

# NOSZ - Natural Open Space Zone

Section / Sub-section / Provision	Submitter Name	Submission number / Point Number	Position	Summary of Submission	Relief Summary	Link to Submission (click to open)
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Standards Table /NOSZ-S4: Fences and walls	Natasha Duncan-Sutherland	31.29	Oppose	Considers that a limit on fence heights to 1.2 metres will place children at risk of dog attacks. The submitter seeks no restriction on fence heights with the exception that a new rule is introduced that requires front fence heights of at least 6 feet where a large-breed dog is owned.	Delete any restriction on fence heights and introduce a new rule requiring a front fence of at least 6 feet on properties where a large-breed dog is owned.	Open Submission
NOSZ - Natural Open Space Zone /Policies	Peter Grant	78.15	Amend	Supports retaining and enhancing the natural environment by ensuring that activities, buildings and other structures are compatible with the natural characteristics of the zone. Considers the need to ensure these spaces are accessible to all with the anticipated increase in housing developments, and the proposed introduction of medium and high-density residential zones.	Amend for a clear focus on accessibility to and through spaces in the form of suitable parking and pathways in particular, and provision of adequate resting points which make use of quality seating areas while ensuring structures are compatible with the natural characteristics of the zone.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Standards Table /NOSZ-S2: Yards	Sheena McGuire	168.123	Amend	Notes that the NOSZ Chapter contains a standard requiring a 6m building setback from any site boundary. Supports this standard but seeks amendment to ensure that the setback applies to structures as well.	Amend as follows: Any part of a building (including eaves and guttering) or structure must not be erected closer than 6m to any site boundary. Any building, fence, permanently fixed structure or part thereof must not be erected closer than 6m from the top of the bank of any watercourse or open drain.	Open Submission
NOSZ - Natural Open Space Zone /Assessment criteria	Fleur Lincoln Napier City Council	196.26	Amend	The current assessment criteria in the open space zones refer only to "any values identified in an approved Resource Management Plan". In addition to values, Reserve Management Plans (and plans under the Conservation Act) may refer to activities, structures and other methods. These plans are a relevant consideration under s104 for decision making on resource consents and will assist in ensuring an integrated approach to planning. Therefore the criteria should require wider regard be given to these other plans "	Add a new assessment criteria: <u>Whether the proposal is consistent with the outcomes sought in any relevant adopted reserve management plan, conservation management strategy or conservation management plan.</u>	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R4: Additions, alterations, or new buildings	Fleur Lincoln Napier City Council	196.31	Amend	The rules for this zone currently do not permit small scale buildings and structures that support conservation activities, which would be consistent with the objectives for the zone, for example, skink protection structures.	Reword to <u>"The building or structure is for public amenities or directly related to conservation of indigenous flora and/or fauna".</u>	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R3: Community activitiesNOSZ-R3A	Fleur Lincoln Napier City Council	196.37	Amend	Community activity is not defined in the PDP and therefore it is unclear what activities are covered by this rule.	- Change term to "Community facility" which is defined. - Change all references in the PDP from Community activity to Community facility for consistency and clarity for plan users.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table	Amelia Longley	222.25	Amend	Amendment sought clarifies that any applicant must also refer to Reserves Act legislation and the relevant Reserves Management Plan. This is particularly important for new activities establishing on Council parks. It also clarifies that provisions in other district wide sections of the District Plan may also be relevant.	<b>NOSZ - Natural Open Space Zone - Rules Table</b> <b><u>Note 1: In addition to these provisions of the District Plan, the provisions of the Reserves Act 1977 and associated Reserve Management Plan also apply.</u></b> <b><u>Note 2: It is important to note that in addition to the provisions in this chapter, the following Part 2: District-Wide Matters / General District-Wide Matters may also apply:</u></b> • <b><u>NU – Network Utilities</u></b> • <b><u>TPT- Transport</u></b> • <b><u>EW – Earthworks</u></b> • <b><u>LIGHT – Light</u></b> • <b><u>NOISE - Noise</u></b> • <b><u>SIGN – Signs</u></b> • <b><u>TEMP – Temporary Activities</u></b>	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R1: Maintenance and repair to existing buildings	Amelia Longley	222.26	Oppose	There are no definitions for 'maintenance' and 'repair' (other than in relation to heritage buildings and network utilities). It therefore does not seem relevant to have a specific rule for these types of activities, and they could occur as ancillary to the main activity.	Seeks to delete NOSZ-R1.	Open Submission

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NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R2: Recreational activities	Amelia Longley	222.27	Amend	Insert new definition for informal recreation (as outlined above) and delete clause 2 as it is covered by the definition of recreational activities / informal recreational activities.	Amend as sought and apply consistent format and terminology to Rule NOSZ-R3 Community <del>activities</del> facility <u>activity rule</u> .  <b>NOSZ-R2A</b> <b>Activity Status:</b> Permitted <b>Where:</b> 1. The activity is informal recreation, <del>or and</del> <del>2. Walking and/or bike paths.</del>  <b>NOSZ-R2B</b> <b>Activity Status where activity conditions are not met:</b> Discretionary	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R3: Community activities	Amelia Longley	222.28	Amend	Amend to be consistent with definitions. Noting that the definition of 'community facility' is a National Planning Standards definition and means land and buildings used by members of the community thus covers the facility as well as the activity.	Amend as sought and apply consistent format and terminology to Rule NOSZ-R2 <b>NOSZ-R3: Community activities facility activity</b>	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R3: Community activities	Amelia Longley	222.29	Amend	If submission on Rule NOSZ-R1 is accepted, reference to it in this Rule should be deleted. Condition 1 as currently written requires all 3 conditions to be met to fall within this rule. It is unlikely that an activity will be for all 3 of these activities at one time.	<b>NOSZ-R3A</b> <b>Activity Status:</b> Permitted <b>Where:</b> 1. Provided that any building work associated with the below activities complies with NOSZ-R4, <del>except where it is permitted by NOSZ-R1:</del> a. Education and research facilities directly related to the open space; or b. Information facilities accessory to a permitted activity, <del>and</del> or c. Public amenities  <b>NOSZ-R3B</b> <b>Activity Status where activity conditions are not met:</b> Discretionary	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R4: Additions, alterations, or new buildings	Amelia Longley	222.30	Amend	It is not clear how this rule relates to Rules NOSZ-R2 and NOSZ-R3, noting that the proposed definitions for Community facilities and Recreation activities provides for buildings as well as activities. The term 'addition' can be clarified by a reference to the Gross Floor Area, which is defined in the Interpretation section of the Plan. However the term 'alteration' is not clear and could include 'additions' (already identified), or changes internally or externally (but not an addition). This Rule as currently written, would require all 3 conditions to be met to fall within this rule. It is unlikely that this was the intention, and it is recommended that use of the word 'and' is replaced with 'or'.	Amend as sought and clarify how this rule relates to Rules NOSZ-R2 and NOSZ-R3. <b>NOSZ-R4: Additions to Gross Floor Area, alterations, or new buildings</b> <b>NOSZ-R4A</b> <b>Activity Status:</b> Permitted <b>Where:</b> 1. The building is for public amenities; <u>or</u> 2. The activity is building a fence(s) on the boundary, <u>or and</u> 3. The activity involves observation areas, viewing platforms, and related structures. <b>NOSZ-R4B</b> <b>Activity Status where activity conditions are not met:</b> Discretionary	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R5: Vehicle parking areas	Amelia Longley	222.31	Oppose	Vehicle parking areas are an ancillary activity and therefore fall within the definition of 'recreation activity' and 'community facilities'. In addition, Council is the manager of these spaces and any new vehicle parking areas will be subject to the provisions of a Reserve Management Plan. It is not appropriate or necessary for the District Plan to control these activities.	Seeks to delete rule NOSZ-R5.	Open Submission

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NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table	Amelia Longley	222.32	Amend	Insert new rule providing for Reserves Maintenance Activities (refer proposed new definition).	<p>Insert new rule as sought (or words to that effect)</p> <p><b><u>NOSZ-R5: Vehicle parking areas</u></b></p> <p><b><u>NOSZ R5: Reserve maintenance activities</u></b></p> <p><b><u>Activity Status: Permitted</u></b></p> <p><b><u>Where:</u></b></p> <p><b><u>1. The activity complies with all the relevant zone standards</u></b></p> <p><b><u>NOSZ-RX</u></b></p> <p><b>Activity status where activity conditions are not met:</b> Restricted discretionary</p> <p><b><u>Matters of discretion</u></b></p> <p>1. Neighbourhood and landscape character, and</p> <p>2. Safety, attractiveness, and connectivity of streets and public open spaces.</p> <p><b>Notification:</b> Any application under this rule is precluded from being publicly notified</p>	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R6: Activities infringing standards	Amelia Longley	222.33	Amend	Should only apply to permitted activities otherwise potentially could end up with a discretionary or non-complying activity that infringes standards being considered under this rule. Clarification of wording to assist in clearer interpretation of the Plan.	<p><b><u>NOSZ-R6: Permitted Activities infringing standards</u></b></p> <p><b>Activity Status:</b> Restricted Discretionary</p> <p><b>Matters of discretion are:</b></p> <p>1. The matters of discretion stated for <del>infringing</del> the relevant standard(s) <u>being infringed</u>.</p>	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R7: Relocated buildings	Amelia Longley	222.34	Oppose	Not necessary to have a separate rule for relocated buildings in this chapter. Buildings on NOSZ land require Council consent and must be erected in accordance with a relevant Reserve Management Plan.	Delete rule.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R9: Residential activities	Amelia Longley	222.35	Oppose	The requirement for managers to live onsite on Council reserves is no longer a Council practice and therefore it is not necessary to have a separate rule for this type of activity. The default Rule NOSZ-R11 is appropriate to cover instances where a Residential activity might be considered. Prohibited activity status is unnecessarily restrictive. The provisions of the Reserves Act 1977, and any relevant RMP would also apply.	Delete rule.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R10: Industrial activities	Amelia Longley	222.36	Oppose	There is no justification for 'Prohibited activity' status for activities in the Open Space zones and there may be some instance where you would want to permit industrial activities across a reserve eg pipes ancillary to an industrial activity such as Ravensdown example. 'Prohibited activity' status is only used when the activity in question cannot be contemplated in any circumstances, and should be justified in objectives and policies. If it does remain supporting policies linking to the rule should be included to explain why this status has been applied. The default rule NOSZ-R11 (Non-complying activity status) is sufficient to provide for any such applications on NOSZ sites.	Seeks to delete rule NOSZ-R10.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R11	Amelia Longley	222.37	Support	Support non-complying status for activities not otherwise provided for.	Retain NOSZ-R11.	Open Submission

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NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table	Amelia Longley	222.38	Amend	Council has a large number of reserves whose primary purpose is to provide for stormwater overflow and drainage activities. It is important that these activities are enabled in the open space zones. It is not clear whether such activities are provided for as network utilities or not. If not, it would be appropriate to define these works (refer proposed definition) and have an associated enabling rule in the open space zones.	Seeks clarification on if the PDP provides for these type of activities elsewhere in the Plan (eg in the Network Utilities chapter) and if not insert a new rule providing for them in the Open Space Zones.  <b>NOSZ-Rxx Stormwater and drainage activities</b>  <b>Activity Status:</b> Permitted <b>Where:</b> 1. The purpose of the reserve is for stormwater or drainage activities; and 2. The stormwater or drainage activities are undertaken by Council (or its contractors)  <b>Activity Status where activity conditions are not met:</b> Non-complying.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table	Amelia Longley	222.39	Amend	Insert new rule as sought. The purpose of this rule is to allow for reserve maintenance activities and buildings associated with them to take place within this zone. A definition of 'reserves maintenance activities' is also proposed.	<b>NOSZ-Rxx Reserve maintenance activities</b> - <b>Activity Status: Permitted</b> <b>Where:</b> - <b>1. The purpose of the activity supports the function and maintenance of Council owned reserves; and</b> <b>2. The reserve maintenance activities are undertaken by Council (or its contractors)</b>  <b>Activity Status where activity conditions are not met:</b> Non-complying.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Standards Table	Amelia Longley	222.40	Support	This note clarifies that activities must comply with the standards.	Retain and apply consistently across all open space zones.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Standards Table /NOSZ-S1: Height	Amelia Longley	222.41	Amend	Delete matter of discretion matter (3) as it is not relevant to the purpose.	<b>NOSZ-S1: Height</b> <b>Purpose:</b> to maintain the natural character of the open space  1. Buildings and structures must not exceed 4.5 m in height.  <b>Activity Status where standards are not met:</b> Restricted Discretionary <b>Matters of discretion are:</b> 1. Natural and landscape character; 2. Safety, attractiveness, and connectivity of streets and public open spaces, and 3. <del>Quality living environments.</del>	Open Submission

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NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Standards Table /NOSZ-S2: Yards	Amelia Longley	222.42	Amend	Delete matter of discretion matter (3) as it is not relevant to the purpose.	<p><b>NOSZ-S2: Yards</b>  <i>Purpose: to maintain the natural character of the open space; to provide for building maintenance; to provide for a safe and attractive streetscape; to maintain water quality; and provide access to watercourses or open drains for maintenance purposes.</i></p> <ol style="list-style-type: none"> <li>Any part of a building (including eaves and guttering) must not be erected closer than 6 m to any site boundary.</li> <li>Any building, fence, permanently fixed structure or part thereof must not be erected closer than 6 m from the top of the bank of any watercourse or open drain.</li> </ol> <p><b>Activity Status where standards are not met:</b> Restricted Discretionary  <b>Matters of discretion are:</b></p> <ol style="list-style-type: none"> <li>Natural and landscape character;</li> <li>Safety, attractiveness, and connectivity of streets and public open spaces, and</li> <li><del>Quality living environments.</del></li> </ol>	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Standards Table /NOSZ-S3: Building coverage	Amelia Longley	222.43	Amend	Delete matter of discretion matter (3) as it is not relevant to the purpose.	<p><b>NOSZ-S3: Building Coverage</b>  <i>Purpose: to maintain the natural character of the open space.</i></p> <ol style="list-style-type: none"> <li>Building coverage must not exceed 1% of the net site area.</li> </ol> <p><b>Activity Status where standards are not met:</b> Restricted Discretionary  <b>Matters of discretion are:</b></p> <ol style="list-style-type: none"> <li>Natural and landscape character;</li> <li>Safety, attractiveness, and connectivity of streets and public open spaces, and</li> <li><del>Quality living environments</del></li> </ol>	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Standards Table /NOSZ-S4: Fences and walls	Amelia Longley	222.44	Amend	Clarify how these rules will work with fencing requirements in the Residential Zone and achieve consistent fencing around the perimeter of public open spaces.  This rule could result in undesirable outcomes for open space. Consistent fencing, providing for visual surveillance around the park boundaries, is desirable.	<p>Seeks Clarification on how these rules will work with fencing requirements in the Residential Zone and achieve consistent fencing around the perimeter of public open spaces.</p> <p><b>NOSZ-S4: Fence and walls</b>  <i>Purpose: to provide for privacy of sites adjoining open spaces while enabling opportunities for passive surveillance of the public open space</i></p> <ol style="list-style-type: none"> <li><del>Fences or walls (or a combination of these structures) must not exceed the height specified below, measured from the ground level at the boundary:</del> <ol style="list-style-type: none"> <li><del>Along a common boundary with an adjacent residential or commercial zone, either:</del> <ol style="list-style-type: none"> <li><del>1.2 m in height; or</del></li> <li><del>1.8 m in height for no more than 50% of the site frontage and 1.2 m for the remainder, or</del></li> <li><del>1.8 m in height if the fence is at least 50% visually open as viewed perpendicular to the front boundary.</del></li> </ol> </li> </ol> </li> </ol> <p><b>Activity Status where standards are not met:</b> Restricted Discretionary  <b>Matters of discretion are:</b></p> <ol style="list-style-type: none"> <li><del>Natural character, and</del></li> </ol>	Open Submission

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NOSZ - Natural Open Space Zone /Assessment criteria	Amelia Longley	222.45	Amend	The activity status of an activity determines whether regard should be had to objectives and policies of this plan and not appropriate to have this note here.	When considering an application the Council will have regard to the relevant objectives and policies of this plan, the purpose of the rules and standards, and regard will also be had to the relevant assessment criteria set out below:	Open Submission
NOSZ - Natural Open Space Zone /Assessment criteria /NOSZ-AC1: Additions, alterations, or new buildings not meeting permitted conditions (NOSZ-R4); Relocated buildings (NOSZ-R7)	Amelia Longley	222.46	Amend	Consequential amendment supporting submission on Rules NOSZ-R4 and NOSZ-R7.	<p>NOSZ-AC1: Additions to Gross Floor Area, alterations, or new buildings not meeting permitted conditions (NOSZ-R4); Relocated buildings (NOSZ-R7)</p> <p>When considering an application, the Council will have regard to the relevant objectives and policies of this plan, the purpose of the rules and standards, and regard will also be had to the relevant assessment criteria set out below:</p> <p>Natural and landscape character</p> <p>a. The extent to which the natural and landscape character of the park or reserve is maintained by the location, layout, and external appearance of the proposed building. This includes consideration of:</p> <ul style="list-style-type: none"> <li>i. any values identified in an approved reserve management plan, and</li> <li>ii. any landscape, amenity character, heritage character, and/or ecological values identified by overlays applying to the open space.</li> </ul> <p>b. Whether parking, storage areas, and buildings are adequately screened from adjoining sites or public places and roads by fencing and/or landscaping.</p> <p>c. Whether proposed landscaping is compatible with the natural and landscape character of the surrounding environment. Safety, attractiveness, and connectivity of streets and public open spaces</p> <p>d. The extent to which the site layout and building design positively contribute to the attractiveness of streets and public open spaces.</p>	Open Submission
NOSZ - Natural Open Space Zone /Assessment criteria /NOSZ-AC2: Vehicle Parking areas not meeting permitted conditions (NOSZ-R5)	Amelia Longley	222.47	Oppose	For the same reasons as set out with respect to Rule NOSZ-R5, delete these provisions.	Delete NOSZ-AC2.	Open Submission
NOSZ - Natural Open Space Zone /Assessment criteria /NOSZ-AC3: Recreational activities not meeting permitted standards (NOSZ-R2); Community facilities not meeting permitted standards (NOSZ-R3); Commercial activities (NOSZ-R8); Residential activities (NOSZ-R9)	Amelia Longley	222.48	Amend	Consequential amendment to reflect submission on NOSZ Rules NOSZ-R8 and NOSZ-R9. AC (j) Reference to centres does not seem relevant to consideration of recreational and community facility activities.	<p><b>NOSZ-AC3: Recreational activities not meeting permitted standards (NOSZ-R2); Community facility activities not meeting permitted standards (NOSZ-R3); Commercial activities (NOSZ-R8); Residential activities (NOSZ-R9) Activities not otherwise provided for (NOSZ-R11)</b></p> <p><i>Natural and landscape character</i></p> <p>a. The extent to which the activity would detract from the character and function of the open space, including any values identified in an approved reserve management plan or in a plan overlay.</p> <p>b. The extent to which the activity will contribute to the use, benefit, and enjoyment of the open space.</p> <p><i>Contribution to community wellbeing</i></p> <p>c. The extent to which locating the commercial activity in the Natural Open Space Zone will contribute to the wellbeing of the local community while meeting the intended function of the zone.</p> <p>d. Whether that contribution could be achieved by locating the activity in a zone other than the Natural Open Space Zone.</p> <p><i>Safety, attractiveness, and connectivity of streets and public open spaces</i></p>	Open Submission

# NOSZ - Natural Open Space Zone

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NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R8: Commercial activities	Amelia Longley	222.142	Oppose	Commercial activities associated with associated with clubrooms are not appropriate, as clubrooms themselves have been excluded from Rule NOSZ R2 above. Commercial activities are generally not desirable in the NOSZ Zone and it is not necessary to have a separate rule for these activities. The default Rule NOSZ-R11 is appropriate to cover instances where a Commercial activity might want to be considered. Prohibited activity status is unnecessarily restrictive.	Delete NOSZ-R8.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R7: Relocated buildings	Sean Thompson	225.16	Support	The Association considers that it is not self-evident from the analysis and rationale in the proposed plan, including in terms of s 32 RMA, why relocated buildings should be classified as non-complying in the NCZ, LCZ, LFRZ, LIZ and GIZ. It is accepted that relocated buildings should be discretionary in the Natural Open Space Zone, and there may be urban design and other considerations applicable to the Town Centre Zone and City Centre Zone which warrant different treatment. Since a 2004 Central Otago Environment Court decision most local authorities in New Zealand have either adopted permitted activity classification for relocated buildings (with no standards) or provided for permitted activity status with prescribed performance standards.	Seeks to amend as follows: b. For the relocated building rules in all zones (including NCZ), the removal of the requirement to deposit a monitoring fee at the same time as submitting the relocated building report; c. Amending the performance standards in relation to relocated buildings in accordance with the wording in the attached Schedule 1 (which can be found in the attached submission), to provide for: i. modification of the performance timeframes such that relocation on permanent foundation is required within two months, and twelve months is allowed for the completion of all reinstatement works; ii. provision for a pre-inspection report in the same or similar form as found in Schedule 2 (which can be found in the attached submission).Consequential or further relief including to the relevant objectives, policies and provisions of the proposed plan in order to give effect to relief sought. (The reasons are stated in detail in the full submission)	Open Submission
NOSZ - Natural Open Space Zone /Objectives /NOSZ-O1: Natural Open Space Zone purpose	Trevor Ellis	253.81	Amend	“Natural values” has not been defined in the plan. There have been references to ecological, aquatic, cultural, landscape, amenity values, all which could be considered natural values. For clarity, natural values should either be defined or replaced with another term that has been defined. If it is not defined and/or clarified, it could lead to certain values being missed and/or not appropriately assessed when activities are undertaken in the Natural Open Space Zone. The Natural Open Space Zone is the primary zone protecting the Ahuriri Estuary and Tutaekuri river from inappropriate use and development. To additionally avoid confusion, the word restored should be inserted.	Implement a definition for natural values or replace with a term that has been defined. And Amend the objective as following: NOSZ-O1: Natural Open Space Zone purpose The natural values of the Natural Open Space Zone are retained, restored and enhanced.	Open Submission
NOSZ - Natural Open Space Zone /Objectives /NOSZ-O2: Quality natural open space environments	Trevor Ellis	253.82	Amend	Natural characteristics is not a term defined in the plan and is only used in the NOSZ chapter. By changing the word characteristics to values, or another term as to keep in line with the submission point on NOSZ-O1, it will provide greater clarity on NOSZ implementation.	Amend the objective as following: NOSZ-O2: Quality natural open space environments Development contributes to safe, accessible, and attractive natural open space environments while maintaining the natural <u>values</u> characteristics of the park or reserve.	Open Submission
NOSZ - Natural Open Space Zone /Policies /NOSZ-P1: Activities	Trevor Ellis	253.83	Support	Natural characteristics is not a term defined in the plan and is only used in the NOSZ chapter. considers that by changing the word characteristics to values, or another term as to keep in line with the submission point on NOSZ-O1, it will provide greater clarity on NOSZ-P1’s implementation.	seeks to amend NOSZ-P1 as follows: NOSZ-P1: Activities Manage activities and development in the Natural Open Space Zone to ensure they are compatible with the natural <u>values</u> characteristics of the zone.	Open Submission
NOSZ - Natural Open Space Zone /Policies /NOSZ-P3: Infrastructure and natural hazards	Trevor Ellis	253.84	Amend	Considers that in light of recent severe weather events, it is crucial that Napier implements soft/natural flood defences where possible. Wandering waterways are excellent natural flood defences since the curvature of the pathway slows down the water and thus reduces harm. Another requirement to encourage the implementation of water sensitive design, as defined in the interpretation, and hydraulic control would provide benefit for both stormwater management and indigenous biodiversity.	seeks to amend NOSZ-P3 to include: NOSZ-P3: Infrastructure and natural hazards Maintain the drainage functions of the city and contribute to the resilience of adjacent development including by: a. Combining open space amenity with drainage functions;b. Ensure that linear drainage reserves will be unobstructed by development so that risk from flooding is not increased, <del>and</del> ; c. Recognising the risk of liquefaction and lateral spread along open drains and other waterbodies, and <u>d. Encouraging water sensitive design and hydraulic control.</u>	Open Submission

# NOSZ - Natural Open Space Zone

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NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R1: Maintenance and repair to existing buildings	Trevor Ellis	253.85	Oppose	Considers that maintenance and repair to existing buildings is an incredibly broad activity that could require extensive work to complete. Having no controlled or discretionary aspects to the activity could allow for extensive works being done that would not otherwise be permitted.	Seeks one of the following:Implement some matters for control or discretion to prevent misuse. Or Provide assessment criteria for R1. Or Provide a definition of Maintenance and/or Repair in the interpretation section to assist in the interpretation of this section.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R5: Vehicle parking areas	Trevor Ellis	253.86	Amend	There is no limit to vegetation clearance under the rule as stands. It is likely that the Ecosystems and Indigenous Biodiversity chapter will cover vegetation clearance, but interim protections should be in place to limit vegetation clearance for car parks.	Seeks to amend R5 to include a limit on vegetation clearance for car park creation.	Open Submission
NOSZ - Natural Open Space Zone /Objectives /NOSZ-O1: Natural Open Space Zone purpose	Nichola Nicholson	264.8	Support	Supports in principle the proposed approach of retaining and enhancing natural values of Natural Open Space Zones.	No relief sought.	Open Submission
NOSZ - Natural Open Space Zone /Policies /NOSZ-P2: Quality natural open space environments	Nichola Nicholson	264.9	Amend	Seeks that the PDP includes provisions that propose/require enhancement of the natural environment through the restoration and replanting of indigenous vegetation and indigenous habitats.	Amend policy NOSZ-P2 to require the inclusion of indigenous vegetation and indigenous habitats.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /NOSZ-R11: Activities not otherwise provided for	NZ Transport Agency Waka Kotahi Kelsey Watson	277.148	Oppose	Notes there is no provision for infrastructure in NOSZ-R1-NOSZ-R10, meaning this activity falls into a non-complying activity status in accordance with NOSZ-R11. Notes sections of the SH designation fall within or adjoin Natural Open Space zoning and notes the non-complying activity status would set an overly restrictive activity status for the development, maintenance and operation of the SH transport network. Seeks amendments in the form of a new rule to provide for the maintenance and operation of infrastructure within the Natural Open Space Zone.	Add a new rule setting a restricted discretionary activity status for the maintenance, repair and operation of existing infrastructure.	Open Submission
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Rules Table /General	Alec Duncan	288.73	Amend	<p>Fire and Emergency requires the ability to construct and operate emergency service facilities (i.e., fire stations) in locations which will enable reasonable response times to fire and other emergencies. This means new fire stations may be necessary in any zone across the district in order to continue to achieve emergency response time commitments in situations where development occurs, and populations change. In this regard it is noted that Fire and Emergency is not a requiring authority under section 166 of the RMA, and therefore does not have the ability to designate land for the purposes of fire stations.</p> <p>Fire and Emergency notes that the effects of a fire station can be largely anticipated and, in the most part, do not differ to the effects of many activities that may be anticipated through rural and urban environments.</p> <p>Fire and Emergency requests that emergency service facilities are provided for as permitted activities in the larger, more extensive zones of the district to recognise the critical importance of emergency services to communities. In providing for emergency service facility as a permitted activity would mean that emergency service facilities would be controlled by the subsequent performance standards of each zone (such as height, height in relation to boundary, front yards, building coverage requirements).and the other relevant performance standards in other chapters (i.e., transport) to ensure that any effects are appropriately managed.</p>	<p>Seeks to include new permitted activity as follows:</p> <p><b>xxx-Rx: Emergency service facilities</b> <b>Activity Status:</b> Permitted - N/A</p> <p>Or</p> <p>To similar effect.</p> <p>And</p> <p>any other consequential amendments required to give effect to this new standard.</p>	Open Submission



# NOSZ - Natural Open Space Zone

Section / Sub-section / Provision	Submitter Name	Submission number / Point Number	Position	Summary of Submission	Relief Summary	Link to Submission (click to open)
NOSZ - Natural Open Space Zone /NOSZ - Natural Open Space Zone - Standards Table /General	Alec Duncan	288.92	Amend	<p>Fire and Emergency’s main area of concern is the provision of a water supply and access to this supply which will enable Fire and Emergency to operate effectively and efficiently to save lives and property in the event of a fire. This is best achieved through compliance with the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ 4509:2008.</p> <p>SNZ 4509:2008 sets out minimum water supply requirements required for firefighting water supply to both reticulated and non-reticulated areas. Where a development is unable to connect to the reticulated network, or the reticulated network has insufficient capacity and/or pressure, an alternative firefighting water source is required by Fire and Emergency. This could be from a dedicated firefighting water supply tank.</p> <p>Fire and Emergency notes that the subdivision chapter includes rules and standards applying to subdivision. Therefore, activities that do not require subdivision will not be subject to the servicing standards within, including SUB S14 that applies to the subdivision of new lots only and requires a firefighting water supply.</p> <p>A new standard is therefore requested in all zones of which development of new buildings are enabled to ensure that new development is provided with a water supply suitable for firefighting purposes.</p> <p>In relation to new standard XXX-SX(1), it is expected that all reticulated water supply networks (whether private or public) will be fully compliant with the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008 as required by the Code of Practice for Land Development and</p>	<p>Seeks to include a new performance standard as follows:</p> <p><b>XXX-SX: Firefighting water supply</b></p> <p><u>1. All new developments must be connected to a public reticulated water supply, where one is available.</u></p> <p><u>2. Where the new development will not be connected to a public reticulated water supply, or where an additional level of service is required that exceeds the level of service provided by the reticulated system, the developer must demonstrate how an alternative and satisfactory firefighting water supply can be provided in accordance with the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008.</u></p> <p><u>Matter of discretion:</u></p> <p><u>1. The extent of consistency with the requirements of the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008.</u></p> <p><b>Or</b></p> <p><b>To similar effect.</b></p> <p><b>And</b></p> <p>any other consequential amendments required to give effect to this new standard.</p>	Open Submission
NOSZ - Natural Open Space Zone /Objectives /NOSZ-O1: Natural Open Space Zone purpose	Dr. Chantal Page Natasha Sitarz	289.182	Amend	It is unclear whether “retaining” natural values will require the avoidance of adverse effects of activities.	Amend to: “Adverse effects of activities on tThe natural values of the Natural Open Space Zone are avoided, and these natural values are retained and enhanced.”	Open Submission
NOSZ - Natural Open Space Zone /Policies /General	Dr. Chantal Page Natasha Sitarz	289.183	Amend	Considers several of the natural open space zones in the district are in the coastal environment. The plan should state that the policies of the Coastal Environment chapter also apply to these zones.	Seeks to add: “The policies of the Coastal Environment chapter apply in the coastal environment in addition to those below.” Also see submission point regarding the need for rules in all relevant zones to give effect to the CE objectives and policies.	Open Submission
NOSZ - Natural Open Space Zone /General /General	Dr. Chantal Page Natasha Sitarz	289.184	Oppose	Arising from late notification of ECO-chapter.	Seeks to add: “The <b>Ecosystems and Indigenous Biodiversity</b> chapter includes provisions which relate to the Natural Open Space Zone. Where there is a conflict between the Natural Open Space Zone chapter and the Ecosystems and Indigenous Biodiversity chapter, the provisions that place greater or additional restrictions on activities with adverse effects on the natural environment will apply”.	Open Submission