

Gay Gibson

From: Bill Kingston <bill@mbcook.co.nz>
Sent: Friday, 24 October 2014 12:12 p.m.
Subject: Proposed Variation 2 LWRP Submission
Attachments: doc20141024120821.pdf

Importance: High

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

Clause 6 of Schedule 1, Resource Management Act 1991

To Canterbury Regional Council

Environment Canterbury

Freepost 1201

By email: mailroom@ecan.govt.nz

Name of submitter: William (Bill) Kingston

- 1. This is a submission on the following proposed variation to a proposed plan (the **proposal**):

Proposed Variation 2 to the proposed Land and Water Regional Plan

- 2. I could not gain an advantage in trade competition through this submission.
- 3. The specific provisions of the proposal that my submission relates to are the provisions set out in Annexure 1 and Annexure 2.
- 4. My submission is as set out in the general relief in Annexure 1 and the specific relief in Annexure 2.
- 5. I seek the following decision from the local authority:
 - a. Relief set out in Annexure 2; or
 - b. Such alternative relief that has the same, or similar, effect as that suggested in this submission.
- 6. I wish to be heard in support of my submission.
- 7. If others make a similar submission, I will consider presenting a joint case with them at a hearing.

.....
William W Kingston
Signature of submitter

.....
22th October 2014
Date

Address for service of submitter: 200 Dowdings Road, RD 3, Ashburton

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Fax/email: bill@mbcook.co.nz

Contact person: [name and designation, if applicable]
Bill Kingston Director Skubheree Farm Limited

Annexure 1: General Reasons for Relief

I have farmed in the Hinds drainage district east of SH1 between the Ashburton and Hinds Rivers for the past 42 years. Five years ago our family farm was converted to a dairy farm running 600 cows and employing three extra full-time staff.

I have been involved in the Hinds Plains area consultative process; and am a member of the recently formed Hinds Drains Working Party.

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Annexure 2: Specific Relief Sought

Page	Reference	Issue/concern	Relief sought
3	Policy 13.4.5	Support	Support with the proviso that it recognised that not all applicants will be able to access deep groundwater due to sand/salt intrusion and well interference effects
3	Policy 13.4.6	Support	
3	Policy 13.4.9	Support with amendment	(c) restricting increases in nitrogen load in the Upper Hinds/Hekeao Plains Area; and
4	Policy 13.4.9	Support with amendment	(d) Aim to reduce the N load in surface and shallow groundwater N concentrate to a level of 6.9 mg/l (including MAR) in the Lower Hinds/Hekeao Plains Area and adopting the use of managed aquifer recharge to augment groundwater and/or surface water.
4	Policy 13.4.10	Support with amendment	(a) where practical excluding intensively farmed stock from drains in addition to the region-wide stock exclusion rules; and
4	Policy 13.4.12	Oppose - there should not be a target load, the measurement sort is the NPS for Freshwater Management 2014 bottom line N concentrate level of 6.9 in the surface water	Improve water quality in the Lower Hinds/Hekeao Plains Area by reducing the discharge of nitrogen from farming activities.
4	Policy 13.4.13	(a) oppose – timeline should be 3 years post adoption of MGM project numbers to give flexibility to farmers and local authorities to put in place the required systems	Requiring existing farming activities to meet good management practice nitrogen loss rates 3 years post adoption of the MGM project numbers.
4	Policy 13.4.13	(b) oppose – with the current technology it is financially very difficult to make the required reductions. Variation 2 is required to be reviewed by 2020, this is when future reduction targets should be revised and set at that review period.	Delete
4	Policy 13.4.13	(c) support	Support land use change or intensification to a maximum of 30000 ha in the area
4	Policy 13.4.14	Support (a) (c) & (f) with amendments	(a) significant adverse effects on cultural values, including those associated

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			with unnatural mixing of water are satisfactorily avoided or mitigated; (c) significant adverse effects on fish passage are avoided or mitigated; (f) adverse effects on people and property from raised groundwater levels and higher flows are avoided.
4	Policy 13.4.14	(e) oppose	delete
5	Policy 13.4.15	Support with amendments	Enable catchment restoration activities that protect springheads; protect, establish or enhance planted riparian margins; create, restore or enhance wetlands.
5	Policy 13.4.17	Support	Provides continuity to consent holders
5	Policy 13.4.19	Oppose – timeline is too short to develop recommendations on minimum flows. MAR and TSA are expected to have a positive effect on surface flows but neither MAR or TSA be fully operational by 2020	Delete
5	New policy	13.4.20 ensure continued farming activity is possible	Add following policy – Manage water take and land use, water quality and land use activities in the Hinds/Hekeao Plains Area in a manner that recognises the economic significance and importance of continuing to provide for existing and consented farming activities.
7	Policy 13.5.15	Submit in support of up 1 Jan 2017 farming is a permitted activity	support
8	Policy 13.5.17	<u>1.</u> Replace text with	There needs to be a clear intent and actions to indicate a movement towards the targets in the FEP
8	Policy 13.5.17	<u>2. & 4.</u> Delete discretions	delete
8	Policy 13.5.18	Change policy 13.5.18 to restricted discretionary activity to give applicants a clear indication of expectations they need to comply with.	The use of land for a farming activity as part of a farming enterprise in the Lower Hinds/Hekeao Plains Area is a restricted discretionary activity, provided the following conditions are met:
9	Policy 13.5.22	Notification should also apply to policy 13.5.17 to remove the possibility of a public hearing for consent to farm	Add to policy 13.5.17 Notification Pursuant to section 95A and 95B of the RMA an application for resource consent under this rule will be processed and considered without public or limited notification.
10	Policy 13.5.26	Delete reference to a drain	Within the Hinds/Hekeao Plains Area any reference to the bed of a lake, river or wetland in Rules 5.68, 5.69, 5.70 and 5.71, but does not include any sub-surface drain, storm water swale or other artificial watercourse which is ephemeral in nature.

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11	Policy 13.5.31	Delete <u>3</u> and replace with the following text	The effects the take has on any other authorised abstraction, including interference effects as indicated by a Step Test undertaken in accordance with the requirements of Schedule 11 and well interference conditions must be enabling to allow changes of consent conditions
12	Policy 13.5.34	Support until the VGWAZ is deemed under allocated then do not support	The temporary or permanent transfer, in whole or in part, (other than to the new owner of the site to which the take and use of water relates and where the location of the take and use of water does not change) of a water permit to take or use groundwater within Valetta Groundwater Allocation Zone is a prohibited activity until such time as the zone is deemed not over allocated.
12	Policy 13.5.35 and policy 13.5.36	Clarification is needed on how the taking of groundwater will allow the augmentation of groundwater	Support
16	Table 13(d)	Oppose	Delete
16	Table 13(e)	Oppose	Delete
19	Table 13(g)	Oppose, do not agree with a total load tonnage, area should be measured on N concentration in shallow ground water and surface water	Delete
19	Table 13(h)	Oppose – reductions need to be reviewed at the 5 year review based on available and known mitigation at that time.	Delete
19	Table 13(h)	Support 0% reductions for other farming activities	Support 0% reductions for other farming activities as long as there is a clear intent to move to GMP practices and discharge is not above 27 kg N ha/yr from overseer
21	Schedule 7	Oppose	
23	Schedule 24a	(b) Support with amendments – delete (iv)	
23	Schedule 24a	(c) (ii) support with amendments	(ii) For all winter grazing of intensively farmed stock adjacent to any river, lake, (excluding irrigation canals or stock water races) or a wetland, a 3m vegetative strip (measured from the edge of the bed of the river, lake, artificial watercourse, or wetland) from which stock are excluded, is maintained around the water body

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24	Schedule 24a	(b) cultivation (ii) support with amendments	(ii) For all cultivation adjacent to any river, lake, (excluding irrigation canals or stock water races) or a wetland, a 3m uncultivated vegetative strip (measured from the edge of the bed of the river, lake, artificial watercourse, or wetland) is maintained around the water body.
25	Schedule 24a	(e) addition (iv)	Storage upgrades as required to ensure that dairy shed effluent is not applied to waterlogged soils.

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