

**From:** Katie Morrison  
**To:** [Mailroom Mailbox](#)  
**Subject:** Submission on Proposed Amendments to the Canterbury Regional Council Flood Protection and Drainage Bylaw 2013 by Erralyn Farm Limited  
**Date:** Monday, 2 July 2018 3:50:51 p.m.  
**Attachments:** [Submission on Proposed Amendments to the Canterbury Regional Council Flo....pdf](#)

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Good afternoon,

Please find the **attached** Submission, on behalf of Erralyn Farm Limited, in relation to the Proposed Amendments to the Canterbury Regional Council Flood Protection and Drainage Bylaw 2013.

Kind regards,

BEN WILLIAMS

PARTNER

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Submitter ID:

## Submission on Proposed Amendments to the Canterbury Regional Council Flood Protection and Drainage Bylaw 2013

Please note that this form is only for submissions on the Proposed Amendments to the Canterbury Regional Council Flood Protection and Drainage Bylaw 2013.

**Public information** - all information contained in a submission under the Local Government Act 2002, including names and addresses for service, becomes public information. Your information is held and administered by Environment Canterbury in accordance with the Local Government Official Information and Meetings Act 1987 and the Privacy Act 1993. This means that your information may be disclosed to other people who request it in accordance with the terms of these Acts. It is therefore important you let us know if your form includes any information you consider should not be disclosed.

**Return your completed submission by 5:00pm, Monday 2 July 2018:**

**By Hand:**

Environment Canterbury offices at

- 200 Tuam Street, Christchurch
- 75 Church Street, Timaru
- 96 West End, Level 2, Kaikoura

**By Post:**

Freepost 1201  
Flood Protection and Drainage Bylaw  
Environment Canterbury  
P O Box 345  
Christchurch 8140

**By Email:**

[mailroom@ecan.govt.nz](mailto:mailroom@ecan.govt.nz)

**Full Name:** Ben Williams

**Phone (Hm):** \_\_\_\_\_

**Organisation\*:** Erralyn Farm Limited

**Phone (Wk):** 03 353 0343

\* the organisation that this submission is made on behalf of (where applicable)

**Postal Address:** Level 5, 60 Cashel Street, Christchurch

**Phone (Cell):** \_\_\_\_\_

**Postcode:** 8013

**Email:** Ben.Williams@chapmantripp.com

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

**Contact name and postal address for service of person making submission** (if different from above):

**Signature:** \_\_\_\_\_

**Date:** 02/07/2018

(Signature of person making submission or person authorised to sign on behalf of person making the submission – Please note a signature is not required if the submission is made by electronic means).

☐

I do not wish to be heard in support of my submission; or

☒

I do wish to be heard in support of my submission; and if so,

☒

I would be prepared to consider presenting my submission in a joint case with others making a similar submission at any hearing

(1) The specific provisions of the Proposal that my submission relates to are:		(2) My submission is that: <i>(include whether you support or oppose the specific provisions or wish to have them amended and the reasons for your views).</i>		(3) I seek the following decisions from Environment Canterbury:  <i>(Please give precise details for each provision. The more specific you are the easier it will be for the Council to understand your concerns.)</i>
Section & Page Number	Sub-section/ Point	Oppose/support (in part or full)	Reasons	
			Please see the attached submission.	

Add further pages as required – please initial any additional pages.

## **SUBMISSION ON PROPOSED AMENDMENTS TO THE CANTERBURY REGIONAL COUNCIL FLOOD PROTECTION AND DRAINAGE BYLAW 2013**

**To** Environment Canterbury

Name of submitter: Erralyn Farm Limited (*Erralyn*)

- 1 This is a submission on the Proposed Amendments to the Canterbury Regional Council Flood Protection and Drainage Bylaw 2013 (the *Proposal*).
- 2 Erralyn could not gain an advantage in trade competition through this submission.
- 3 Erralyn wishes to be heard in support of the submission.
- 4 Erralyn's submission on the Proposal relates specifically to the flood protection vegetation line in Map 37, Schedule 1 of the Proposal.

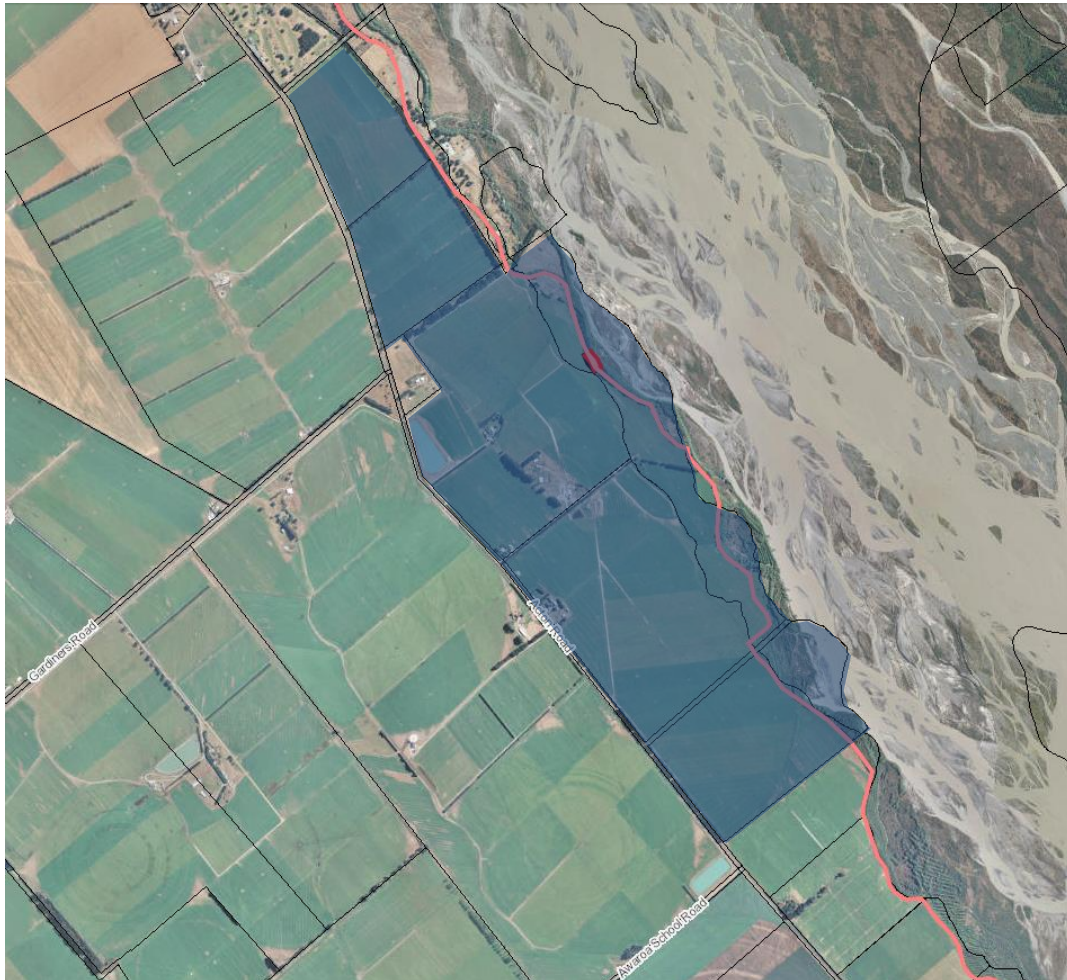
### **Introduction**

- 5 Erralyn is generally supportive of the Proposal, subject to the amendment of the flood protection vegetation line (to the extent required) identified below.
- 6 A summary of Erralyn's farming operations and reasons for Erralyn's submission are set out below.

### **Background to Erralyn's farming operations**

- 7 Erralyn has been farming the land shown in blue in **Figure 1** for a large number of years now (the *Property*). The Property is located on Acton Road, adjacent to the Rakaia River.
- 8 The property is subject to existing water rights for irrigation purposes.
- 9 In May 2013, Erralyn acquired resource consent CRC135495 which authorises the use of a centre-pivot irrigator over an area in the southern part of the Property.
- 10 In January 2018, Erralyn acquired the following resource consents:
  - 10.1 CRC167731 which authorises Erralyn to undertake flood protection works within the bed of the Rakaia river (including groyne construction and the disturbance of vegetation); and
  - 10.2 CRC167732 which authorises Erralyn to divert river braids in association with carrying out the flood protection works under CRC167731.
- 11 Erralyn has a particular interest in the location of the flood protection vegetation line as identified in the Flood Protection and Drainage Bylaw 2013 (the *Bylaw*) and the Proposal. The flood protection vegetation line is shown as the pink line in **Figure 1** below.

- 12 Erralyn seeks to ensure that the location of the flood protection vegetation line in the Proposal does not adversely affect the resource consents Erralyn currently holds or the existing and historic uses on the Property.



**Figure 1:** The approximate outline of the Erralyn Farm (and associated property) is shown in blue. The flood protection vegetation line from the Bylaw is shown in pink.

- 13 Erralyn accordingly seeks that the flood protection vegetation line in the Proposal be amended to more accurately describe the true vegetation line which is maintained by ECan for the purposes of flood protection – and that it reflect existing authorisations and the Land and Water Regional Plan rules and definitions.

**Signed** for and on behalf of Erralyn Farm Limited by its solicitors and authorised agents  
Chapman Tripp

Ben Williams

Partner  
2 July 2018

(A signature is not required if you make your submission by electronic means)

Address for service of submitter:

Erralyn Farm Limited  
c/- Ben Williams  
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60 Cashel Street  
PO Box 2510  
Christchurch 8140  
Email address: Ben.Williams@chapmantripp.com

**Note to person making submission**

If you are making a submission to the Environmental Protection Authority, you should use form 16B. If you are a person who could gain an advantage in trade competition through this submission, your right to make a submission may be limited by clause 6(4) of Part 1 of Schedule 1 of the Resource Management Act.