclude maintenance dredging; and ①
- \* state that unless required for safety reasons, the public shall have reasonable access to any wharf, jetty etc. ②

Thank you for your consideration of these points. I'd be happy to meet and discuss at any time.

cheers

Mike Patrick (submitter #41)

230 Umukuri Road

RD 3

Motueka 7198

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**From:** w.k.darling <w.k.darling@kinect.co.nz>  
**Sent:** Monday, 27 July 2020 4:05 pm  
**To:** Tasmanrmp  
**Subject:** Re: Submission on proposed Plan Changes 71 &72 ↙

-- I am NOT in favour of increasing costs loaded onto Ratepayers from needless consultations and TRMP Changes.

Specifically, the Harbourmaster controlled by Local Government, has the duty and administrative directive to implement such controls as deemed necessary in such nautical matters as 'moorings'. 'On the spot' locals/users have the most appropriate and relevant knowledge to be the most effective administrators. VIZ. mooring areas should not be fixed as local channel conditions over time can change. Reviews are necessary, no matter what !? (L)

I suggest, local users be integral players of a Management Committee to administer Rules in their mooring areas.

W.K Darling, Ruby Bay



(late)

4177

## Pam Meadows

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**From:** Tania Bray  
**Sent:** Wednesday, 29 July 2020 9:01 am  
**To:** Pam Meadows  
**Subject:** FW: Mooring submission

**Tania Bray** | Environment & Planning  
Environmental Policy Planner  
Extension 377 | DDI +64 3 543 7277


**From:** Mike & Clare Kininmonth <warm\_sand@xtra.co.nz>  
**Sent:** Tuesday, 28 July 2020 8:22 pm  
**To:** Tania Bray <Tania.Bray@tasman.govt.nz>  
**Subject:** Mooring submission

Hello Tania

We wish to make a submission to the TDC discussion paper. We are part owners of a mooring in the Mapua channel and also members of the Mapua Boat Club. We do not wish to comment on any of the discussion paper other than that relating to the moorings in the Mapua channel.

We are happy with the Mapua Boat Club submission and would be happy for the Club to manage all moorings in the channel on behalf of the TDC.

We feel the channel is a special area for moorings and the TDC proposal should acknowledge the special natural aspects that affect moorings in the channel which may not affect other moorings in the overall proposed area of consultation.

We feel stopping owners from staying on their boat under your proposal is far too onerous on the owners/occupiers of moorings and would like you to reconsider this clause. 

We would also like to reinforce our knowledge of the area and suggest the method of checking mooring blocks and the timeframe involved is not feasible for the Mapua channel.

Thanks for the opportunity of commenting on this issue

Kind regards  
Mike and Clare Kininmonth  
20B Tahi Street  
Māpua  
7005



26 June 2020

Tasman District Council  
Private Bag 4  
Richmond 7050

Dear Tania,

**TASMAN RESOURCE MANAGEMENT PLAN CHANGES, AND STATEMENT OF PROPOSAL FOR THE MOORING AREA BYLAW**

Whilst broadly supporting <sup>①</sup> the proposed changes, the Marine Farming Association requests that the following points be considered:

- ② 1) That flexibility be retained in the designation of Mooring Areas to allow for future development of critical port/marina infrastructure.
- ③ 2) That 'mooring' be added to the 'defined words' and it be made abundantly clear that a 'mooring' is not a marine farm anchor or any other component part of marine farm infrastructure.
- ④ 3) That a schedule for periodic surveying of Mooring Areas for marine pests be developed in conjunction with the Top of the South Biosecurity Partnership.

Thank you for the opportunity to provide feedback.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'N. Wells', is written over a horizontal line.

Ned Wells  
General Manager

4181  
+ C72



# Draft Mooring Area Bylaw

## SUBMISSION FORM

We are now asking for formal submissions on the Draft Mooring Area Bylaw and if there are other factors we should consider.

Name/Organisation JOHN MIDDLEY

Physical address 36 STEPHENS BAY ROAD

Postal address (for service, if different from above) P.O. BOX 3714 CHRISTCHURCH

Postcode \_\_\_\_\_

Email john.midgley@ashtonkeelans.co.nz Phone 021-828-612

Do you wish to speak to your submission at a hearing?  Yes  No

Preferred method of contact  Email  Post

Comments (e.g. I support/do not support item 2.2.1 because ...) THE RIGHT TO A MOORING IN STEPHENS BAY SHOULD BE SIMILAR IN TERMS TO TORRENT BAY  
"MOORING IN STEPHENS BAY IS IN ASSOCIATION WITH AN INTEREST ①  
IN A LAND TITLE AT EITHER TAPU BAY, OR STEPHENS BAY OR  
DUMMY BAY."

I RE-ITERATE MY GENERAL CONCERNS ABOUT STEPHENS BAY

Please continue on the following page if necessary.

If you need more space, please attach extra pages.

Refer attached feedback form dated 16/7/19

Return your feedback on or by 4.00pm, Monday 27 July 2020 to

Pam Meadows  
Tasman District Council  
Private Bag 4 /189 Queen Street, Richmond  
Richmond 7031

OR

Email [tasmanmp@tasman.govt.nz](mailto:tasmanmp@tasman.govt.nz)

  
20/7/2020

# Moorings and Coastal Structures Draft Plan Change and Bylaw Feedback Form

OFFICE USE ONLY	
Date Stamp	Initials:
	Respondent Number:

Name: JOHN MIDDLEY  
(organisation/individual)

Representative/Contact: \_\_\_\_\_  
(if different from above)

Postal Address: P.O. BOX 3714  
CHRISTCHURCH

Home Phone: \_\_\_\_\_

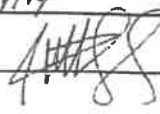
Bus Phone: 03-365-6900

Fax: \_\_\_\_\_

Postal address for service: \_\_\_\_\_  
(if different from above)

Email: jmiddy@midgley.co.nz

Date: 16/7/19

Signature: 

Total number of pages: \_\_\_\_\_

Return your feedback on or by the closing date (12 July 2019) to:

Tania Gray  
Tasman District Council  
Private Bag 4  
Richmond 7031

Alternatively, drop it into the Council at 189 Queen St, Richmond; fax to 543-8524 or email [pam.meadows@tasman.govt.nz](mailto:pam.meadows@tasman.govt.nz)

Your Feedback: (Please continue overleaf if more space is required)

STEVENSONS BAY MOORINGS:-

I HAVE REVIEWED THE PROPOSED MOORING PLAN FOR STEVENSONS BAY AND HAVE TWO COMMENTS:-

- 1) THE BAY IS OPEN TO THE EAST & SOUTHEAST & SO SUBJECT TO THE SEA BUILD UP, THIS LEAVES VESSELS EXPOSED TO THE PROSPECT OF SEVERE MOVEMENT LEADING TO BREAKING AWAY FROM THEIR MOORING
- 2) ONE COMMERCIAL OPERATOR IS MORE THAN ENOUGH FOR THIS SMALL FAMILY TYPE BAY. THE OPERATORS CLIENTS PARK THEIR CARS FOR THE FULL DAY EXCURSION AND SO DENYING OTHERS THE USE OF THE PARKING SPACE.

CONCLUSIONS:-

- a) FOR SAFETY REASONS I CONSIDER THERE ARE ENOUGH MOORINGS IN STEVENSONS BAY.
- b) THE CURRENT COMMERCIAL OPERATOR SHOULD BE MOVED TO KAITEA TERRACE

2

3

4

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