

**Wellington City Proposed District Plan
Report 5C
Three Waters
Subdivision
Earthworks**

**Appendix 2C
Recommended Responses to
Submissions and Further Submissions
Earthworks**

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.9	Interpretation Subpart / Definitions / CUT HEIGHT	Support	[No specific reason given beyond decision requested - refer to original submission]	Retain the Definition of 'Cut Height' as notified.	Accept	No
Survey & Spatial New Zealand Wellington Branch	439.4	Interpretation Subpart / Definitions / CUT HEIGHT	Amend	Considers the definition of "cut height" should refer to the vertical alteration of the ground. Notes that other local authorities in Wellington do not have a definition of "cut height".	Amend the definition of "cut height" to: Means the maximum height of the cut at the completion of earthworks, measured vertically from the highest point at the top of the cut to the bottom of the cut vertical alteration of the ground by excavation measured vertically.	Accept in part	No
Rod Halliday	25.1	Interpretation Subpart / Definitions / EARTHWORKS	Amend	Considers that the Earthworks definition is too restrictive in term of what activities is allows. The current exclusions for just gardening, cultivation and fence posts is far too narrow and restrictive. Exclusions to earthworks should include vegetation/topsoil removal, as this practice is necessary to enable the solid ground level to be accurately surveyed prior to dwelling or civil design work taking place. Without accurate ground levels, it is near impossible to calculate the area and depth of actual earthworks needed to facilitate a development.	Seeks that the Earthworks definition be amended to exclude topsoil removal.	Reject	No
Heidi Snelson	FS24.1	Part 1 / Interpretation / Subpart / Definitions / EARTHWORKS	Oppose	Submitter seeks to undertake extensive earthworks without defined limits as specified by PDP in relation to depth or width or extent (across and beyond development).	Disallow / Seeks that submission be disallowed in part to limit earthworks based on depth, width and extent and form and site of such.	Accept	No
Rod Halliday	25.2	Interpretation Subpart / Definitions / EARTHWORKS	Amend	Considers that the Earthworks definition is too restrictive in term of what activities is allows. The current exclusions for just gardening, cultivation and fence posts is far too narrow and restrictive. Exclusions to earthworks should include trenching, as it is a short-term activity and almost all are re-instated within 1-2 days once drainage, water or utilities such as power, fibre and gas are installed. Any longer than this increases the risk of trench material not being able to be used to backfill, the bedding material being washed out and/or damage to services.	Seeks that the Earthworks definition be amended to exclude trenching.	Reject	No
Heidi Snelson	FS24.2	Part 1 / Interpretation / Subpart / Definitions / EARTHWORKS	Oppose	Submitter seeks to undertake extensive earthworks without defined limits as specified by PDP in relation to depth or width or extent (across and beyond development).	Disallow / Seeks that submission be disallowed in part to limit earthworks based on depth, width and extent and form and site of such.	Accept	No
Horokiwi Quarries Ltd	271.1	Interpretation Subpart / Definitions / EARTHWORKS	Support	Supports the definition on the basis it reflects the National Planning Standards. By default, the definition would cover quarrying activities, noting the Earthworks chapter in the PDP does not apply to quarrying activities provided for in the Quarry Zone.	Retain the definition of EARTHWORKS as notified.	Accept	No
Aggregate and Quarry Association	303.1	Interpretation Subpart / Definitions / EARTHWORKS	Support	The definition for Earthworks is supported.	Retain 'Earthworks' definition as notified.	Accept	No
Firstgas Limited	304.1	Interpretation Subpart / Definitions / EARTHWORKS	Support	The definition of 'Earthworks' is supported as it is consistent with the National Planning Standards definition for Earthworks.	Retain the definition of 'Earthworks' as notified.	Accept	No
Transpower New Zealand Limited	315.1	Interpretation Subpart / Definitions / EARTHWORKS	Support	Supports this definition as it reflects the National Planning Standards. Earthworks are an activity which can directly impact on the National Grid and the submitter supports the provision of a nationally consistent definition.	Retain the definition of 'Earthworks' as notified.	Accept	No
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.2	Interpretation Subpart / Definitions / EARTHWORKS	Support	[No specific reason given beyond decision requested - refer to original submission]	Retain the Definition of 'Earthworks' as notified.	Accept	No
Survey & Spatial New Zealand Wellington Branch	439.5	Interpretation Subpart / Definitions / EXISTING SLOPE ANGLE	Amend	Considers the definition should include a minimum length over which the slope angle should be measured to avoid short changes in gradient that have no bearing on the overall slope of a site.	Amend the definition of "existing slope angle" to: Means the maximum slope segment angle of all slope segments. For a Cut – slope segments are measured (on a horizontal plane); – within the extent of the cut; and – uphill of the cut, the distance to the boundary or 10m whichever is the lesser. For a Fill – slope segments are measured (on a horizontal plane); – within the extent of the fill; and – downhill of the fill, the distance to the boundary or 10m whichever is the lesser. A slope segment is a segment of sloping ground that falls generally at the same angle to the horizontal (slope segment angle) <u>and extends for a horizontal distance of at least 3m.</u>	Accept	Yes

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BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.10	Interpretation Subpart / Definitions / FILL DEPTH	Support	[No specific reason given beyond decision requested - refer to original submission]	Retain the Definition of 'Fill depth' as notified.	Accept	No
Survey & Spatial New Zealand Wellington Branch	439.6	Interpretation Subpart / Definitions / FILL DEPTH	Amend	Considers the definition of "fill depth" should refer to the vertical alteration of the ground. Notes that other local authorities in Wellington do not have a definition of "fill depth".	Amend the definition of "fill depth" to: Means the maximum depth of the fill at the completion of the earthworks, measured vertically from the highest point on the top of the fill to the bottom of the fill placement <u>vertical alteration of the ground by filling measured vertically.</u>	Reject	No
John Tiley	142.15	General District wide Matters / Earthworks / General EW	Not specified	Considers that the Earthworks chapter subjugates any visual amenity and open space values to the interests of development.	Seeks that an explanation of "sustainable" management of earthworks is offered.	Reject	No
John Tiley	142.16	General District wide Matters / Earthworks / General EW	Amend	Considers that the Earthworks introduction should be amended as there is no reference to any obligation to avoid or even mitigate harmful effects.	Seeks that the Earthworks chapter include an obligation to mitigate or avoid harmful effects. [Inferred decision requested].	Reject	No
John Tiley	142.17	General District wide Matters / Earthworks / General EW	Amend	Considers that the sentence 'To a large extent, these effects can be addressed through careful design and management of physical works' is not true as any earthworks will compromise a ridgeline's community and amenity values.	Seeks that no earthworks are allowed to occur on ridgelines to ensure these remain in their undisturbed natural state. [Inferred decision requested].	Reject	No
Churton Park Community Association	189.15	General District wide Matters / Earthworks / General EW	Not specified	Considers that the Earthworks chapter subjugates any visual amenity and open space values to the interests of development.	Seeks that an explanation of "sustainable" management of earthworks is offered.	Reject	No
Churton Park Community Association	189.16	General District wide Matters / Earthworks / General EW	Amend	Considers that the Earthworks introduction should be amended as there is no reference to any obligation to avoid or even mitigate harmful effects.	Seeks that the Earthworks chapter include an obligation to mitigate or avoid harmful effects. [Inferred decision requested].	Reject	No
Churton Park Community Association	189.17	General District wide Matters / Earthworks / General EW	Amend	Considers that the sentence 'To a large extent, these effects can be addressed through careful design and management of physical works' is not true as any earthworks will compromise a ridgeline's community and amenity values.	Seeks that no earthworks are allowed to occur on ridgelines to ensure these remain in their undisturbed natural state. [Inferred decision requested].	Reject	No
Horokiwi Quarries Ltd	271.51	General District wide Matters / Earthworks / General EW	Support	Supports the clarification that the earthworks rules do not apply to quarrying activities provided for in the Quarry Zone on the basis it recognises the nature and scale of earthworks associated with quarry activities. The relevance of the Earthworks chapter to quarry activities is that technically a quarry activity would involve earthworks, and therefore outside the Quarry Zone, the earthworks chapter applies.	Retain the Earthworks Chapter Introduction as notified.	Accept	No
Kilmarston Developments Limited and Kilmarston Properties Limited	290.43	General District wide Matters / Earthworks / General EW	Support	Considers it is important that earthworks are managed to minimise adverse effects.	Retain objectives within Earthworks chapter as notified.	Accept	No

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Kilmarston Developments Limited and Kilmarston Properties Limited	290.44	General District wide Matters / Earthworks / General EW	Support	Considers it is important that earthworks are managed to minimise adverse effects.	Retain policies within Earthworks chapter as notified.	Accept	No
Tawa Community Board	294.13	General District wide Matters / Earthworks / General EW	Amend	Considers that climate change is driving more frequent and more severe climatic events.	Seeks that Earthworks heights are amended to support more resilience.	Reject	No
Tawa Community Board	294.14	General District wide Matters / Earthworks / General EW	Amend	Considers that climate change is driving more frequent and more severe climatic events.	Seeks increased construction setbacks from retaining walls and embankments, including stream embankments.	Reject	No
Aggregate and Quarry Association	303.17	General District wide Matters / Earthworks / General EW	Support	The Earthworks chapter is supported as it specifies that Earthworks provisions do not apply to quarrying activities provided for in the Special Purpose Quarry Zone. It is important to make this clear to avoid confusion and potential duplication and inconsistency, given quarrying is a unique activity distinct from earthworks. It is right that quarrying should be specifically addressed elsewhere through the relevant zone rules separate from earthworks.	Retain the comment in the Earthworks chapter that states "the provisions in this chapter do not apply to quarrying activities provided for in the Special Purpose Quarry Zone" as notified.	Accept	No
Transpower New Zealand Limited	315.174	General District wide Matters / Earthworks / General EW	Amend	<p>Considers the structure of the PDP is such that rules relating to earthworks and subdivision in proximity of the National Grid are addressed under the respective Earthworks and Subdivision chapters. Considers that while not necessarily the submitter's preference, they are not opposed to this approach subject to appropriate linkages between the chapters so that plan users can clearly understand (and find) the relevant rules and corresponding policy framework.</p> <p>Considers that for Rule EW-R22 there is no supporting policy framework and no guidance within the introductory text to the Earthworks Chapter to refer plan users to the Infrastructure Chapter. The submitter seeks specific National Grid provisions as outlined in separate submission points. [Refer to original submission for full reason]</p> <p>Submitter seeks either:</p> <ul style="list-style-type: none"> • Subject to the inclusion of a specific National Grid policy within the INF chapter, cross reference to that chapter, or • Provision of a specific National Grid policy within the EW chapter. 	<p>Amend the Earthworks Chapter to provide appropriate policy recognition to managing earthworks within the National Grid Yard and provide the policy direction for EW-R22. Subject to the inclusion of a specific National Grid policy within the INF chapter, cross reference to that chapter as follows:</p> <p>Other relevant District Plan provisions</p> <p>It is important to note that in addition to the provisions in this chapter, the following Part 2: District-Wide chapters may also be of relevance, including:</p> <ul style="list-style-type: none"> • Transport - The Transport Chapter contains provisions relating to transport matters. • Subdivision - The Subdivision Chapter contains provisions which manage subdivision of land. • Trees – The Notable Tree chapter contains specific provisions relating to the management of notable trees, including works within the root protection area. • <u>Infrastructure - the earthworks chapter includes rules to implement objectives and policies in the Infrastructure Chapter where certain types of earthworks are within the National Grid Yard.</u> <p>...</p> <p>or</p> <p>2. Provision of a specific National Grid policy within the Earthworks chapter as follows: <u>Earthworks or vertical holes within the National Grid Yard</u> <u>Avoid earthworks or vertical holes within the National Grid Yard which may compromise the safe and efficient functioning, operation, maintenance and repair, upgrading and development of the National Grid.</u></p>	Accept	Yes
Transpower New Zealand Limited	315.175	General District wide Matters / Earthworks / General EW	Support	<p>Supports the provision of standards specific to earthworks on the basis such activities can compromise the National Grid and are a form of development contemplated by the NPS-ET. Considers that earthworks also have the potential to restrict Transpower's ability to access the line and locate the heavy machinery required to maintain support structures around the lines and may lead to potential tower failure and significant constraints on the operation of the line. Considers the provision of a rule framework achieves Policies 2 and 10 of the NPS-ET.</p> <p>[Refer to original submission for full reason]</p>	Supports EW provisions, subject to amendments.	Accept in part	No
Restaurant Brands Limited	349.32	General District wide Matters / Earthworks / General EW	Support	Support	Retain EW – Ngā Mahi Apu Whenua – Earthworks as notified.	Accept in part	No
Greater Wellington Regional Council	351.227	General District wide Matters / Earthworks / General EW	Amend	Considers that currently rules only have assessment matters regarding the extent and effect of non-compliance on identified, ecological values or amenity values or landscape values for earthworks in riparian areas. To have regard to the Proposed RPS Change 1 (policies FW.3 and 15) Greater Wellington considers an amendment is required to include matters of control or discretion which protect cultural values.	Seeks to include matter of control or discretion regarding the 'potential for adverse effects on water quality of any waterbody, wahi tapu, wahi taonga and habitat of any significant indigenous species.'	Accept in part	Yes
Waka Kotahi	370.204	General District wide Matters / Earthworks / General EW	Support	Support that the provisions do not relate to infrastructure activities—as this enables Waka Kotahi to undertake works to infrastructure as provided for by the infrastructure chapter.	Retain the following as notified: The provisions of this Chapter do not apply in relation to activities provided for in the Infrastructure Chapter, unless specifically stated in the rule or standard concerned'	Accept	No

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Wellington International Airport Ltd	406.360	General District wide Matters / Earthworks / General EW	Amend	Opposes the earthworks provisions insofar as they relate to the Airport Zone. [See paragraphs 4.93 to 4.96 of original submission for full reason]	Seeks that Earthworks chapter introduction is amended to delete the reference to EW-R20 (Earthworks in the Airport Zone) to EW-S14 (Earthworks in the Airport Zone) so that the chapter does not apply to the Airport Zone.	Reject	No
Airways Corporation of New Zealand Limited	FS105.17	Part 2 / General District wide Matters / Earthworks / General EW	Support	This submission point is consistent with Airways' operations and its core functions.	Allow	Reject	No
Wellington International Airport Ltd	406.361	General District wide Matters / Earthworks / General EW	Amend	Supports the Operative District Plan application of Earthworks provisions to the Airport Zone.	Seeks that the Airport Zone is exempt from the Earthworks provisions to the same extent that it was in the Operative District Plan.	Reject	No
Airways Corporation of New Zealand Limited	FS105.18	Part 2 / General District wide Matters / Earthworks / General EW	Support	This submission point is consistent with Airways' operations and its core functions.	Allow	Reject	No
Wellington International Airport Ltd	406.362	General District wide Matters / Earthworks / General EW	Not specified	Considers that there is an explicit note in the introductory text that the provisions of the earthworks chapter "do not apply in relation to activities provided in the Airport Zone, except for the extent specified in EW-R20 and EW-S14". The drafting of EW-R20 is such however, that the exemption establishes a more onerous, complex and uncertain consenting pathway for earthworks within the Airport Zone than other zones and the operative planning framework.	Clarify the extent to which the Earthworks chapter applies within the Airport Zone.	Reject	No
Wellington International Airport Ltd	406.363	General District wide Matters / Earthworks / General EW	Not specified	The starting presumption that all discretionary earthwork activities within with the Airport Zone will be publicly notified is inappropriate and unjustified.	Not specified.	Accept	Yes
Wellington International Airport Ltd	406.364	General District wide Matters / Earthworks / General EW	Amend	[No specific reason given beyond decision requested - see original submission]	Seeks that the Earthworks chapter is amended to rework how it relates to the Airport Zone, done through the Schedule 1 Resource Management Act process.	Reject	No
Heritage New Zealand Pouhere Taonga	70.21	General District wide Matters / Earthworks / New EW	Amend	Considers that as an alternative to the proposed HNZPT amendment of EW-P7 to cover scheduled archaeological sites and Sites of Significance to Māori, additional policies could be added to the earthworks chapter to address archaeological sites and Sites of Significance to Māori.	Add additional policies to the earthworks chapter to address archaeological sites and Sites of Significance to Māori, as an alternative to the proposed HNZPT amendment of EW-P7 (Earthworks on the site of heritage buildings and heritage structures, and within heritage areas).	Reject	No
Onslow Historical Society	FS6.11	Part 2 / General District wide Matters / Earthworks / New EW	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.10	Part 2 / General District wide Matters / Earthworks / New EW	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No

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Te Rūnanga o Toa Rangatira	FS138.9	Part 2 / General District wide Matters / Earthworks / New EW	Support	The submitter seeks for additional policies to be added to the earthworks chapter to address archaeological sites and Sites of Significance to Māori. Te Rūnanga o Toa Rangatira support this submission because sites of significance to Māori should be taken into account and protected in relation to earthworks.	Allow	Reject	No
Royal Forest and Bird Protection Society	345.361	General District wide Matters / Earthworks / New EW	Amend	Considers that this chapter's provisions are silent on earthworks in wetlands and their margins. It appears that WCC still has a role in respect of works in these areas. As discussed above (in relation to the ECO chapter), we seek a suite of new earthworks provisions protecting wetlands and their margins, or amendments to the notified provisions to achieve this. In terms of rules, they should at the very least require setbacks from all natural wetlands. We note that there are rules regulating earthworks in riparian margins, but not wetland margins	Add new EW-OX, EW-PX, EW-RX, and EW-SX provisions to protect wetlands and their margins.	Accept in part	Yes
Royal Forest and Bird Protection Society	345.362	General District wide Matters / Earthworks / New EW	Amend	Seeks a non-complying rule for earthworks where the SNA contains matters identified in policy 11 NZCPS, replicating ECO R1.6. The section 88 requirements should be: 1. Identifying the indigenous biodiversity values and potential impacts from the proposal; and 2. Demonstrating that ECO P5 has first been met, and the effects management hierarchy at ECO-P21 has been applied to other adverse effects.	Add new rule EW-R7 (Earthworks within a significant natural area): <u>3. Activity status: Non-complying</u> <u>Where:</u> <u>a. The Significant Natural Area includes matters identified in policy 11 of the NZ Coastal Policy statement</u> <u>Section 88 requirements:</u> <u>1. Identifying the indigenous biodiversity values and potential impacts from the proposal; and</u> <u>2. Demonstrating that ECO P5 has first been met, and the effects management hierarchy at ECO-P21 has been applied to other adverse effects.</u>	Accept	Yes
Wellington International Airport Limited	FS36.141	Part 2 / General District Wide Matters / Earthworks / New EW	Oppose	Considers that it is inappropriate to include a new rule in the Proposed Plan to this effect. Earthworks within SNAs is already provided for by EW-R7 (1) and (2) and within the Coastal Environment through EW-R10 and EW-R11. Introducing further rules is inefficient and add to further repetition, duplication and complexity within the Proposed Plan.	Disallow	Reject	No
Greater Wellington Regional Council	351.228	General District wide Matters / Earthworks / New EW	Amend	Considers that the earthworks policies do not adequately recognise the potential impacts of sedimentation on tangata whenua values, particularly with regard to mahinga kai and access for mahinga kai purposes. A new policy should be inserted that recognises the potential adverse effects of earthworks on water bodies and mahinga kai and this should also be a relevant matter of discretion for restricted discretionary rules in this chapter, to have regard to Proposed RPS Change 1 (policy FW.3).	Add a new Policy to the Earthworks chapter to avoid adverse effects of earthworks on surface water bodies, Māori freshwater values, including mahinga kai and access.	Reject	No
Te Rūnanga o Toa Rangatira	488.67	General District wide Matters / Earthworks / New EW	Amend	Considers the potential impacts of earthworks and sedimentation on sites of significance need to be acknowledged as a separate policy.	Add new policy to EW chapter: <u>Avoid adverse effects of earthworks on Tangata Whenua freshwater values especially when they may impact on mahinga kai, kai moana and access.</u>	Reject	No
Te Rūnanga o Toa Rangatira	488.68	General District wide Matters / Earthworks / New EW	Amend	Considers that the Accidental Discovery Protocol and its implementation can be improved by embedding the process in the Earthworks chapter.	Add new policy to the Earthworks chapter that acknowledges the importance of Accidental Discovery to maintaining and protecting the sites and areas of significance to Māori and iwi.	Accept in part	Yes
Heritage New Zealand Pouhere Taonga	70.22	General District wide Matters / Earthworks / EW-O1	Support in part	Supports EW-O1 (Management of earthworks), provided an amendment is made to EW-O1.2.	Retain EW-O1 (Management of earthworks) with amendments.	Reject	No

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Onslow Historical Society	FS6.12	Part 2 / General District wide Matters / Earthworks / EW-01	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.11	Part 2 / General District wide Matters / Earthworks / EW-01	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Heritage New Zealand Pouhere Taonga	70.23	General District wide Matters / Earthworks / EW-01	Amend	Considers that the potential adverse effects referenced in EW-01.2 are too narrow and restricted to 'adverse effects on visual amenity values'. Considers that EW-01 should be amended to allow for consideration of a broader range of adverse effects, and not limited to only visual amenity.	Amend EW-01 (Management of earthworks) as follows: ... 2. Minimises adverse effects on the environment, including effects on visual amenity values and including changes to natural landforms. ...	Reject	No
Onslow Historical Society	FS6.13	Part 2 / General District wide Matters / Earthworks / EW-01	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.12	Part 2 / General District wide Matters / Earthworks / EW-01	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.22	General District wide Matters / Earthworks / EW-01	Not specified	Considers that "Well functioning urban environment" does not apply to EW-01 because it does not comply with points d, f & g in the definition of "Well functioning urban environment" within the PDP. There is no link road from the development site to Churton Park, Glenside or Tawa has been planned. Development area is an isolated area on steep, hilly terrain. The access road from Westchester Drive is flood prone. West Glenside at 395 Middleton Road will not be Climate Change Sustainable and Natural Hazard Resilient. [Refer to original submission for full reason]	Not specified.	No decision specified	No
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.23	General District wide Matters / Earthworks / EW-01	Amend	Considers that Marshall's Ridge should be given protection through the strengthening of the policy.	Amend EW-01 (Management of earthworks) to give further protection to Marshall's Ridge and other ridgelines within the area.	Accept in part	No
Greater Wellington Regional Council	351.229	General District wide Matters / Earthworks / EW-01	Support	Considers that minimising the risks associated with slope instability is consistent with hazard provisions in the RPS. Supports slope failure being incorporated into the earthworks chapter to manage impacts on slope stability	Retain EW-01 (Management of earthworks) as notified.	Accept	No
WCC Environmental Reference Group	377.283	General District wide Matters / Earthworks / EW-01	Support	EW-01 is supported as it recognises the importance of earthworks being carried out in a way that reduces the potential adverse effects, particularly from sediment runoff impacting urban streams and the harbour.	Retain EW-01 (Management of earthworks) as notified.	Accept	No

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Kāinga Ora Homes and Communities	391.269	General District wide Matters / Earthworks / EW-01	Support in part	Objective EW-01 is generally supported but an amendment is sought.	Retain Objective EW-01 (Management of Earthworks) with amendment.	Reject	No
Kāinga Ora Homes and Communities	391.270	General District wide Matters / Earthworks / EW-01	Amend	Considers that Objective EW-01 should be amended to be more specific with regard to the effect being managed. Kāinga Ora consider “visual amenity values” is too vague in the context of earthworks assessment.	Amend Objective EW-01 (Management of Earthworks) as follows: Earthworks are undertaken in a manner that: 1. Is consistent with the anticipated scale and form of development in the relevant zone; 2. Minimises adverse effects on visual amenity values, including changes to the appearance of natural landforms; 3. Minimises erosion and sediment effects beyond the site; 4. Minimises risks associated with slope instability; and 5. Protects the safety of people and property.	Reject	No
Wellington’s Character Charitable Trust	FS82.139	Part 2 / General District wide Matters / Earthworks / EW-01	Oppose	Considers visual amenity is a well understood RMA concept and is an important consideration in assessing the appropriateness of earthworks activity.	Disallow	Accept	No
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.24	General District wide Matters / Earthworks / EW-P1	Not specified	Considers that “Well functioning urban environment” does not apply to EW-P1 because it does not comply with points d, f & g in the definition of “Well functioning urban environment” within the PDP. There is no link road from the development site to Churton Park, Glenside or Tawa has been planned. Development area is an isolated area on steep, hilly terrain. The access road from Westchester Drive is flood prone. West Glenside at 395 Middleton Road will not be Climate Change Sustainable and Natural Hazard Resilient. [Refer to original submission for full reason]	Not specified.	No decision specified	No
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.25	General District wide Matters / Earthworks / EW-P2	Not specified	Considers that “Well functioning urban environment” does not apply to EW-P2 because it does not comply with points d, f & g in the definition of “Well functioning urban environment” within the PDP. There is no link road from the development site to Churton Park, Glenside or Tawa has been planned. Development area is an isolated area on steep, hilly terrain. The access road from Westchester Drive is flood prone. West Glenside at 395 Middleton Road will not be Climate Change Sustainable and Natural Hazard Resilient. [Refer to original submission for full reason]	Not specified.	No decision specified	No
Greater Wellington Regional Council	351.230	General District wide Matters / Earthworks / EW-P2	Support	Considers that minimising the risks associated with slope instability is consistent with hazard provisions in the RPS. Supports slope failure being incorporated into the earthworks chapter to manage impacts on slope stability	Retain EW-P2 (Provision for minor earthworks) as notified.	Accept	Yes
Greater Wellington Regional Council	351.231	General District wide Matters / Earthworks / EW-P2	Amend	Considers it appropriate to amend to have regard to the Objectives 19 and 20 and Policies 51 and 52 in Proposed Change 1 to RPS. Minimise is defined as “as low as reasonably practicable (ALARP)” and is in line with standard risk-based hazard management approaches. This leaves room for reduction as far as practicable but is a clearer signal than reduce or do not increase, to actively look to bring down the risk in the design and planning of the development.	Amend EW-P2 (Provision for minor earthworks) as follows: Enable the efficient use and development of land by providing for earthworks and associated structures where: 1. The risk associated with instability is minimised not increased ; ...	Accept	Yes

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Toka Tū Ake EQC	FS70.40	Part 2 / General District wide Matters / Earthworks / EW-P2	Support	Toka Tū Ake EQC consider it appropriate for terminology consistent with GWRC proposed RPS Change 1, based on standard risk based hazard management approaches, to be used throughout the WCC proposed district plan. We agree that 'minimise' natural hazard risk is a clearer instruction to bring risk in development to levels as low as reasonably practical than 'reduce' and 'reduce or do not increase'.	Allow	Accept	Yes
WCC Environmental Reference Group	377.284	General District wide Matters / Earthworks / EW-P2	Support	Minor earthworks are important for many activities in the city: provision for these, within a clear expectation of 'best practice' is practical.	Retain EW-P2 (Provision for minor earthworks) as notified.	Accept in part	No
Kāinga Ora Homes and Communities	391.271	General District wide Matters / Earthworks / EW-P2	Support in part	EW-P2 is generally supported but an amendment is sought.	Retain EW-P2 (Provision for minor earthworks) with amendment.	Reject	No
Kāinga Ora Homes and Communities	391.272	General District wide Matters / Earthworks / EW-P2	Amend	Considers that EW-P2 should be amended to be more specific with regard to the effect being managed. Kāinga Ora consider "visual amenity" is too vague in the context of earthworks assessment.	Amend EW-P2 (Provision for minor earthworks) as follows: Enable the efficient use and development of land by providing for earthworks and associated structures where: 1. The risk associated with instability is not increased; 2. Erosion, dust and sedimentation effects on land and water bodies will be minimal; and 3. Effects on visual amenity. The appearance of earthworks would be insignificant.	Reject	No
Wellington's Character Charitable Trust	FS82.140	Part 2 / General District wide Matters / Earthworks / EW-P2	Oppose	Considers visual amenity is a well understood RMA concept and is an important consideration in assessing the appropriateness of earthworks activity.	Disallow	Accept	No
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.26	General District wide Matters / Earthworks / EW-P3	Not specified	Considers that "Well functioning urban environment" does not apply to EW-P3 because it does not comply with points d, f & g in the definition of "Well functioning urban environment" within the PDP. There is no link road from the development site to Churton Park, Glenside or Tawa has been planned. Development area is an isolated area on steep, hilly terrain. The access road from Westchester Drive is flood prone. West Glenside at 395 Middleton Road will not be Climate Change Sustainable and Natural Hazard Resilient. [Refer to original submission for full reason]	Not specified.	No decision specified	No
Greater Wellington Regional Council	351.232	General District wide Matters / Earthworks / EW-P3	Support	Considers that minimising the risks associated with slope instability is consistent with hazard provisions in the RPS. Supports slope failure being incorporated into the earthworks chapter to manage impacts on slope stability	Retain EW-P3 (Maintaining stability) as notified.	Accept	No
Kāinga Ora Homes and Communities	391.273	General District wide Matters / Earthworks / EW-P3	Support in part	EW-P3 is generally supported but an amendment is sought.	Retain EW-P3 (Maintaining stability) with amendment.	Accept	No
Kāinga Ora Homes and Communities	391.274	General District wide Matters / Earthworks / EW-P3	Amend	Considers that EW-P3 should be amended to remove reference to examples to simplify the policy.	Amend EW-P3 (Maintaining stability) as follows: Require earthworks to be designed and carried out in a manner that maintains slope stability and minimises the risk of slope failure associated with natural hazards such as earthquakes and increased rainfall intensities arising from climate change.	Accept	yes

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.27	General District wide Matters / Earthworks / EW-P4	Not specified	<p>Considers that "Well functioning urban environment" does not apply to EW-P4 because it does not comply with points d, f & g in the definition of "Well functioning urban environment" within the PDP.</p> <p>There is no link road from the development site to Churton Park, Glenside or Tawa has been planned.</p> <p>Development area is an isolated area on steep, hilly terrain.</p> <p>The access road from Westchester Drive is flood prone.</p> <p>West Glenside at 395 Middleton Road will not be Climate Change Sustainable and Natural Hazard Resilient.</p> <p>[Refer to original submission for full reason]</p>	Not specified.	No decision specified	No
Greater Wellington Regional Council	351.233	General District wide Matters / Earthworks / EW-P4	Support in part	Supports the requirement for earthworks to adopt effective erosion and sediment control measures and dust control measures for earthworks proposals	Retain EW-P4 (Erosion, dust and sediment control) with amendment.	Reject	No
Greater Wellington Regional Council	351.234	General District wide Matters / Earthworks / EW-P4	Amend	Considers that to have regard to Proposed RPS Change 1 (policies FW.3 and 15) and give effect to the NPS-FM, this policy should be strengthened to better protect waterways and the coastal environment. This policy should more directly require details about erosion sediment control methods that are currently incorporated as assessment matters and their provision through erosion and sediment control plans. This will aid in the understanding of requirements by plan users	Seeks to amend EW-P4 (Erosion, dust and sediment control) to require erosion and sediment control measures which are designed and will be managed in accordance the principles and methods in the GWRC's Erosion and Sediment Control Guide for Land Disturbing Activities in the Wellington Region 2021 and which are set out in an erosion and sediment control plan.	Reject	No
WCC Environmental Reference Group	377.285	General District wide Matters / Earthworks / EW-P4	Support	EW-P4 is supported as it gives a clear expectation that earthwork risks such as erosion, sediment and dust are properly managed, which is essential to improving protections for freshwater, and reducing dust nuisance, within the city.	Retain EW-P4 (Erosion, dust and sediment control) as notified.	Accept	No
John Tiley	142.18	General District wide Matters / Earthworks / EW-P5	Amend	Considers that once a ridgeline or hilltop is compromised to any extent, effects cannot be minimised, mitigated or remedied. This wording is misleading.	Seeks that EW-P5 (Effects on earthworks on landform and visual amenity) is rewritten.	Reject	No
Churton Park Community Association	189.18	General District wide Matters / Earthworks / EW-P5	Amend	Considers that once a ridgeline or hilltop is compromised to any extent, effects cannot be minimised, mitigated or remedied. This wording is misleading.	Seeks that EW-P5 (Effects on earthworks on landform and visual amenity) is rewritten.	Reject	No
Horokiwi Quarries Ltd	271.52	General District wide Matters / Earthworks / EW-P5	Not specified	Neutral on the policy directive to minimise adverse effects on natural landforms.	Not specified.	Reject	No
Horokiwi Quarries Ltd	271.53	General District wide Matters / Earthworks / EW-P5	Amend	Opposes the reference to hilltops and ridgelines, noting the Hilltops and Ridgelines are specifically addressed in NFL-P2 .	<p>Amend EW-P5 (Effects on earthworks on landform and visual amenity) as follows:</p> <p>Require earthworks and associated structures, including structures used to retain or stabilise landslips, to be designed and constructed to minimise adverse effects on natural landforms and visual amenity and where located within identified ridgelines and hilltops ensure the effects are mitigated or remedied.</p>	Reject	No
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.28	General District wide Matters / Earthworks / EW-P5	Amend	Considers that Marshall's Ridge should be given protection through the strengthening of the policy.	Amend EW-P5 (Effects on earthworks on landform and visual amenity) to give further protection to Marshall's Ridge and other ridgelines within the area.	Accept in part	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.29	General District wide Matters / Earthworks / EW-P5	Not specified	<p>Considers that "Well functioning urban environment" does not apply to EW-P5 because it does not comply with points d, f & g in the definition of "Well functioning urban environment" within the PDP.</p> <p>There is no link road from the development site to Churton Park, Glenside or Tawa has been planned.</p> <p>Development area is an isolated area on steep, hilly terrain.</p> <p>The access road from Westchester Drive is flood prone.</p> <p>West Glenside at 395 Middleton Road will not be Climate Change Sustainable and Natural Hazard Resilient.</p> <p>[Refer to original submission for full reason]</p>	Not specified	No decision specified	No
WCC Environmental Reference Group	377.286	General District wide Matters / Earthworks / EW-P5	Support	EW-P5 is supported as it gives a clear expectation that earthworks must be done in a way that does not compromise landscape values, which form an important part of Wellington's natural character.	Retain EW-P5 (Effects on earthworks on landform and visual amenity) as notified.	Accept	No
Kāinga Ora Homes and Communities	391.275	General District wide Matters / Earthworks / EW-P5	Support in part	EW-P5 is generally supported but an amendment is sought.	Retain EW-P5 (Effects on earthworks on landform and visual amenity) with amendment.	Reject	No
Kāinga Ora Homes and Communities	391.276	General District wide Matters / Earthworks / EW-P5	Amend	Considers that EW-P5 should be amended to be more specific with regard to the effect being managed. Kāinga Ora consider "visual amenity" is too vague in the context of earthworks assessment.	<p>Amend EW-P5 (Effects on earthworks on landform and visual amenity) as follows:</p> <p>Require earthworks and associated structures, including structures used to retain or stabilise landslips, to be designed and constructed to minimise adverse effects on the appearance of natural landforms and visual amenity and where located within identified ridgelines and hilltops ensure the effects are mitigated or remedied.</p>	Reject	No
Waka Kotahi	370.205	General District wide Matters / Earthworks / EW-P6	Support	Supports wording of policy as notified as it provides for management of effects on the transport network	Retain EW-P6 (Earthworks and the transport network) as notified.	Accept	No
Heritage New Zealand Pouhere Taonga	70.24	General District wide Matters / Earthworks / EW-P7	Support in part	[No reasons given other than decision, refer to original submission]	Retain EW-P7 (Earthworks on the site of heritage buildings and heritage structures, and within heritage areas) with amendment.	Reject	No
Onslow Historical Society	FS6.14	Part 2 / General District wide Matters / Earthworks / EW-P7	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.13	Part 2 / General District wide Matters / Earthworks / EW-P7	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Heritage New Zealand Pouhere Taonga	70.25	General District wide Matters / Earthworks / EW-P7	Amend	Considers that for improved consistency, EW-P7 should also cover scheduled archaeological sites and Sites of Significance to Māori.	Amend EW-P7 (Earthworks on the site of heritage buildings and heritage structures, and within heritage areas) as follows: EW-P7: Earthworks on the site of heritage buildings, and heritage structures, and within heritage areas, <u>within the extent of scheduled archaeological sites and within Sites and Areas of Significance to Māori.</u> Manage earthworks within sites occupied by heritage buildings and heritage structures, and within heritage areas, <u>within the extent of scheduled archaeological sites and within Sites and Areas of Significance to Māori</u> , having regard to: 1. The identified heritage values of the scheduled item or heritage building, heritage structure or heritage area ; <u>item or heritage building, heritage structure or heritage area</u> ; 2. The extent to which the earthworks would detract from those identified values and setting; and 3. Whether the earthworks can be achieved without altering the significance of the item or heritage area .	Reject	No
Onslow Historical Society	FS6.15	Part 2 / General District wide Matters / Earthworks / EW-P7	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.14	Part 2 / General District wide Matters / Earthworks / EW-P7	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Te Rūnanga o Toa Rangatira	FS138.10	Part 2 / General District wide Matters / Earthworks / EW-P7	Support	The submitter seeks for additional policies to be added to the earthworks chapter to address archaeological sites and Sites of Significance to Māori. Te Rūnanga o Toa Rangatira support this submission because sites of significance to Māori should be taken into account and protected in relation to earthworks.	Allow	Reject	No
WCC Environmental Reference Group	377.287	General District wide Matters / Earthworks / EW-P7	Support	EW-P7 is supported as it gives a clear expectation that earthworks must be done in a way that does not compromise landscape values, which form an important part of Wellington's natural character.	Retain EW-P7 (Earthworks on the site of heritage buildings and heritage structures, and within heritage areas) as notified.	Accept	No
WCC Environmental Reference Group	377.288	General District wide Matters / Earthworks / EW-P8	Support	EW-P8 is supported as it provides for earthworks whilst requiring they do not risk notable trees is practical	Retain EW-P8 (Earthworks within the root protection area of notable trees) as notified.	Accept	No
Royal Forest and Bird Protection Society	345.363	General District wide Matters / Earthworks / EW-P9	Oppose in part	Notes that the Earthworks chapter introduction states that the Earthworks Chapter includes policies and rules that implement the objectives in the Ecosystems and Indigenous Biodiversity Chapter where earthworks proposals affect Significant Natural Areas. This policy takes a different approach to the ECO policy dealing with appropriate uses in SNAs (ECO P2). ECO P2 lists the purposes for which vegetation clearance may be appropriate. This policy is silent on the reasons why earthworks may be acceptable. We oppose this approach, as the policy may be used in support of activities beyond those which were intended to be provided for. Seeks that the policy list the relevant activities (as the similar ECO policy does) in an exhaustive list. 'Identified values' will not necessarily protect all the relevant values.	Amend EW-P9 (Minor earthworks within significant natural areas): <u>Consider enabling</u> Enable earthworks within Significant Natural Areas identified within SCHED8 where they are of a minor scale and nature that maintains the identified biodiversity values, <u>to provide for:</u> (list permitted activities only, in accordance with our submission below on the Permitted rules)	Reject	No
Royal Forest and Bird Protection Society	345.364	General District wide Matters / Earthworks / EW-P9	Oppose in part	As an alternative to the above submission point, delete this policy and rely on EW-P10.	Delete EW-P9 (Minor earthworks within significant natural areas).	Reject	No

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Greater Wellington Regional Council	351.235	General District wide Matters / Earthworks / EW-P9	Amend	Considers the tenure of these policies is more enabling than other similar policies which 'only allow for earthworks where..'	Amend EW-P9 (Minor earthworks within significant natural areas): Enable <u>Only allow for</u> earthworks within Significant Natural Areas identified within SCHED8 where they are of a minor scale and nature that maintains the identified biodiversity values.	Reject	No
WCC Environmental Reference Group	377.289	General District wide Matters / Earthworks / EW-P9	Support	EW-P9 is supported as it provides for earthworks in SNA areas, whilst requiring they maintain biodiversity values, is practical.	Retain EW-P9 (Minor earthworks within significant natural areas) as notified.	Accept	No
Director-General of Conservation	385.70	General District wide Matters / Earthworks / EW-P9	Support	Supports proposed Policy EW-P9 (Minor earthworks within significant natural areas).	Retain policy EW-P9 (Minor earthworks within significant natural areas) as notified.	Accept	No
Horokiwi Quarries Ltd	271.54	General District wide Matters / Earthworks / EW-P10	Not specified	Considers that the ECO policy cross references should be clarified as to whether they are correct.	Seeks that the ECO policy cross references in EW-P10 (Earthworks within significant natural areas) should be clarified as to whether they are correct. [Inferred decision requested]	Accept in part	Yes
Horokiwi Quarries Ltd	271.55	General District wide Matters / Earthworks / EW-P10	Support	Supports that EW-10 defers to policies within the ECO Chapter.	Retain EW-P10 (Earthworks within significant natural areas) as notified.	Accept in part	No
Royal Forest and Bird Protection Society	345.365	General District wide Matters / Earthworks / EW-P10	Support in part	Considers this chapter takes a different approach to the Subdivision chapter – in the Subdivision chapter, policies from the ECO chapter are (roughly) replicated. In the Earthworks chapter however, the policy is framed with reference back to the relevant ECO policies. In our view, that is simpler approach which should be consistent across the plan's chapters. In our alternative relief for EW-P9, we sought that that policy was deleted and instead earthworks in SNAs were managed by EW-10 only. The policy should not start from a direction to provide for earthworks. The references to ECO policies need to be updated to ensure they are accurate. We have attempted to rectify this below	Amend EW-P10 (Earthworks within significant natural areas): Consider providing <u>Provide</u> for earthworks of a more than minor scale within Significant Natural Areas only where it can be demonstrated that any adverse effects on indigenous biodiversity values are addressed in accordance with ECO-P2 1 and the matters in ECO-P4 3 and ECO-P7 5 .	Accept in part	Yes
Greater Wellington Regional Council	351.236	General District wide Matters / Earthworks / EW-P10	Amend	Considers the tenure of these policies is more enabling than other similar policies which 'only allow for earthworks where..'	Amend EW-P10 (Earthworks within significant natural areas): Provide <u>Only allow</u> for earthworks of a more than minor scale within Significant Natural Areas only where it can be demonstrated that any adverse effects on indigenous biodiversity values are addressed in accordance with ECO-P2 and the matters in ECO-P4 and ECO-P7.	Accept	Yes
WCC Environmental Reference Group	377.290	General District wide Matters / Earthworks / EW-P10	Support	EW-P10 is supported as it provides for earthworks in SNA areas, whilst requiring they maintain biodiversity values, is practical.	Retain EW-P10 (Earthworks within significant natural areas) as notified.	Accept in part	No
Director-General of Conservation	385.71	General District wide Matters / Earthworks / EW-P10	Support in part	Supports in part Policy EW-P10 (Earthworks within significant natural areas). Policy EW-10 references ECO-P2, however it seems more likely that this point should refer to ECO-P1.	Supports policy EW-P10 (Earthworks within significant natural areas) in part, but seeks amendment.	Accept	Yes

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Director-General of Conservation	385.72	General District wide Matters / Earthworks / EW-P10	Amend	Considers that policy EW-10 should be clarified. Policy EW-10 references ECO-P2, however it seems more likely that this point should refer to ECO-P1.	Seeks clarification confirm whether the correct policies are referenced under EW-P10 (Earthworks within significant natural areas).	Accept	Yes
Director-General of Conservation	385.73	General District wide Matters / Earthworks / EW-P10	Amend	Considers that policy EW-10 should be clarified. Policy EW-10 references ECO-P2, however it seems more likely that this point should refer to ECO-P1.	Seeks that after clarification of referred policies in policy EW-P10 Earthworks within significant natural areas, that the wording of policy EW-P10 be changed.	Accept	Yes
Royal Forest and Bird Protection Society	345.366	General District wide Matters / Earthworks / EW-P11	Support in part	Considers it is inconsistent with NZCPS policy 13 to only extent protection to high natural character areas. As such, this policy needs to apply to any area of natural character in the coastal environment, not only HNC areas in SCHED 12. As previously submitted, policies should not refer to identified values. Operational need is extremely broad and should be deleted.	Amend EW-P11 (Earthworks within High Coastal Natural Character Areas within the coastal environment): Only allow for earthworks within High Coastal Natural Character Areas where: 1. They are of a scale and for a purpose that is compatible with the identified values described in SCHED12, including restoration and conservation activities; 2. They are undertaken in a manner that avoids significant adverse effects and avoids, remedies or mitigates any other adverse effects on the identified values of the High Coastal Natural Character Areas described in SCHED12; 3. There is a functional need or operational need for the earthworks to be undertaken within a High Coastal Natural Character Area; and 4. They incorporate measures to restore and rehabilitate disturbed areas.	Reject	No
WCC Environmental Reference Group	377.291	General District wide Matters / Earthworks / EW-P11	Support	EW-P11 is supported as it provides for earthworks in high natural character coastal areas, whilst requiring the avoidance of adverse effects sends an important signal for particular care to be taken in such sensitive environments.	Retain EW-P11 (Earthworks within High Coastal Natural Character Areas within the coastal environment) as notified.	Accept	No
Royal Forest and Bird Protection Society	345.367	General District wide Matters / Earthworks / EW-P12	Support in part	Considers the policy is not clear as to whether the requirements at 1-5 also apply to the Port Zone etc. Considers those requirements do need to apply in all zones. Operational need is extremely broad and should be deleted.	Amend EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) to clarify whether requirements 1-5 apply to the Port Zone. ... 3. There is a functional need or operational need for the earthworks to be undertaken within a coastal or riparian margin;	Accept in part	yes
Greater Wellington Regional Council	351.237	General District wide Matters / Earthworks / EW-P12	Amend	Considers the tenure of these policies is more enabling than other similar policies which 'only allow for earthworks where..'	Amend EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) as follows: Provide Only allow for earthworks within coastal margins and riparian margins within the coastal environment where located inside the Port Zone, Airport Zone, Stadium Zone, Waterfront Zone or City Centre Zone; and ...	Reject	No
WCC Environmental Reference Group	377.292	General District wide Matters / Earthworks / EW-P12	Support	EW-P12 is supported as it provides for earthworks in coastal and riparian margins gives an important signal for particular care to be taken in such sensitive environments where there is a real risk to water quality and habitat. The cumulative impacts from this within a city environment means that each such activity must be undertaken with a high level of care.	Retain EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) as notified.	Accept	No

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Director-General of Conservation	385.74	General District wide Matters / Earthworks / EW-P12	Support	Supports proposed Policy EW-P12 which is in line with the NZCPS.	Retain Policy EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) as notified.	Accept	No
Wellington International Airport Ltd	406.365	General District wide Matters / Earthworks / EW-P12	Oppose	Opposes this policy to the extent that it does not recognise or provide for the existing hard engineering structures located between Lyall Bay and Moa Point which protect regionally significant infrastructure, including WCC's wastewater network and Wellington International Airport, as well as Moa Point Road, from the effects of coastal erosion. Or relief to a similar effect if the area of Natural Open Space zoned land is rezoned to an alternative zoning. [See paragraphs 4.40 to 4.45 of original submission for full reason]	Opposes EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) and seeks amendment.	Reject	No
Guardians of the Bays Inc	FS44.135	Part 2 / General District wide Matters / Earthworks / EW-P12	Oppose	Considers Natural Open Space Zone Between Lyall Bay and Moa Point include areas below MHWS. Much of the earthworks being considered for this area will be subject s6 matter of national importance and promotes integrated management and consistency with regional plan.	Disallow	Accept	No
Wellington International Airport Ltd	406.366	General District wide Matters / Earthworks / EW-P12	Amend	Opposes this policy to the extent that it does not recognise or provide for the existing hard engineering structures located between Lyall Bay and Moa Point which protect regionally significant infrastructure, including WCC's wastewater network and Wellington International Airport, as well as Moa Point Road, from the effects of coastal erosion. Or relief to a similar effect if the area of Natural Open Space zoned land is rezoned to an alternative zoning. [See paragraphs 4.40 to 4.45 of original submission for full reason]	Amend EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) as follows: Provide for earthworks within coastal margins and riparian margins within the coastal environment where located inside the Port Zone, Airport Zone, Stadium Zone, Waterfront Zone or City Centre Zone, <u>and within the Natural Open Space Zone between Lyall Bay and Moa Point;</u> and Only allow for earthworks within coastal and riparian margins in the coastal environment located outside of the Port Zone, Airport Zone, Stadium Zone, Waterfront Zone or the City Centre Zone <u>or the Natural Open Space Zone between Lyall Bay and Moa Point</u> where: ... 4. They would not significantly increase the flooding risk, when compared to the existing situation, including by compromising the effectiveness of community scale natural hazard mitigation structures; and 5. They incorporate measures to restore and rehabilitate disturbed areas; <u>and</u> 6. <u>They involve earthworks that support or protect regionally significant infrastructure.</u> ... (Option A).	Reject	No
Guardians of the Bays Inc	FS44.136	Part 2 / General District wide Matters / Earthworks / EW-P12	Oppose	Considers Natural Open Space Zone Between Lyall Bay and Moa Point include areas below MHWS. Much of the earthworks being considered for this area will be subject s6 matter of national importance and promotes integrated management and consistency with regional plan.	Disallow	Accept	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Wellington International Airport Ltd	406.367	General District wide Matters / Earthworks / EW-P12	Amend	Opposes this policy to the extent that it does not recognise or provide for the existing hard engineering structures located between Lyall Bay and Moa Point which protect regionally significant infrastructure, including WCC's wastewater network and Wellington International Airport, as well as Moa Point Road, from the effects of coastal erosion. Or relief to a similar effect if the area of Natural Open Space zoned land is rezoned to an alternative zoning. [See paragraphs 4.40 to 4.45 of original submission for full reason]	If EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) is not amended: Seeks that EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) is amended to a similar effect if the area of Natural Open Space zoned land is rezoned to an alternative zoning. (Option B).	Reject	No
Guardians of the Bays Inc	FS44.137	Part 2 / General District wide Matters / Earthworks / EW-P12	Oppose	Considers Natural Open Space Zone Between Lyall Bay and Moa Point include areas below MHWS. Much of the earthworks being considered for this area will be subject s6 matter of national importance and promotes integrated management and consistency with regional plan.	Disallow	Accept	No
Wellington International Airport Ltd	406.368	General District wide Matters / Earthworks / EW-P12	Oppose	Opposes this policy to the extent that it does not recognise or provide for the existing hard engineering structures located between Lyall Bay and Moa Point which protect regionally significant infrastructure, including WCC's wastewater network and Wellington International Airport, as well as Moa Point Road, from the effects of coastal erosion. Or relief to a similar effect if the area of Natural Open Space zoned land is rezoned to an alternative zoning. [See paragraphs 4.40 to 4.45 of original submission for full reason]	Delete EW-P12 (Earthworks within coastal margins and riparian margins within the coastal environment) in its entirety. (Option C).	Reject	No
Guardians of the Bays Inc	FS44.138	Part 2 / General District wide Matters / Earthworks / EW-P12	Oppose	Considers Natural Open Space Zone Between Lyall Bay and Moa Point include areas below MHWS. Much of the earthworks being considered for this area will be subject s6 matter of national importance and promotes integrated management and consistency with regional plan.	Disallow	Accept	No
Royal Forest and Bird Protection Society	345.368	General District wide Matters / Earthworks / EW-P13	Support in part	Seeks deletion of "operational need" as it is too broad.	Amend EW-P13 (Earthworks within riparian margins outside of the coastal environment): ... 2. There is a functional need or operational need for the earthworks to be undertaken within a riparian margin;	Reject	No
WCC Environmental Reference Group	377.293	General District wide Matters / Earthworks / EW-P13	Amend	Considers that EW-P13 needs strengthening to reflect that poor earthworks management can have negative effects on both urban streams and the harbour.	Seeks a new point added to EW-P13 (Earthworks within riparian margins outside of the coastal environment). This is requested to be added after Point number 1 and read: <u>They are undertaken in a manner that avoids significant adverse effects and avoids, remedies or mitigates any other adverse effects on the natural character of the riparian margin;</u>	Reject	No
Horokiwi Quarries Ltd	271.56	General District wide Matters / Earthworks / EW-P14	Oppose	Opposes EW-14 because of potential relevance to Horokiwi for any earthworks undertaken on the land forming part of the quarry on the eastern side of the Horokiwi Road, which do not fall within the existing use certificate. The land is within a special amenity landscape with a large portion within the coastal environment, and zoned General Rural. [Refer to original submission for full reason, including attachments]	Seeks that the coastal environment line as it relates to Horokiwi is amended. [Refer to original submission, including figure and attachments]	This submission point will be addressed in the Coastal Environment s42A Report.	N/A
Kilmarston Developments Limited and Kilmarston Properties Limited	290.45	General District wide Matters / Earthworks / EW-P14	Support in part	Considers that the MRZ area of their land will be subject to another layer of restrictions for earthworks to facilitate the proposed residential development of the site.	Retain EW-P14 (Earthworks within special amenity landscapes) as notified.	Accept	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Royal Forest and Bird Protection Society	345.369	General District wide Matters / Earthworks / EW-P14	Support in part	Seeks deletion of references to 'identified' values.	Amend EW-P14 (Earthworks within special amenity landscapes): Manage earthworks within identified special amenity landscapes as follows: 1. Provide for earthworks within special amenity landscapes outside the coastal environment only where: a. They maintain the identified values of the special amenity landscape; and b. They are undertaken in a way that avoids, remedies or mitigates any adverse effects on the identified values of the special amenity landscape. 2. Provide for earthworks within special amenity landscapes within the coastal environment only where: a. They maintain the identified values of the special amenity landscape; and b. They are undertaken in a way that avoids any significant adverse effects and avoids, remedies or mitigates any other adverse effects on the identified values of the special amenity landscape. 3. Require earthworks within special amenity landscapes to incorporate measures that: a. Restore or rehabilitate disturbed areas; b. Minimise changes to the landform; and c. Recognise and provide for Tangata Whenua cultural and spiritual values and practices.	Reject	No
WCC Environmental Reference Group	377.294	General District wide Matters / Earthworks / EW-P14	Support	EW-P14 is supported as it provides for earthworks in special amenity landscapes gives an important signal that ensures earthworks do not compromise landscape values, which form an important part of Wellington's natural character.	Retain EW-P14 (Earthworks within special amenity landscapes) as notified.	Accept	No
Royal Forest and Bird Protection Society	345.370	General District wide Matters / Earthworks / EW-P15	Support in part	Seeks deletion of references to 'identified' values.	Amend EW-P15 (Earthworks within outstanding natural features and landscapes): Manage earthworks within identified outstanding natural features and landscapes as follows: 1. Only allow for earthworks within outstanding natural features and landscapes outside the coastal environment where: a. They are of a scale that protects the identified values of the outstanding natural features and landscapes; and b. They are undertaken in a way that avoids any significant adverse effects and avoids, remedies or mitigates any other adverse effects on the identified values of the outstanding natural features and landscapes. 2. Avoid earthworks within outstanding natural features and landscapes within the coastal environment unless: a. They are of a scale that protects with the identified values of the outstanding natural features and landscapes; and b. They are undertaken in a way that avoids any adverse effects on the identified values of the outstanding natural features and landscapes. 3. Require earthworks within outstanding natural landscapes to incorporate measures that: a. Restore or rehabilitate disturbed areas; b. Minimise changes to the landform; and c. Recognise and provide for Tangata Whenua cultural and spiritual values and practices.	Reject	No
WCC Environmental Reference Group	377.295	General District wide Matters / Earthworks / EW-P15	Support	EW-P15 is supported as it provides for earthworks in outstanding natural features and landscapes gives an important signal that ensures earthworks do not compromise these values, which form an important part of Wellington's natural character.	Retain EW-P15 (Earthworks within outstanding natural features and landscapes) as notified.	Accept	No
Director-General of Conservation	385.75	General District wide Matters / Earthworks / EW-P15	Support	Supports proposed Policy EW-P15 which is in line with Policies 13 & 15 of the NZCPS.	Retain Policy EW-P15 (Earthworks within outstanding natural features and landscapes) as notified.	Accept	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.30	General District wide Matters / Earthworks / EW-P16	Not specified	<p>Considers that "Well functioning urban environment" does not apply to EW-P16 because it does not comply with points d, f & g in the definition of "Well functioning urban environment" within the PDP.</p> <p>There is no link road from the development site to Churton Park, Glenside or Tawa has been planned.</p> <p>Development area is an isolated area on steep, hilly terrain.</p> <p>The access road from Westchester Drive is flood prone.</p> <p>West Glenside at 395 Middleton Road will not be Climate Change Sustainable and Natural Hazard Resilient.</p> <p>[Refer to original submission for full reason]</p>	Not specified.	No decision specified	No
Greater Wellington Regional Council	351.238	General District wide Matters / Earthworks / EW-P16	Support	Considers it is essential to limit earthworks undertaken within Flood Hazard Overlays, allowing them only where the flooding risk is not increased, and the conveyance of floodwaters is not affected.	Retain EW-P16 (Earthworks within Flood Hazard Overlays) as notified.	Accept	No
Royal Forest and Bird Protection Society	345.371	General District wide Matters / Earthworks / EW-P17	Support	Supports the policy.	Retain EW-P17 (Earthworks on community scale natural hazard mitigation structures) as notified.	Reject	No
Greater Wellington Regional Council	351.239	General District wide Matters / Earthworks / EW-P17	Support	Considers it is important to restrict the earthworks undertaken on community scale natural hazard mitigation structures, only allowing these works where the form and functioning of these structures is not affected in the long term.	Retain EW-P17 (Earthworks on community scale natural hazard mitigation structures) as notified.	Reject	No
Royal Forest and Bird Protection Society	345.372	General District wide Matters / Earthworks / EW-P18	Support	Supports the policy.	Retain EW-P18 (Earthworks associated with natural hazard mitigation works) as notified.	Accept in part	No
Greater Wellington Regional Council	351.240	General District wide Matters / Earthworks / EW-P18	Support	Considers it is appropriate to enable earthworks associated with natural hazard mitigation works where the matters listed in the policy result, including a reduction in the risk at a community scale and are part of a planned works programme.	Retain EW-P18 (Earthworks associated with natural hazard mitigation works) as notified.	Accept in part	No
CentrePort Limited	402.123	General District wide Matters / Earthworks / EW-P18	Support in part	Considers that CentrePort should be listed as appropriate to carry out natural hazard mitigation works. CentrePort holds considerable land that also adjoins the Coastal Marine Area and has extensive network and land transport infrastructure within these landholdings. Natural Hazard Mitigation works are required from time to time. The agencies listed do not include CentrePort as being appropriate to carry out such works.	Retain EW-P18 (Earthworks associated with natural hazard mitigation works), with amendment.	Accept	Yes
CentrePort Limited	402.124	General District wide Matters / Earthworks / EW-P18	Amend	Considers that CentrePort should be listed as appropriate to carry out natural hazard mitigation works. CentrePort holds considerable land that also adjoins the Coastal Marine Area and has extensive network and land transport infrastructure within these landholdings. Natural Hazard Mitigation works are required from time to time. The agencies listed do not include CentrePort as being appropriate to carry out such works.	Amend EW-P18 (Earthworks associated with natural hazard mitigation works) as follows: ... 2. They are part of a planned natural hazard mitigation works programme by a central government agency, GWRC, the Council, <u>CentrePort</u> or a nominated contractor or agent and will be maintained by one or more of these parties at the completion of the works; ...	Accept	Yes
Royal Forest and Bird Protection Society	345.373	General District wide Matters / Earthworks / EW-P19	Support	Supports the policy.	Retain EW-P19 (Earthworks associated with soft engineering natural hazard mitigation works) as notified.	Accept in part	No

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Greater Wellington Regional Council	351.241	General District wide Matters / Earthworks / EW-P19	Support	Considers it is appropriate to provide for earthworks associated with soft engineering natural hazard mitigation works where there is a risk reduction benefit, and do not increase the risk to another property, and have a maintenance programme in place.	Retain EW-P19 (Earthworks associated with soft engineering natural hazard mitigation works) as notified.	Accept in part	No
CentrePort Limited	402.125	General District wide Matters / Earthworks / EW-P19	Support in part	Considers that CentrePort should be listed as appropriate to carry out natural hazard mitigation works. CentrePort holds considerable land that also adjoins the Coastal Marine Area and has extensive network and land transport infrastructure within these landholdings. Natural Hazard Mitigation works are required from time to time. The agencies listed do not include CentrePort as being appropriate to carry out such works.	Retain EW-P19 (Earthworks associated with soft engineering natural hazard mitigation works), with amendment.	Accept	Yes
CentrePort Limited	402.126	General District wide Matters / Earthworks / EW-P19	Amend	Considers that CentrePort should be listed as appropriate to carry out natural hazard mitigation works. CentrePort holds considerable land that also adjoins the Coastal Marine Area and has extensive network and land transport infrastructure within these landholdings. Natural Hazard Mitigation works are required from time to time. The agencies listed do not include CentrePort as being appropriate to carry out such works.	Amend EW-P19 (Earthworks associated with soft engineering natural hazard mitigation works) as follows: ... 2. They are undertaken by a central government agency, GWRC, the Council, <u>CentrePort</u> or a nominated contractor or agent; ...	Accept	Yes
Wellington City Council	266.119	General District wide Matters / Earthworks / EW-P20	Amend	Considers amendment will clarify how EW-P20 (Earthworks in development areas) applies to the Upper Stebbings and Glenside West Development Area and ridgetop area.	Amend EW-P20 (Earthworks in development areas) as follows: Enable earthworks associated with the development of the Lincolnshire Farm and Upper Stebbings Glenside West Development Areas where the design of those earthworks: (...) 5. Protects ridgeline and hilltop ridgetop areas from inappropriate earthworks.	Accept	Yes
Greater Wellington Regional Council	351.242	General District wide Matters / Earthworks / EW-P20	Amend	Considers the tenure of these policies is more enabling than other policies. These greenfield developments have the potential for significant effects on surrounding areas in terms of compatibility and effects downstream in Porirua Stream and Onepoto Arm of Porirua Harbour.	Amend EW-P20 (Earthworks in development areas) as follows: Enable <u>Only allow for</u> earthworks associated with the development of the Lincolnshire Farm and Upper Stebbings Glenside West Development Areas where the design of those earthworks: ...	Reject	No
Glenside Progressive Association Inc	374.3	General District wide Matters / Earthworks / EW-P20	Oppose in part	Opposes any earthworks in the Glenside West Area, as it is meant to be a protected area under DPC33.	EW-P20 (Earthworks in development areas) is opposed.	Reject	No
Lincolnshire Farm Ltd, Hunters Hill Ltd, Best Farm Ltd, Stebbings Farmland	FS75.2	Part 2 / General District wide Matters / Earthworks / EW-P20	Oppose	The proposed development areas of Upper Stebbings Valley and Glenside West represent logical and planned extensions to the existing urban areas that they adjoin. Infrastructure can be extended to serve these areas including roading, water and drainage as well as power and fibre that has been reticulated to the boundary of these areas. These new areas are important to accommodate the growing needs of the City and can be well served by public transport (including the #1 Bus). As with all greenfield areas in Wellington, some earthworks are required to provide access roads and building areas and this is the reality of developing land in Wellington. It has also been necessary to review how much of the ridgelines can be protected to accommodate this growth.	Disallow	Accept	No
WCC Environmental Reference Group	377.296	General District wide Matters / Earthworks / EW-P20	Support	EW-P20 is supported as it provides for earthworks for reasons including development of water sensitive design, is useful, as this sort of design needs to be encouraged in green fields development areas.	Retain EW-P20 (Earthworks in development areas) as notified.	Accept in part	No
Te Rūnanga o Toa Rangatira	488.69	General District wide Matters / Earthworks / EW-P20	Support in part	Supports EW-P20 in part.	Amend EW-P20 (Earthworks in development areas) by adding a clause that specifies: <u>Earthworks in development areas will avoid practices that will send additional sediment to Porirua Harbour and will avoid impacts downstream of Porirua Stream.</u>	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Waka Kotahi	370.206	General District wide Matters / Earthworks / EW-R1	Support	Supports earthworks as a permitted activity for the purposes of piling, trenching, and geotechnical investigations, and restricted discretionary where standards are not complied with.	Retain EW-R1 (Earthworks for the purposes of piling, trenching, maintaining sports fields, undertaking geotechnical investigations and grave digging, the replacement or removal of underground petroleum storage systems associated with service stations) as notified.	Accept in part	No
KiwiRail Holdings Limited	FS72.65	Part 2 / General District wide Matters / Earthworks / EW-R1	Support	Considers the relief sought should be allowed because it will (a) will promote the sustainable management of the natural and physical resources in Wellington City, and is therefore consistent with Part 2 and other provisions of the Resource Management Act 1991 (RMA) and the Enabling	Allow	Accept in part	No
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.92	General District wide Matters / Earthworks / EW-R1	Support in part	EW-R1 is generally supported as specific pathway for the replacement or removal of underground petroleum storage systems associated with service stations as a permitted activity subject to compliance with Standards EW-S5 and EW-S6. This approach is supported in part, given this is an activity specifically addressed and managed under the NESCS, but it is considered this activity should not be limited to just service stations and should apply more broadly to other sites and activities that may necessitate the removal or replacement of underground petroleum systems.	Retain EW-R1 (Earthworks for the purposes of piling, trenching, maintaining sports fields, undertaking geotechnical investigations and grave digging, the replacement or removal of underground petroleum storage systems associated with service stations) with amendment.	Accept	Yes
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.93	General District wide Matters / Earthworks / EW-R1	Amend	Considers that 'service stations' should be excluded from EW-R1. It is considered Earthworks should not be limited to just service stations and should apply more broadly to other sites and activities that may necessitate the removal or replacement of underground petroleum systems.	Amend the title of EW-R1 (Earthworks for the purposes of piling, trenching, maintaining sports fields, undertaking geotechnical investigations and grave digging, the replacement or removal of underground petroleum storage systems associated with service stations) as follows: Earthworks for the purposes of piling, trenching, maintaining sports fields, undertaking geotechnical investigations and grave digging, the replacement or removal of underground petroleum storage systems associated with service stations .	Accept	Yes
WCC Environmental Reference Group	377.297	General District wide Matters / Earthworks / EW-R2	Support	EW-R2 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R2 (Earthworks for the purposes of maintaining tracks associated with permitted activities in Rural Zones) as notified.	Accept in part	No
Zealandia Te Māra a Tāne	486.7	General District wide Matters / Earthworks / EW-R2	Amend	Considers that EW-R2 should be amended with an additional clause that enables Zealandia operations to continue as per other areas in the plan. Considers that EW-R2 may prevent maintenance and management work of bridges and associated infrastructure within Zealandia.	Amend EW-R2 (Earthworks for the purposes of maintaining tracks associated with permitted activities in Rural Zones) to list the Karori Sanctuary Trust as an approved operator.	Reject	No
WCC Environmental Reference Group	377.298	General District wide Matters / Earthworks / EW-R3	Support	EW-R3 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R3 (Earthworks for the purposes of constructing tracks associated with permitted activities in Rural Zones) as notified.	Reject	No
Waka Kotahi	370.207	General District wide Matters / Earthworks / EW-R4	Support	Supports permitted activity status for earthworks for the purposes of maintaining public walking or cycling tracks in open space zones and restricted discretionary where standards are not complied with.	Retain EW-R4 (Earthworks for the purposes of maintaining public walking or cycling tracks in Open Space Zones) as notified.	Reject	No
WCC Environmental Reference Group	377.299	General District wide Matters / Earthworks / EW-R4	Support	EW-R4 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R4 (Earthworks for the purposes of maintaining public walking or cycling tracks in Open Space Zones) as notified.	Reject	No
Waka Kotahi	370.208	General District wide Matters / Earthworks / EW-R5	Support	Supports permitted activity status for earthworks for the purposes of constructing public walking or cycling tracks in open space zones and restricted discretionary where standards are not complied with.	Retain EW-R5 (Earthworks for the purposes of constructing public walking or cycling tracks in Open Space Zones) as notified.	Accept in part	No
WCC Environmental Reference Group	377.300	General District wide Matters / Earthworks / EW-R5	Support	EW-R5 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R5 (Earthworks for the purposes of constructing public walking or cycling tracks in Open Space Zones) as notified.	Accept in part	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
WCC Environmental Reference Group	377.301	General District wide Matters / Earthworks / EW-R6	Support	EW-R6 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R6 (General earthworks) as notified.	Accept	No
Kāinga Ora Homes and Communities	391.277	General District wide Matters / Earthworks / EW-R6	Support	EW-R6 is supported.	Retain EW-R6 (General earthworks) as notified.	Accept	No
CentrePort Limited	402.127	General District wide Matters / Earthworks / EW-R6	Support in part	Support subject to resolving submission point on EW-S1. Standard S1 applies as a permitted activity condition under Rules EW-R6 (General Earthworks and R19 (relating to earthworks in the Coastal Environment) stating that the total area of earthworks must not exceed 250m2 per site in any 12-month period. For a very large landholding with large sites such as at CentrePort 250m2 is inadequate to be able to deal with the area of earthworks that are required from time to time.	Retain EW-R6 (General Earthworks), subject to amendment sought in relation to EW-S1 (Area) to exclude the Port Zone from the standard.	Accept	No
Survey & Spatial New Zealand Wellington Branch	439.35	General District wide Matters / Earthworks / EW-R6	Amend	Considers that limited and public notification preclusion should be broadened to include all standards EW-S1 to EW-S6	Amend EW-R6 (General earthworks) to: Applications under this rule which result from non-compliance with EW-R6.1.a.i and EW-R6.1.a.iii-iv are precluded from being publicly or limited notified. Applications under this rule that result from non-compliance with EW-R6.1.a.ii are precluded from being publicly notified.	Reject	No
Horokiwi Quarries Ltd	271.57	General District wide Matters / Earthworks / EW-R7	Support	Supports rule EW-R7 and in particular the default restricted discretionary activity status.	Retain EW-R7 (Earthworks within a significant natural area) as notified.	Reject	No
Royal Forest and Bird Protection Society	345.374	General District wide Matters / Earthworks / EW-R7	Oppose in part	Opposes 1.a.i. and seeks that it is deleted. SNAs are usually complex ecosystems, that involve interactions between the fauna and vegetation with the landform that supports them. Allowing any earthworks wherever there is vegetation is contrary to the requirement to protect these areas under s6(c) and s31. Lizards for example often make their homes in rocky areas, which under this rule would be able to be bulldozed without consent. This permitted activity is also likely to be inconsistent with policy 11 NZCPS, given the often sparsely vegetated nature of Wellington's coastal environment. ii. needs to be limited to a certain amount of earthworks, either by referencing that in the rules, or by reference to a standard. This would replicate the approach taken in the corresponding vegetation clearance rule in ECO R1.1.a.vii. We seek that the permitted earthworks are subject to the same limits as the permitted vegetation clearance, being a maximum earthworks of 2.5m width in total, to accommodate the track. iii. no longer references the correct ECO rule. iv. this refers to a deleted rule in ECO R1. If residential SNAs are returned to the plan in line with our submission, we have submitted above that vegetation clearance for the installation of services must be controlled at least, so that the Council retains the ability to at least minimise the damage done to the SNA. We make the same submission here – this activity should be controlled. It should also be limited to existing residential units. New development in SNAs should have a higher consenting requirement, at least RDA. v. We have made submissions about the accompanying vegetation clearance rules above in the ECO chapter. We seek the same amendments here. PA status is only appropriate for the maintenance of existing fences in SNAs. We also seek that limits on the amounts of earthworks permitted for these activities, as per the above submission on ECO R1.2.a.i.,ii. and iv. This can either be done by reference to limits in the EW rule below, or reference to a new standard	Amend EW-R7 (Earthworks within a significant natural area): 1. Activity status: Permitted Where: a. The earthworks: i. do not involve the removal of any indigenous vegetation; or ii. are for the maintenance of existing public walking or cycling tracks, as carried out the Council, GWRC, or their approved contractor (either refer to a new standard, or include maximum earthworks of 2.5m width in total, to accommodate the track); or iii. are required for the purpose of ECO-R1.1.a.iv (flood protection control); or iv. required for the purpose of ECO R1.1.a.viii (installation of services); or v. associated with the <u>maintenance of existing</u> fencing, farm drainage creating farm access tracks in accordance with ECO-R1.2.a.i or ECO R1.2.a.ii or ECO-R1.2.a.iv. <u>(insert earthworks limits as sought for ECO R1.2 above, either here or by reference to a standard)</u>	Accept in part	Yes
Royal Forest and Bird Protection Society	345.375	General District wide Matters / Earthworks / EW-R7	Support in part	Considers this rule should default to non-complying.	Amend EW-R7 (Earthworks within a significant natural area): 2. Restricted-Discretionary Non-complying	Accept	Yes

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Royal Forest and Bird Protection Society	345.376	General District wide Matters / Earthworks / EW-R7	Support in part	If relief sought in the above submission point is not granted: - Supports the matters of discretion referencing EW- P10. This is on the proviso that ECO-P1 is amended in the manner sought in our submission on that policy. - Seeks an exclusion where the SNA includes matters identified in policy 11 NZCPS. This should become non-complying (new rule sought below)	Amend EW-R7 (Earthworks within a significant natural area): 2. Activity status: Restricted Discretionary Where: a. Compliance with any of the requirements of EW-R7.1 cannot be achieved b. <u>The Significant Natural Area does not include matters identified in policy 11 of the NZ Coastal Policy Statement.</u> Matters of discretion are: 1. The matters in EW-P10 [<u>provided amendments to ECO-P1 are accepted</u>]	Accept	Yes
WCC Environmental Reference Group	377.302	General District wide Matters / Earthworks / EW-R7	Support	EW-R7 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R7 (Earthworks within a Significant Natural Area) as notified.	Reject	No
Heritage New Zealand Pouhere Taonga	70.26	General District wide Matters / Earthworks / EW-R8	Support in part	Considers that for improved consistency, EW-R8 should also cover scheduled archaeological sites and Sites of Significance to Māori.	Retain EW-R8 (Earthworks on the site of scheduled heritage buildings and structures, and within heritage areas) with amendment.	Reject	No
Onslow Historical Society	FS6.16	Part 2 / General District wide Matters / Earthworks / EW-R8	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.15	Part 2 / General District wide Matters / Earthworks / EW-R8	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Te Rūnanga o Toa Rangatira	FS138.11	Part 2 / General District wide Matters / Earthworks / EW-R8	Support	The submitter seeks for additional policies to be added to the earthworks chapter to address archaeological sites and Sites of Significance to Māori. Te Rūnanga o Toa Rangatira support this submission because sites of significance to Māori should be taken into account and protected in relation to earthworks.	Allow	Reject	No
Heritage New Zealand Pouhere Taonga	70.27	General District wide Matters / Earthworks / EW-R8	Amend	Considers that for improved consistency, EW-R8 should be broadened to include scheduled archaeological sites.	Amend EW-R8 (Earthworks on the site of scheduled heritage buildings and structures, and within heritage areas) as follows: EW-R8: Earthworks on the site of scheduled heritage buildings and structures, and within heritage areas, <u>and within scheduled archaeological sites.</u>	Reject	No
Onslow Historical Society	FS6.17	Part 2 / General District wide Matters / Earthworks / EW-R8	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.16	Part 2 / General District wide Matters / Earthworks / EW-R8	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Wellington City Council	266.120	General District wide Matters / Earthworks / EW-R8	Amend	Considers this rule needs to be amended so that resource consent is not required for earthworks in legal road in a heritage area.	Amend EW-R8 (Earthworks on the site of scheduled heritage buildings and structures, and within heritage areas) as follows: 1. Activity status: Permitted Where: a. <u>Compliance is achieved with EW-S10; or</u> b. <u>The earthworks are located within legal road.</u>	Reject	No

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WCC Environmental Reference Group	377.303	General District wide Matters / Earthworks / EW-R8	Support	EW-R8 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R8 (Earthworks on the site of scheduled heritage buildings and structures, and within heritage areas) as notified.	Accept	No
Royal Forest and Bird Protection Society	345.377	General District wide Matters / Earthworks / EW-R9	Support	Supports the rule.	Retain EW-R9 (Earthworks within the root protection area of notable trees) as notified.	Accept	No
WCC Environmental Reference Group	377.304	General District wide Matters / Earthworks / EW-R9	Support	EW-R9 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R9 (Earthworks within the root protection area of notable trees) as notified.	Accept	No
Royal Forest and Bird Protection Society	345.378	General District wide Matters / Earthworks / EW-R10	Support in part	Considers that in order to give effect to NZCPS policy 13 this rule should apply in all areas of natural character in the coastal environment.	Amend EW-R10 (Earthworks within High Coastal Natural Character Areas within the coastal environment)	Reject	No
WCC Environmental Reference Group	377.305	General District wide Matters / Earthworks / EW-R10	Support	EW-R10 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R10 (Earthworks within High Coastal Natural Character Areas within the coastal environment) as notified.	Accept	No
Royal Forest and Bird Protection Society	345.379	General District wide Matters / Earthworks / EW-R11	Oppose in part	Considers it is not clear that these rules give effect to the NZCPS, which must be complied with regardless of zoning. Amend to ensure this is addressed.	Amend EW-R11 (Earthworks within coastal or riparian margins within the coastal environment) to give effect to the NZ Coastal Policy Statement.	Reject	No
Wellington International Airport Limited	FS36.142	Part 2 / General District Wide Matters / Earthworks / EW-R11	Oppose	WIAL opposes this submission as no detail is provided regarding the amendments proposed, therefore it is difficult to determine the appropriateness or otherwise of the amendments in terms of section 32 of the RMA. It is also difficult to ascertain which parts of the NZCPS this submission is referring to. [Inferred reference to submission 345.379]	Disallow	Accept	No
WCC Environmental Reference Group	377.306	General District wide Matters / Earthworks / EW-R11	Support	EW-R11 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R11 (Earthworks within coastal or riparian margins within the coastal environment) as notified.	Accept	No
CentrePort Limited	402.128	General District wide Matters / Earthworks / EW-R11	Support in part	Support subject to resolving submission point on EW-S1. Standard S1 applies as a permitted activity condition under Rules EW-R6 (General Earthworks and R19 (relating to earthworks in the Coastal Environment) stating that the total area of earthworks must not exceed 250m2 per site in any 12-month period. For a very large landholding with large sites such as at CentrePort 250m2 is inadequate to be able to deal with the area of earthworks that are required from time to time.	Retain EW-R11 (Earthworks within coastal or riparian margins within the coastal environment), subject to amendment sought in relation to EW-S1 (Area) to exclude the Port Zone from the standard.	Accept	No
Wellington International Airport Ltd	406.369	General District wide Matters / Earthworks / EW-R11	Oppose	Opposes this rule to the extent that it does not recognise or provide for the existing hard engineering structures located between Lyall Bay and Moa Point which protect regionally significant infrastructure, including WCC's wastewater network and Wellington International Airport, as well as Moa Point Road, from the effects of coastal erosion. Considers that this rule is inefficient and does not relate to effects management within the Coastal Environment. Instead, the trigger is non-compliance with a general earthworks rule (EW-P6) and associated standards. Submitter notes that this rule is subject to the ISPP, which is inappropriate for activities that do not have a clear link to one of the mandatory outcomes. Considers that this rule should be entirely reworked to standalone and reflect those elements of EW-P6 that are relevant to the coastal margins. [See paragraphs 4.40 to 4.45, 4.32 to 4.39 of original submission for further detail.]	Opposes EW-R11 (Earthworks within coastal or riparian margins within the coastal environment) and seeks amendment.	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Guardians of the Bays Inc	FS44.139	Part 2 / General District wide Matters / Earthworks / EW-R11	Oppose	Considers Natural Open Space Zone Between Lyall Bay and Moa Point include areas below MHWS. Much of the earthworks being considered for this area will be subject s6 matter of national importance and promotes integrated management and consistency with regional plan.	Disallow	Accept	No
Wellington International Airport Ltd	406.370	General District wide Matters / Earthworks / EW-R11	Amend	<p>Opposes this rule to the extent that it does not recognise or provide for the existing hard engineering structures located between Lyall Bay and Moa Point which protect regionally significant infrastructure, including WCC's wastewater network and Wellington International Airport, as well as Moa Point Road, from the effects of coastal erosion.</p> <p>Considers that this rule is inefficient and does not relate to effects management within the Coastal Environment. Instead, the trigger is non-compliance with a general earthworks rule (EW-P6) and associated standards. Submitter notes that this rule is subject to the ISPP, which is inappropriate for activities that do not have a clear link to one of the mandatory outcomes.</p> <p>Considers that this rule should be entirely reworked to standalone and reflect those elements of EW-P6 that are relevant to the coastal margins.</p> <p>[See paragraphs 4.40 to 4.45, 4.32 to 4.39 of original submission for further detail.]</p>	Seeks that EW-R11 (Earthworks within coastal or riparian margins within the coastal environment) is amended to include the relevant area of Natural Open Space zoned land, between Lyall Bay and Moa Point.	Reject	No
Guardians of the Bays Inc	FS44.140	Part 2 / General District wide Matters / Earthworks / EW-R11	Oppose	Considers Natural Open Space Zone Between Lyall Bay and Moa Point include areas below MHWS. Much of the earthworks being considered for this area will be subject s6 matter of national importance and promotes integrated management and consistency with regional plan.	Disallow	Accept	No
Wellington International Airport Ltd	406.371	General District wide Matters / Earthworks / EW-R11	Amend	<p>Opposes this rule to the extent that it does not recognise or provide for the existing hard engineering structures located between Lyall Bay and Moa Point which protect regionally significant infrastructure, including WCC's wastewater network and Wellington International Airport, as well as Moa Point Road, from the effects of coastal erosion.</p> <p>Considers that this rule is inefficient and does not relate to effects management within the Coastal Environment. Instead, the trigger is non-compliance with a general earthworks rule (EW-P6) and associated standards. Submitter notes that this rule is subject to the ISPP, which is inappropriate for activities that do not have a clear link to one of the mandatory outcomes.</p> <p>Considers that this rule should be entirely reworked to standalone and reflect those elements of EW-P6 that are relevant to the coastal margins.</p> <p>[See paragraphs 4.40 to 4.45, 4.32 to 4.39 of original submission for further detail.]</p>	Seeks that EW-R11 (Earthworks within coastal or riparian margins within the coastal environment) is amended to be standalone and independent of EW-P6, which is subject to a ISPP process.	Reject	No
Guardians of the Bays Inc	FS44.141	Part 2 / General District wide Matters / Earthworks / EW-R11	Oppose	Considers Natural Open Space Zone Between Lyall Bay and Moa Point include areas below MHWS. Much of the earthworks being considered for this area will be subject s6 matter of national importance and promotes integrated management and consistency with regional plan.	Disallow	Accept	No
Wellington International Airport Ltd	406.372	General District wide Matters / Earthworks / EW-R11	Amend	<p>Opposes this rule to the extent that it does not recognise or provide for the existing hard engineering structures located between Lyall Bay and Moa Point which protect regionally significant infrastructure, including WCC's wastewater network and Wellington International Airport, as well as Moa Point Road, from the effects of coastal erosion.</p> <p>Considers that this rule is inefficient and does not relate to effects management within the Coastal Environment. Instead, the trigger is non-compliance with a general earthworks rule (EW-P6) and associated standards. Submitter notes that this rule is subject to the ISPP, which is inappropriate for activities that do not have a clear link to one of the mandatory outcomes.</p> <p>Considers that this rule should be entirely reworked to standalone and reflect those elements of EW-P6 that are relevant to the coastal margins.</p> <p>[See paragraphs 4.40 to 4.45, 4.32 to 4.39 of original submission for further detail.]</p>	Seeks that EW-R11 (Earthworks within coastal or riparian margins within the coastal environment) is amended to reflect those specific matters that require control within the coastal margins.	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Guardians of the Bays Inc	FS44.142	Part 2 / General District wide Matters / Earthworks / EW-R11	Oppose	Considers Natural Open Space Zone Between Lyall Bay and Moa Point include areas below MHWS. Much of the earthworks being considered for this area will be subject s6 matter of national importance and promotes integrated management and consistency with regional plan.	Disallow	Accept	No
Royal Forest and Bird Protection Society	345.380	General District wide Matters / Earthworks / EW-R12	Oppose in part	Considers it is unclear what "Compliance is achieved with EW12" means as it appears to be a reference to this rule.	Amend EW-R12 (Earthworks within riparian margins (outside the coastal environment) reference to EW- <u>5</u> 12.	Accept	Yes
WCC Environmental Reference Group	377.307	General District wide Matters / Earthworks / EW-R12	Support	EW-R12 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R12 (Earthworks within riparian margins (outside the coastal environment) as notified.	Accept	No
Kilmarston Developments Limited and Kilmarston Properties Limited	290.46	General District wide Matters / Earthworks / EW-R13	Support in part	Considers that the MRZ area of the Submitters land will be subject to another layer of restrictions for earthworks to facilitate the proposed residential development of the site.	Retain EW-R13 (Earthworks within special amenity landscapes) as notified.	Accept in part	No
Royal Forest and Bird Protection Society	345.381	General District wide Matters / Earthworks / EW-R13	Oppose	Considers the rule does not appear to give effect to policy 15 NZCPS, where the SAL or ONFL is in the coastal environment.	Amend EW-R13 (Earthworks within special amenity landscapes) to give effect to policy 15 of NZ Coastal Policy Statement.	Reject	No
WCC Environmental Reference Group	377.308	General District wide Matters / Earthworks / EW-R13	Support	EW-R13 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R13 (Earthworks within special amenity landscapes) as notified.	Accept in part	No
Royal Forest and Bird Protection Society	345.382	General District wide Matters / Earthworks / EW-R14	Oppose	Considers the rule does not appear to give effect to policy 15 NZCPS, where the SAL or ONFL is in the coastal environment.	Amend EW-R14 (Earthworks within outstanding natural features and landscapes) to give effect to policy 15 of NZ Coastal Policy Statement.	Reject	No
WCC Environmental Reference Group	377.309	General District wide Matters / Earthworks / EW-R14	Support	EW-R14 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R14 (Earthworks within outstanding natural features and landscapes) as notified.	Accept in part	No
Zealandia Te Māra a Tāne	486.8	General District wide Matters / Earthworks / EW-R14	Amend	Considers that EW-R14 should be amended with an additional clause that enables Zealandia operations to continue as per other areas in the plan. Considers that EW-R14 may prevent maintenance and management work of bridges and associated infrastructure within Zealandia.	Amend EW-R14 (Earthworks within outstanding natural features and landscapes) to list the Karori Sanctuary Trust as an approved operator.	Reject	No
John Tiley	142.19	General District wide Matters / Earthworks / EW-R15	Not specified	Considers that the EW-S13 assessment criteria for assessing applications made under EW-R15 are entirely subjective and offer no protection for ridgelines.	Seeks that EW-S13 (Earthworks within outstanding natural features and landscapes, within special amenity landscapes and within the ridgelines and hilltops in the Upper Stebbings Glenside West Development Area) is rewritten to offer greater control over earthworks in this area.	Accept in part	Yes

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Churton Park Community Association	189.19	General District wide Matters / Earthworks / EW-R15	Not specified	Considers that the EW-S13 assessment criteria for assessing applications made under EW-R15 are entirely subjective and offer no protection for ridgelines.	Seeks that EW-S13 (Earthworks within outstanding natural features and landscapes, within special amenity landscapes and within the ridgelines and hilltops in the Upper Stebbings Glenside West Development Area) is rewritten to offer greater control over earthworks in this area.	Accept in part	Yes
Wellington City Council	266.121	General District wide Matters / Earthworks / EW-R15	Amend	Considers change requested will clarify how EW-R15 (Earthworks within the ridgeline and hilltops in the Upper Stebbings Glenside West Development Area) applies to the Upper Stebbings and Glenside West Development Area and ridgetop area.	Amend EW-R15 (Earthworks within the ridgeline and hilltops in the Uber Stebbings Glenside West Development Area) as follows: Earthworks within the ridgeline and hilltops <u>overlay or within the ridgetop area of the</u> Upper Stebbings <u>and</u> Glenside West Development Area 1. Activity status: Permitted Where: a. Compliance is achieved with EW-S13- <u>i</u> and b. <u>For the ridgetop area of the Upper Stebbings and Glenside West Development Area the earthworks are for the purpose of constructing public footpaths or tracks.</u> 2. Activity status: Restricted Discretionary Where: a. Compliance with any of the requirements of EW-R15.1 <u>a</u> cannot be achieved; and b. The total area of earthworks in any 5-year period does not exceed: i. 500m2 per site <u>within the ridgeline and hilltops in the Upper Stebbings Glenside West Development Area</u> ; and c. The maximum cut height or fill depth does not exceed 1.5m above ground level measured vertically.	Accept	Yes
Wellington City Council	266.122	General District wide Matters / Earthworks / EW-R15	Amend	Considers new EW-R15.4 Non-Complying activity for earthworks that are not related to new public footpaths or tracks in the ridgetop area of the Upper Stebbings and Glenside West Development Area is necessary.	Amend EW-R15 (Earthworks within the ridgeline and hilltops in the Uber Stebbings Glenside West Development Area) to add another activity status EW-R15.4 applying to All Zones as follows: (...) 4. Activity status: <u>Non-complying</u> <u>Where:</u> <u>a. Compliance with the requirements of EW-R15.1.b cannot be achieved.</u>	Accept	Yes
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.31	General District wide Matters / Earthworks / EW-R15	Amend	Considers that Marshall's Ridge should be given protection through the strengthening of the rule.	Amend EW-R15 (Earthworks within the ridgeline and hilltops in the Upper Stebbings Glenside West Development Area) to give further protection to Marshall's Ridge and other ridgelines within the area.	Accept in part	No
Glenside Progressive Association Inc	374.4	General District wide Matters / Earthworks / EW-R15	Amend	Considers that all earthworks in Lincolnshire Farm and Upper Stebbings-Glenside West should be reclassified from Restricted Discretionary to Discretionary and that the two Wellington councils enforce this activity status rigorously. Earth working creates noise over a wide area for long periods outside of the winter months whilst the layers of soil are being laid and compressed, and involves the unnecessary use of large quantities of diesel to power the machinery required. The CO2 produced creates an unnecessary adverse climate change impact. It also creates a dust hazard affecting people's health. [Refer to original submission for full reason, including attachments]	Amend EW-R15 (Earthworks within the ridgeline and hilltops in the Upper Stebbings Glenside West Development Area) as follows: ... 2. Activity status: Restricted Discretionary ... 3. Activity status: Restricted Discretionary ...	Accept in part	No
Lincolnshire Farm Ltd, Hunters Hill Ltd, Best Farm Ltd, Stebbings Farmland	FS75.3	Part 2 / General District wide Matters / Earthworks / EW-R15	Oppose	The proposed development areas of Upper Stebbings Valley and Glenside West represent logical and planned extensions to the existing urban areas that they adjoin. Infrastructure can be extended to serve these areas including roading, water and drainage as well as power and fibre that has been reticulated to the boundary of these areas. These new areas are important to accommodate the growing needs of the City and can be well served by public transport (including the #1 Bus). As with all greenfield areas in Wellington, some earthworks are required to provide access roads and building areas and this is the reality of developing land in Wellington. It has also been necessary to review how much of the ridgelines can be protected to accommodate this growth.	Disallow	Accept in part	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
WCC Environmental Reference Group	277.31	General District wide Matters / Earthworks / EW-R15	Support	EW-R15 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R15 (Earthworks within the ridgeline and hilltops in the Upper Stebbings Glenside West Development Area) as notified.	Accept in part	No
Greater Wellington Regional Council	351.243	General District wide Matters / Earthworks / EW-R16	Amend	Considers the notified Rule EW-R16.2.1 appears to refer to the incorrect Policy as the assessment matters. The Plan incorrectly refers to EW-P14, which is the policy relating to earthworks in outstanding natural features and landscapes.	Amend EW-R16 (Earthworks within the Flood Hazard Overlay) to correct reference to EW-P16 (the specific policy relating to earthworks in Flood Hazard Overlay).	Accept	Yes
Kāinga Ora Homes and Communities	391.278	General District wide Matters / Earthworks / EW-R17	Support in part	EW-R17 is generally supported but an amendment is sought.	Retain EW-R17 (Earthworks associated with natural hazard mitigation works within the Flood Hazard Overlays and Coastal Hazard Overlays) with amendment.	Reject	No
Kāinga Ora Homes and Communities	391.279	General District wide Matters / Earthworks / EW-R17	Amend	Considers that EW-R17 should be amended so that the ability to undertake earthworks associated with natural hazard mitigation as a permitted activity is extended beyond the parties currently listed in this rule.	Amend EW-R17.1 (Earthworks associated with natural hazard mitigation works within the Flood Hazard Overlays and Coastal Hazard Overlays) as follows: 1. Activity Status: Permitted Where: The natural hazard mitigation works are undertaken by a Central Government Agency, GWRC, the Council, <u>Kāinga Ora</u> , or a nominated contractor or agent for the express purpose of natural hazard mitigation works.	Reject	No
Greater Wellington Regional Council	FS84.86	Part 2 / General District wide Matters / Earthworks / EW-R17	Oppose	Greater Wellington note that entities currently listed are mandated to undertake natural hazard mitigation works under several pieces of legislation, including for emergency works. Kāinga Ora do not have this mandate and should work with other agencies to undertake earthworks where relevant.	Disallow	Accept	No
CentrePort Limited	402.129	General District wide Matters / Earthworks / EW-R17	Support in part	Considers that CentrePort should be listed as appropriate to carry out natural hazard mitigation works. CentrePort holds considerable land that also adjoins the Coastal Marine Area and has extensive network and land transport infrastructure within these landholdings. Natural Hazard Mitigation works are required from time to time including soft engineering. The agencies listed do not include CentrePort as being appropriate to carry out such works.	Retain EW-R17 (Earthworks associated with natural hazard mitigation works within the Flood Hazard Overlays and Coastal Hazard Overlays), with amendment.	Accept	Yes
CentrePort Limited	402.130	General District wide Matters / Earthworks / EW-R17	Amend	Considers that CentrePort should be listed as appropriate to carry out natural hazard mitigation works. CentrePort holds considerable land that also adjoins the Coastal Marine Area and has extensive network and land transport infrastructure within these landholdings. Natural Hazard Mitigation works are required from time to time including soft engineering. The agencies listed do not include CentrePort as being appropriate to carry out such works	Amend EW-R17 (Earthworks associated with natural hazard mitigation works within the Flood Hazard Overlays and Coastal Hazard Overlays) as follows: 1. Activity Status: Permitted Where: a. The natural hazard mitigation works are undertaken by a Central Government Agency, GWRC, the Council, <u>CentrePort</u> or a nominated contractor or agent for the express purpose of natural hazard mitigation works.	Accept	Yes

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CentrePort Limited	402.131	General District wide Matters / Earthworks / EW-R18	Amend	<p>Considers that CentrePort should be listed as appropriate to carry out natural hazard mitigation and soft engineering works. CentrePort holds considerable land that also adjoins the Coastal Marine Area and has extensive network and land transport infrastructure within these landholdings. Natural Hazard Mitigation works are required from time to time including soft engineering. The agencies listed do not include CentrePort as being appropriate to carry out such works.</p> <p>It is noted that the Special Purpose Airport zone has a permitted rule EW-R20 and its own standard.</p>	<p>Amend EW-R18 (Earthworks associated with soft engineering natural hazard mitigation works within Flood Hazard Overlays and Coastal Hazard Overlays) as follows:</p> <p>1. Activity Status: Permitted</p> <p>Where:</p> <p>The soft engineering natural hazard mitigation works are undertaken by a central government agency, GWRC, the Council, CentrePort or a nominated contractor or agent for the express purpose of soft engineering natural hazard mitigation works.</p>	Reject	No
Z Energy Limited	361.13	General District wide Matters / Earthworks / EW-R20	Support	EW-R20 is supported as it enables earthworks in the Airport zone as a permitted activity where compliance with the relevant standards is achieved.	Retain EZ-R20 (Earthworks in the Airport Zone) as notified.	Accept in part	No
Wellington International Airport Ltd	406.373	General District wide Matters / Earthworks / EW-R20	Oppose	[Not specified]	Opposes EW-R20 (Earthworks in the Airport Zone) and seeks amendment.	Accept in part	Yes
Wellington International Airport Ltd	406.374	General District wide Matters / Earthworks / EW-R20	Amend	[Not specified]	<p>Amend EW-R20 (Earthworks in the Airport Zone) as follows:</p> <p>1. Activity status: Permitted</p> <p>Where:</p> <p>a. Compliance is achieved with EW-S14.1 to EW-S14.4 and EW-S14.2; and</p> <p>b. Compliance is achieved with EW-S14.3; and</p> <p>c. Earthworks are for the purposes of the upgrade or maintenance of existing formed roads and public accessways; or</p> <p>d. Earthworks are for the purposes of construction, upgrade, maintenance or repair of the Airport pavement (apron and taxiway surfaces); or</p> <p>e. Earthworks permitted by any other rule.</p> <p>2. Activity status: Restricted Discretionary</p> <p>Where:</p> <p>a. Compliance with any of the requirements of EW-20.1a cannot be achieved; or</p> <p>b. Earthworks associated with the construction of new legal roads.</p> <p>Matters of discretion are:</p> <p>1. The extent and effect of non-compliance with any relevant standard as specified in the associated assessment criteria for the infringed standards.</p> <p>2. Relevant matters in AIRPZ-P3 and AIRPZ-P4, AIRPZ-P4 and AIRPZ-P5;</p> <p>3. Visual appearance and mitigation; and</p> <p>4. Geomorphological impacts.</p> <p>5. Traffic impacts caused by transporting earth and construction fill material.</p> <p>2. Activity status: Discretionary</p> <p>Where:</p> <p>a. Compliance with EW-R20.1.b, c or d cannot be achieved.</p> <p>Notification Status: an application for resource consent made in respect of rule EW-R20.3 must be publicly notified.</p> <p>[Note reference to AIRPZ-P3 and P4 are to the Annexure B version of these provisions, not the Airport Chapter as notified]</p> <p>(Option A).</p>	Accept in part	Yes
Wellington International Airport Ltd	406.375	General District wide Matters / Earthworks / EW-R20	Oppose	[Not specified]	Delete EW-R20 (Earthworks in the Airport Zone) in its entirety. (Option B).	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Wellington International Airport Ltd	406.376	General District wide Matters / Earthworks / EW-R20	Not specified	EW-R20.1 implies that only those activities listed are permitted in the zone. This includes EW-R20.1.e which notes that any earthworks permitted by any other rule are also permitted within the Airport Zone.	Not specified.	Accept	Yes
Wellington International Airport Ltd	406.377	General District wide Matters / Earthworks / EW-R20	Not specified	There is no clear activity status for earthworks that do not comply with the permitted activity requirements specified in subparagraph EW-R20.1.e.	Clarify the Activity Status for earthworks that do not comply with permitted activity requirements specified in subparagraph EW-R20.1.e.	Accept	Yes
Wellington International Airport Ltd	406.378	General District wide Matters / Earthworks / EW-R20	Not specified	Despite the reference to earthworks within the Airport Zone being permitted where they comply with other provisions within the earthworks chapter, EW-20.3.a appears to render any earthworks that are not for the purposes of the upgrade or maintenance of existing formed roads and public accessways or for the purpose of construction, upgrade, maintenance or repair of the Airport pavement a discretionary activity.	Not specified.	Reject	No
Wellington International Airport Ltd	406.379	General District wide Matters / Earthworks / EW-R20	Amend	A number of the rules that are relevant to the Airport Zone, by reference within EW-R20.1.e are subject to the ISPP. For the reasons discussed in paragraphs 4.32 to 4.39, this is inappropriate for earthwork activities that do not relate to the implementation of the NPSUD.	Seeks that the Earthworks chapter is amended to remove ISPP for provisions that do not relate to the implementation of the NPS-UD.	Reject	No
Wellington International Airport Ltd	406.380	General District wide Matters / Earthworks / EW-R20	Amend	The matters of discretion with respect to EW-R20.4. "Geomorphological impacts" is too broad. This matter of discretion should be refined to specify which aspects of the geomorphology require consideration or deleted.	Seeks that EW-R20.4 (Earthworks in the Airport Zone) is amended to specify which aspects of the geomorphology require consideration or deleted.	Reject	No
WCC Environmental Reference Group	377.311	General District wide Matters / Earthworks / EW-R21	Support	EW-R21 is supported as it provides for earthworks activities whilst providing discretion on potential environmental risks.	Retain EW-R21 (Earthworks within Sites and Areas of Significance Category A and Category B) as notified.	Accept	No
Te Rūnanga o Toa Rangatira	488.70	General District wide Matters / Earthworks / EW-R21	Support	Supports EW-R21.	Retain EW-R21 (Earthworks for the purposes of piling, trenching, maintaining sports fields, undertaking geotechnical investigations and grave digging, the replacement or removal of underground petroleum storage systems associated with service stations) as notified.	Accept	No
Transpower New Zealand Limited	315.176	General District wide Matters / Earthworks / EW-R22	Amend	Supports the provision of standards specific to earthworks on the basis such activities can compromise the National Grid and are a form of development contemplated by the NPS-ET. Considers that earthworks also have the potential to restrict Transpower's ability to access the line and locate the heavy machinery required to maintain support structures around the lines and may lead to potential tower failure and significant constraints on the operation of the line. Considers the provision of a rule framework achieves Policies 2 and 10 of the NPS-ET. Seeks amendments to Rule EW-R22 to: - Move the depth standards from the standard EW-S15 to the rule to provide more clarity and provide a clear relationship to the exemptions; - Amend the default activity status to non-complying where permitted conditions are not complied with (and as a subsequent amendment, deletion of the discretionary matter and	Amend EW-R22 (Earthworks in the national grid yard) as follows: EW-R22 Earthworks <u>or vertical holes</u> in the national grid yard All Zones 1. Activity status: Permitted Where: a. <u>Earthworks or vertical hole depth must be no greater (measured vertically) than:</u> <u>i. 300 millimetres within 6 metres of the outer visible edge of a foundation of any National Grid support structure: or</u> <u>ii. Between 6 metres and 12 metres from the outer visible edge of a foundation of any National Grid support structure.</u> b. Compliance is achieved with EW-S15.1 ...	Accept in part	Yes

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
				<p>notification clause). A non-complying activity status is considered the most effective means of giving effect to the NPS-ET's objective of managing the adverse effects of the network and managing the adverse effects of other activities on the network.</p> <p>[Refer to original submission for full reason]</p>	<p>All Zones 2. Activity status: Restricted Discretionary <u>Non complying</u> Where: a. Compliance with any of the requirements of EW-R22.1 cannot be achieved.</p> <p>Matters of discretion are:- 1. The extent and effect of non-compliance with any relevant standard as specified in the associated assessment criteria for the infringed standards; 2. Impacts on the operation, maintenance, upgrading and development of the National Grid; 3. The risk to the structural integrity of the affected National Grid support structure(s); 3. Any impact on the ability of Transpower to access the National Grid; 4. The risk of electrical hazards affecting public or individual safety, and the risk of property; 5. Technical advice provided by Transpower; and 6. Any effects on National Grid support structures including the creation of an unstable batter.</p> <p>Notification Status:- An application for resource consent made in respect of rule EW-R22.2 is precluded from being publicly notified. Notice of any application for resource consent under this rule must be served on Transpower New Zealand Limited in accordance with Clause 10(2)(i) of the Resource Management (Forms, Fees, and Procedures) Regulations 2003</p>		
FirstGas Limited	304.41	General District wide Matters / Earthworks / EW-R23	Amend	<p>Considers that EW-R23 should be amended not to require a copy of a Pipeline Easement Permit to the Council. The Pipeline Easement Permit is issued by FirstGas and is a paper-based permit issued to the contractor at the time of the works taking place. It would therefore not be achievable for a copy to be provided to Council prior to the commencement of the work.</p>	<p>Amend EW-R23 (Earthworks within the gas transmission pipeline corridor) as follows: Activity status: Permitted Where: a. For any earthworks within a gas pipeline easement area, a Pipeline Easement Permit is obtained and a copy of the permit is provided to the Council prior to the commencement of the earthworks; or b. For any earthworks outside of a gas pipeline easement area, written advice of the work is provided to the gas transmission pipeline owner and operator at least 15 working days prior to the commencement of the earthworks; and e.a. Compliance is achieved with EW-S15.</p>	Accept	Yes
Phillippa O'Connor	289.11	General District wide Matters / Earthworks / EW-S1	Amend	<p>Considers that the earthworks triggers are too low and lack nuance.</p> <p>Considers that the Auckland unitary plan baseline in residential zones of 500m2 is considered more appropriate.</p>	<p>Amend EW-S1 (Area) as follows: EW-S1 All zones 1. The total area of earthworks must not exceed 250m2 <u>500m2</u> per site in any 12-month period.</p>	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Phillippa O'Connor	289.12	General District wide Matters / Earthworks / EW-S1	Amend	Considers that assessment criteria #5 of EW-S1 should only apply if the site is within a Significant Natural Area (SNA) or if the site has a known ecological feature (such as a stream or wetland) rather than requiring an additional report to be prepared for a consent application where there are no ecological features on a site.	Amend EW-S1 (Area) as follows: EW-S1 All zones ... Assessment criteria where the standard is infringed: ... 4. The extent to which the earthworks are designed and will be managed in accordance with the principles and methods in the GWRC's Erosion and Sediment Control Guide for Land Disturbing Activities in the Wellington Region 2021_ and 5. For applications involving areas of earthworks exceeding 1000m2 in any 12-month period, the results of an ecological survey conducted by a suitably qualified expert	Accept	yes
Phillippa O'Connor	289.13	General District wide Matters / Earthworks / EW-S1	Amend	Considers that assessment criteria #5 of EW-S1 should only apply if the site is within a Significant Natural Area (SNA) or if the site has a known ecological feature (such as a stream or wetland) rather than requiring an additional report to be prepared for a consent application where there are no ecological features on a site.	Apply assessment criteria 5 of EW-S1 (5. For applications involving areas of earthworks exceeding 1000m2 in any 12-month period, the results of an ecological survey conducted by a suitably qualified expert) only if the site is within a Significant natural Area of where the site has a known ecological feature.	Accept	Yes
Woolworths New Zealand	359.33	General District wide Matters / Earthworks / EW-S1	Oppose in part	Opposes the inclusion of assessment criteria (5) which requires applications involving areas of earthworks exceeding 1000m2 in any 12-month period to provide the results of an ecological survey conducted by a suitably qualified expert. This assessment criteria should only apply if the site is within a Significant Natural Area (SNA) or if the site has a known ecological feature (such as a stream or wetland) rather than requiring an additional report to be prepared for a consent application where there are no ecological features on a site. [Refer to original submission for full reason]	Oppose in part EW-S1 (Area) and seeks amendment as follows: Delete assessment criteria point 5 from EW-S1 (Area).	Accept	Yes
Woolworths New Zealand	359.34	General District wide Matters / Earthworks / EW-S1	Amend	Considers that earthworks area triggers are too low and lack nuance and should be amended. The Auckland Unitary Plan baseline in CMUZ of 500m2 is considered more appropriate noting that an infringement to the 250m2 standard could feasibly occur with any development in CMUZ.	Amend EW-S1 (Area) as follows: All Zones 1. The total area of earthworks must not exceed 250m2 500m2 per site in any 12-month period. Assessment criteria where the standard is infringed: 1. Whether the stability of land or buildings or structures in or on the site or adjacent sites is likely to be adversely affected; 2. The extent to which the earthworks will reflect and be sympathetic to the natural qualities of the surrounding landform; 3. The effectiveness of measures to retain dust, silt and sediment on site during the course of earthworks; 4. The extent to which the earthworks are designed and will be managed in accordance the principles and methods in the GWRC's Erosion and Sediment Control Guide for Land Disturbing Activities in the Wellington Region 2021; and 5. For applications involving areas of earthworks exceeding 1000m2 in any 12-month period, the results of an ecological survey conducted by a suitably qualified expert.	Reject	No
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.94	General District wide Matters / Earthworks / EW-S1	Support in part	EW-S1 is generally supported for its intent, as it seeks to provide an upper threshold to the permitted contiguous area of earthworks. It is unclear in the s32 analysis why this area (250m ²) has been prescribed apart from being identified as 'Low-risk earthworks'5. As it stands, any development or redevelopment of most sites in the district will infringe this standard as most sites exceed 250m2 in area and most developments typically require earthworks across the majority of the site.	Retain EW-S1 (Area) with amendment.	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.95	General District wide Matters / Earthworks / EW-S1	Amend	Considers that EW-S1 should be amended so that the 250m ² limit is increased to a greater permitted threshold and to better relate to the permitted cut and fill volumes in Standard EW-S4.	Amend EW-S1 (Area) to increase the limit of the total area of earthworks to better relate to the permitted cut and fill volumes in EW-S4 (Transport of cut or fill material).	Reject	No
Kāinga Ora Homes and Communities	391.280	General District wide Matters / Earthworks / EW-S1	Support in part	EW-S1 is partially supported but an amendment is sought.	Retain EW-S1 (Area) with amendment.	Accept in part	Yes
Kāinga Ora Homes and Communities	391.281	General District wide Matters / Earthworks / EW-S1	Amend	Considers that EW-S1 should be amended to ensure the assessment criteria reflect the effects sought to be managed, and to align with the objectives and policies of the chapter. It is considered the current wording of the assessment criteria is not supported by the overarching objectives and policies. It is queried and requested that amendments are made to the thresholds for permitted activity earthworks across the different zone to recognise that different thresholds are appropriate across different zones.	Amend EW-S1 (Area) as follows: <u>Medium Density Residential Zone, High Density Residential Zone, and Neighbourhood Centre Zone</u> 1. The total area of earthworks must not exceed 250m ² per site in any 12 month period. <u>Local Centre Zone, Commercial Zone, Mixed Use Zone, Metropolitan Zone, City Centre Zone, General Industrial Zone, Open Space Zone, Natural Open Space Zone, and Sport and Recreation Zone, All Special Purpose Zones</u> 2. <u>The total area of earthworks must not exceed 500m² per site in any 12 month period.</u> <u>General Rural Zone, Large Lot Residential Zone, All Development Areas</u> 3. <u>The total area of earthworks must not exceed 1000m² per site in any 12 month period.</u> Assessment criteria where the standard is infringed: ... 5. For applications involving areas of earthworks exceeding 1000m² in any 12 month period, the results of an ecological survey conducted by a suitably qualified expert.	Accept in part	Yes
CentrePort Limited	402.132	General District wide Matters / Earthworks / EW-S1	Amend	Considers that for a very large landholding with large sites such as at CentrePort 250m ² is inadequate to be able to deal with the area of earthworks that are required from time to time. Standard S1 applies as a permitted activity condition under Rules EW-R6 (General Earthworks and R19 (relating to earthworks in the Coastal Environment) stating that the total area of earthworks must not exceed 250m ² per site in any 12-month period.	Seeks that the Special Purpose Port Zone is excluded from EW-S1 (Area).	Reject	No
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.96	General District wide Matters / Earthworks / EW-S2	Support	Supports as the standard prescribes a maximum permitted cut height and fill depth which, as per the proposed definitions, is measured upon the completion of earthworks. [See original submission for further details]	Retain EW-S2 (Cut height and fill depth) as notified.	Accept	No
Kāinga Ora Homes and Communities	391.282	General District wide Matters / Earthworks / EW-S2	Support in part	EW-S2 is partially supported but an amendment is sought.	Retain EW-S2 (Cut height and fill depth) with amendment.	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Kāinga Ora Homes and Communities	391.283	General District wide Matters / Earthworks / EW-S2	Amend	Considers that EW-S2 should be amended to align the matters of discretion more appropriately with the issue being managed by this standard, in this case stability and visual effects resulting from cut faces/retaining structures. With respect to the management of visual effects, it is considered that reference to examples can be removed to simplify this policy.	Amend EW-S2 (Cut height and fill depth) as follows: Assessment criteria where the standard is infringed: ... 7. The effectiveness of measures to retain dust, silt and sediment on site during the course of earthworks; 8. The extent to which the earthworks are designed and will be managed in accordance the principles and methods in the GWRC's Erosion and Sediment Control Guide for Land Disturbing Activities in the Wellington Region 2021; 9. The need for, and effectiveness of, measures to reduce the visual prominence and particularly visual intrusiveness of the earthworks, and any buildings and other structures associated with or subsequently located on them, including: a. Designing and engineering to reflect natural landforms and natural features such as cliffs, escarpments, streams and wetlands; b. Avoiding unnatural scar faces; c. Favouring untreated cut faces over artificial finishes in areas where bare rock is common; d. Favouring alternatives to the use of sprayed concrete on cut faces, such as anchored netting; e. Designing and finishing retaining walls or stabilising structures to reflect existing buildings and structures, in urban settings; f. Designing and finishing retaining walls or stabilising structures to reduce their apparent size by, for example, employing features that break up the surface area and create patterns of light and shadow; g. Retaining existing vegetation above, below and at the sides of earthworks and associated structures; h. Integrating new landscaping and associated planting to conceal or soften the appearance of earthworks and associated structures; i. Concealing views of earthworks and associated structures from streets, other public places and other properties through the positioning of proposed or future buildings; and j. Placing pipes below ground or integrating them into earthworks and associated structures.	Reject	No
Greater Wellington Regional Council	FS84.87	Part 2 / General District wide Matters / Earthworks / EW-S2	Oppose	Greater Wellington oppose the deletion of the assessment criteria as all criteria listed are related to the standard. Deleting these criteria would not have regard to Proposed RPS Change 1 or give effect to the operative RPS	Disallow / Seeks that EW-S2 is retained as notified.	Accept	No
Greater Wellington Regional Council	351.244	General District wide Matters / Earthworks / EW-S3	Support	Considers that minimising the risks associated with slope instability is consistent with hazard provisions in the RPS. Supports slope failure being incorporated into the earthworks chapter to manage impacts on slope stability	Retain EW-S3 (Existing slope angle) as notified.	Reject	No
Greater Wellington Regional Council	351.245	General District wide Matters / Earthworks / EW-S3	Amend	Considers the Natural Resources Plan defines erosion prone land as greater than 20 degrees. A slope of 34 degrees or higher, as drafted, is very steep. Using this slope has the potential to create more effects on the environment than the standard would anticipate. Greater Wellington also notes that 34 degrees is difficult to calculate on the ground.	Seeks for WCC to consider reducing the existing slope angle to 20 degrees for consistency with the Natural Resources Plan.	Reject	No
Rod Halliday	25.28	General District wide Matters / Earthworks / EW-S4	Amend	The volume of material permitted to be transported off site is too low and needs to be increased to facilitate increased volumes of material being transported as a permitted activity. 200m ³ equates to around 27 movements utilising a 7.5m ³ truck which is too low now for most Wellington Sites. Most development is occurring in the outer suburbs where new roads are wide, traffic volumes are low and there is a short term expectation of truck movements associated with development. The current 200m ³ appears to be arbitrary and not supported by evidence.	Amend EW-S4 (Transport of cut or fill material) as follows: 1. The combined volume of cut material resulting from earthworks transported off the site and clean fill material required for earthworks transported onto the site must not exceed: a. 2,000m ³ in the City Centre, Centres, Mixed use and General industrial zones; or b. 200m³ in all other Zones. 400m ³ in all other Zones.	Reject	No
Rod Halliday	25.29	General District wide Matters / Earthworks / EW-S4	Amend	A higher level of movement should also be allowed in the Development Areas where there is expected to be development activity.	Amend EW-S4 (Transport of cut or fill material) as follows: 1. The combined volume of cut material resulting from earthworks transported off the site and clean fill material required for earthworks transported onto the site must not exceed: a. 2,000m ³ in the City Centre, Centres, Mixed use and General industrial zones, <u>and Future Urban Zone/Development Areas</u> ; or b. 200m ³ in all other Zones.	Accept	Yes

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Greater Wellington Regional Council	351.246	General District wide Matters / Earthworks / EW-S4	Amend	Considers that for consistency with the Natural Resources Plan, it is worth noting similar rules in the regional plan which occur for different purposes for the same activity. For example, Rule R70 of the Natural Resources Plan controls clean fills and Rule R99 controls earthworks. Note also that the limits can be different between plans and rules, so all relevant provisions should be considered.	Seeks for WCC to consider including advice note referring to similar rules in the Natural Resources Plan which may be relevant.	Reject	No
Waka Kotahi	370.209	General District wide Matters / Earthworks / EW-S4	Support in part	Support EW-S4 but seeks amendment.	Retain EW-S4 (Transport of cut or fill material), subject to amendments.	Reject	No
Waka Kotahi	370.210	General District wide Matters / Earthworks / EW-S4	Amend	Consider EW-S4 should include stabilising the material in the truck bed to prevent clean fill material from falling onto the road and should also provide direction to ensure that truck wheels do not truck mud and/or debris into the road reserve. This inclusion would be consistent with EW-P6.	Amend EW-S4 (Transport of cut or fill material) as follows: 1. The combined volume of cut material resulting from earthworks transport ted off the site and clean fill material required for earthworks transported onto the site must not exceed: a. 2,000m3 in the City Centre, Centres, Mixed use and General industrial zones; or b. 200m3 in all other Zones. <u>2. Transported material must be stabilised, and the truck wheels must be kept clean, to prevent the falling or trucking of material into the road reserve.</u>	Reject	No
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.97	General District wide Matters / Earthworks / EW-S4	Support in part	EW-S4 is generally supported as it prescribes a combined maximum volume of cut material transported off the site and clean fill material transported onto the sites. However, the s32 analysis indicates (but does not explicitly state) that this standard only seeks to restrict the total material transported to and from the site with no restriction on the volume of material within the site. This approach is supported in principle but better clarity on this interpretation is sought.	Retain EW-S4 (Transport of cut or fill material) with amendment.	Accept in part	No
BP Oil New Zealand, Mobil Oil New Zealand Limited and Z Energy Limited (the Fuel Companies)	372.98	General District wide Matters / Earthworks / EW-S4	Amend	Considers that EW-S4 should be clarified. The s32 analysis indicates (but does not explicitly state) that this standard only seeks to restrict the total material transported to and from the site with no restriction on the volume of material within the site. This approach is supported in principle but better clarity on this interpretation is sought.	Amend EW-S4 (Transport of cut or fill material) to clarify the interpretation of restrictions on the volume of material within the site.	Accept in part	No
Ministry of Education	400.75	General District wide Matters / Earthworks / EW-S4	Support	Supports CE-S4. The submitter particularly supports assessment criteria 1(e) which considers the presence of sensitive land uses including schools along the proposed route as it manages effects associated with the transport of materials from sites.	Retain EW-S4 (Transport of cut or fill material) as notified.	Accept	No
Heritage New Zealand Pouhere Taonga	70.28	General District wide Matters / Earthworks / EW-S10	Support in part	Considers that for improved consistency, EW-S10 should be broadened to include scheduled archaeological sites.	Retain EW-S10 (Earthworks on the site of scheduled heritage buildings and structures, and within heritage areas) with amendment.	Reject	No
Onslow Historical Society	FS6.18	Part 2 / General District wide Matters / Earthworks / EW-S10	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.17	Part 2 / General District wide Matters / Earthworks / EW-S10	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Heritage New Zealand Pouhere Taonga	70.29	General District wide Matters / Earthworks / EW-S10	Amend	Considers that for improved consistency, EW-S10 should be broadened to include scheduled archaeological sites.	Amend EW-S10 (Earthworks on the site of heritage building, heritage structures or on a site within a heritage area) as follows: EW-S10: Earthworks on the site of heritage building, heritage structures or on a site within a heritage area, <u>or within a scheduled archaeological site.</u>	Reject	No
Onslow Historical Society	FS6.19	Part 2 / General District wide Matters / Earthworks / EW-S10	Support	OHS supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Historic Places Wellington Inc	FS111.18	Part 2 / General District wide Matters / Earthworks / EW-S10	Support	HPW supports robust provisions for protecting historic heritage from inappropriate activities.	Allow	Reject	No
Donna Sherlock	384.1	General District wide Matters / Earthworks / EW-S10	Oppose	Submitter considers that this rule of only 10m2 per annum should not have blanket application on rural heritage areas such as the submitter's land. It is 9.1ha, but the heritage area footprint is <100m2.	Opposes SW-S10 (Earthworks on the site of heritage building, heritage structures or on a site within a heritage area) in its current form and seeks amendment.	Reject	No
Donna Sherlock	384.2	General District wide Matters / Earthworks / EW-S10	Amend	Submitter considers that this rule of only 10m2 per annum should not have blanket application on rural heritage areas such as the submitter's land. It is 9.1ha, but the heritage area footprint is <100m2.	Seeks that SW-S10 (Earthworks on the site of heritage building, heritage structures or on a site within a heritage area) should not be a blanket provision and that rural land should be treated differently [Inferred decision requested].	Reject	No
Wellington Heritage Professionals	412.65	General District wide Matters / Earthworks / EW-S10	Support	Supports the exclusion of scheduled archaeological sites from this standard, and considers that the policies, rules and standards for earthworks within scheduled archaeological sites in the Historic heritage chapters are more appropriate to manage these	Retain EW-S10 (Earthworks on the site of heritage building, heritage structures or on a site within a heritage area) as notified.	Accept	No
John Tiley	142.20	General District wide Matters / Earthworks / EW-S13	Amend	Considers that the EW-S13 assessment criteria for assessing applications made under EW-R15 are entirely subjective and offer no protection for ridgelines.	Seeks that EW-S13 (Earthworks within outstanding natural features and landscapes, within special amenity landscapes and within the ridgelines and hilltops in the Upper Stebbings Glenside West Development Area) is rewritten to offer greater control over earthworks in this area.	Reject	No
Churton Park Community Association	189.20	General District wide Matters / Earthworks / EW-S13	Amend	Considers that the EW-S13 assessment criteria for assessing applications made under EW-R15 are entirely subjective and offer no protection for ridgelines.	Seeks that EW-S13 (Earthworks within outstanding natural features and landscapes, within special amenity landscapes and within the ridgelines and hilltops in the Upper Stebbings Glenside West Development Area) is rewritten to offer greater control over earthworks in this area.	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Wellington City Council	266.123	General District wide Matters / Earthworks / EW-S13	Amend	Considers amendment necessary for consistency with other amendments in relation to the ridgetop area of the Upper Stebbings and Glenside West Development Area.	Amend EW-S13 (Earthworks within outstanding natural features and landscapes, within special amenity landscapes and within the ridgelines and hilltops in the Upper Stebbings Glenside West Development Areas) as follows: Earthworks within outstanding natural features and landscapes, within special amenity landscapes and within the ridgelines and hilltops in the Upper Stebbings Glenside West Development Area Earthworks within: <u>outstanding natural features and landscapes; special amenity landscapes; ridgelines and hilltops overlay; or the ridgetop area of the Upper Stebbings and Glenside West Development Area</u> 1. Earthworks must not exceed: a. A maximum cut height or fill depth greater than 1.5m above ground level measured vertically; and b. the following within any 5-year period: i. 100m2 in total area per site within an identified outstanding natural feature and landscape; or ii. 200m2 in total area per site within identified special amenity landscapes; or iii. 200m2 in total area per site within <u>the ridgelines and hilltops overlay or the ridgetop area in the Upper Stebbings and Glenside West Development Area</u> . Assessment criteria where the standard is infringed: 1. The extent and effect of non-compliance on identified values and characteristics of outstanding natural features and landscapes, special amenity landscapes, and the ridgelines and hilltops, and in the ridgetop area in the Upper Stebbings and Glenside West Development Area and the ability to integrate and be sympathetic with the surrounding landform; and 2. The degree to which the effect of the earthworks can be remedied or mitigated.	Accept	Yes
Heidi Snelson, Aman Hunt, Chia Hunt, Ela Hunt	276.32	General District wide Matters / Earthworks / EW-S13	Amend	Considers that Marshall's Ridge should be given protection through the strengthening of the standard.	Amend EW-S13 (Earthworks within outstanding natural features and landscapes, within special amenity landscapes and within the ridgelines and hilltops in the Upper Stebbings Glenside West Development Area) to give further protection to Marshall's Ridge and other ridgelines within the area.	Accept in part	No
Kilmarston Developments Limited and Kilmarston Properties Limited	290.47	General District wide Matters / Earthworks / EW-S13	Support in part	Considers that the MRZ area of the Submitters land will be subject to another layer of restrictions for earthworks to facilitate the proposed residential development of the site.	Retain EW-S13 (Earthworks within outstanding natural features and landscapes, within special amenity landscapes and within the ridgelines and hilltops in the Upper Stebbings Glenside West Development Area) as notified.	Accept in part	No
Greater Wellington Regional Council	351.247	General District wide Matters / Earthworks / EW-S14	Amend	Considers the Natural Resources Plan defines erosion prone land as greater than 20 degrees. A slope of 34 degrees or higher, as drafted, is very steep. Using this slope has the potential to create more effects on the environment than the standard would anticipate. Greater Wellington also notes that 34 degrees is difficult to calculate on the ground.	Seeks for WCC to consider reducing the existing slope angle to 20 degrees for consistency with the Natural Resources Plan.	Reject	No
Z Energy Limited	361.14	General District wide Matters / Earthworks / EW-S14	Support in part	EW-S14 is supported as it includes a 'catch all' standard (EW-S14(3)) for earthworks in 'all areas' which is assumed to include the Broadway Precinct where a Z Energy service station is located.	Retain EW-S14 (Earthworks in the Airport Zone) with amendment.	Accept	No
Z Energy Limited	361.15	General District wide Matters / Earthworks / EW-S14	Amend	EW-S14 should be clarified on whether it relates to permanent structures and aboveground structures and therefore does not relate to temporary and/or aboveground ground structures.	Amend EW-S14 (Earthworks in the Airport Zone) to clarify that it does not relate to temporary and/or aboveground ground structures.	Accept	No
Wellington International Airport Ltd	406.381	General District wide Matters / Earthworks / EW-S14	Oppose	Opposes EW-S14. [See paragraphs 4.93 to 4.96 of original submission for full reason]	Opposes EW-S14 (Earthworks in the Airport Zone) and seeks amendment.	Accept in part	Yes

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Wellington International Airport Ltd	406.382	General District wide Matters / Earthworks / EW-S14	Amend	Opposes EW-S14. [See paragraphs 4.93 to 4.96 of original submission for full reason]	Amend EW-S14 (Earthworks in the airport zone) as follows: 1. In the Rongotai Ridge Precinct, or in relation to the Hillock at the south end of the Terminal precinct earthworks shall not: a. Alter the existing ground level by more than 2.5 metres measured vertically. b. Disturb more than 250m ² of ground surface. c. Be undertaken on slopes of more than 34° in relation to the Hillock and 45° in relation to the Rongotai Ridge Precinct. 2. In the Miramar South Precinct, earthworks must be undertaken in accordance with an Erosion and Sediment Control Plan prepared in accordance with the Erosion and Sediment Control Guidelines for the Wellington Region (or equivalent). 2.3 In all areas, a structure used to retain or stabilize a slope must be no higher than 2.5m measured vertically. Except: a. The construction, upgrade or maintenance of: i. Apron and taxiway surfaces. ii. Road and accessway surfaces. 3. No earthwork shall create a dust nuisance. 4. As soon practicable, but not later than three months after the completion of earthworks or stages earthworks, the earthworks area must be stabilised with vegetation or sealed, paved, metalled or built over. (Option A).	Accept in part	Yes
Wellington International Airport Ltd	406.383	General District wide Matters / Earthworks / EW-S14	Amend	Opposes EW-S14. [See paragraphs 4.93 to 4.96 of original submission for full reason]	Amend EW-S14 (Earthworks in the airport zone) as follows: Assessment criteria where the standard is <u>not met</u> infringed: 1. Rongotai Ridge Precinct: a. Extent of cut faces; b. Enhancement of pedestrian and cycle networks; b.e. Impact on views of, through and within the site; and d. Connections to community and recreation resources. 2. Miramar South Precinct: a. Erosion and Sediment Control Guidelines for the Wellington Region (or equivalent). 2.3 In all areas, any relevant aspect of: ... 3. <u>With respect to EW-S14(4):</u> a. <u>The effectiveness of temporary measures to avoid the creation of dust nuisance.</u> 4. <u>With respect to EW-S14(5):</u> a. <u>The effectiveness of permanent measures to avoid erosion, the creation of dust nuisance, to filter silt and sediment and reduce the volume and speed of runoff from the site.</u> 5. 4. In all areas, any relevant aspect of: ... (Option A).	Accept in part	Yes
Wellington International Airport Ltd	406.384	General District wide Matters / Earthworks / EW-S14	Oppose	Opposes EW-S14. [See paragraphs 4.93 to 4.96 of original submission for full reason]	Delete EW-S14 (Earthworks in the airport zone) in its entirety. (Option B).	Reject	No

Submitter Name	Sub No / Point No	Sub-part / Chapter / Provision	Position	Summary of Submission	Decisions Requested	Independent Hearings Panel Recommendation	Changes to PDP?
Rod Halliday	25.30	General District wide Matters / Earthworks / EW-S15	Not specified	Considers that it is not clear in EW-S15 what is defined as a Gas Transmission Pipeline corridor. It is presumed it is national bulk lines but there is no clear definition. Without one, the standard may capture minor residential supply pipes down to individual stubs to dwellings.	Clarify the definition of 'Gas Transmission Pipeline Corridor' in EW-S15 (Earthworks in the national grid yard and gas transmission pipeline corridor).	Accept in part	No
Firstgas Ltd	FS97.13	Part 2 / General District wide Matters / Earthworks / EW-S15	Support	Firstgas supports this submission which seeks that the definition of 'Gas Transmission Pipeline Corridor' is clarified to align with Firstgas' original submission seeking for the definition of 'Gas Transmission Pipeline Corridor' to be added. The inclusion of this definition is required to help implement rules sought in the Plan which relate to the gas transmission pipeline corridor. The definition would allow buffer/setback areas to be determined and therefore appropriately managing potential reverse sensitivity effects. This definition would provide clarity to the plan user of the extent of the pipeline corridor.	Allow	Accept in part	No
Firstgas Limited	304.42	General District wide Matters / Earthworks / EW-S15	Support	EW-S15 is supported as it relates to the gas transmission pipeline corridor. The standards recognise the importance of the integrity and stability of the regionally significant infrastructure.	Retain EW-S15 (Earthworks in the national grid yard and gas transmission pipeline corridor) as notified.	Accept in part	No
Transpower New Zealand Limited	315.177	General District wide Matters / Earthworks / EW-S15	Amend	<p>Related to EW-R22, seeks amendment to the standard EW-S15 for those provisions specific to the National Grid.</p> <p>Seeks an amendment to the depth standard to move the standard to the rule. Considers the depths should be amended to better reflect NZECP34 but with all support structures treated the same in respect of setbacks (thereby recognising the risks to the National Grid extend beyond those addressed by NZECP34). An additional clause is sought to ensure ongoing access is maintained to support structures. Seeks minor grammatical and wording refinements. Seeks the separating of the National Grid from the Gas Transmission pipeline to avoid confusion to plan users</p>	<p>Amend EW-S15 (Earthworks in the national grid yard and gas transmission pipeline corridor) as follows:</p> <p>EW-S15 Earthworks in the National Grid Yard and gas transmission pipeline corridor All Zones</p> <p>1. Earthworks or vertical holes in the National Grid Yard must comply with the following:</p> <p>a. Earthworks or vertical hole/s depth must be no greater than:</p> <p>i. 300 millimetres within 2.2 metres of any National Grid support poles or stay wires; or</p> <p>ii. 750 millimetres between 2.2 metres and 5 metres of the pole or stay wire.</p> <p>b. Earthworks or vertical hole depth must be no greater than:</p> <p>i. 300 millimetres within 6 metres of the outer visible edge of a foundation of any National Grid support tower (including any tubular steel tower that replaces a steel lattice tower); or</p> <p>ii. Between 6 metres and 12 metres from the outer visible edge of a foundation of any National Grid support tower (including any tubular steel tower that replaces a steel lattice tower).</p> <p>a. e. The earthworks must not result in a reduction in the ground to conductor clearance distances as required in Table 4 of the New Zealand Electrical Code of Practice for Safe Electrical Distances (NZECP 34:2001) ISSN 01140663.</p> <p>b. d. The earthworks must not result in vehicular access to a National Grid support structure being permanently obstructed.</p> <p>c. Not compromise the stability of a National Grid support structure.</p> <p>...</p>	Accept	Yes