

28/07/2023

Waitomo District Council
Proposed District Plan
Queen Street
Te Kuiti 3910

By email to: districtplan@waitomo.govt.nz

Waitomo Proposed District Plan Further submissions

NAME OF SUBMITTER:

KiwiRail Holdings Limited (KiwiRail)

ADDRESS FOR SERVICE:

Level 1
KiwiRail Building
604 Great South Road
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Auckland 1142

Attention: Pam Butler

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KiwiRail made a submission on the Proposed Waitomo District Plan ("**Proposed Plan**") (submitter 51). KiwiRail makes the following further submissions on two submissions to the Proposed Plan, as set out in the **attached** schedule.

For the submissions that KiwiRail opposes, KiwiRail considers that the relief sought should be declined because it:

- will not promote the sustainable management of the natural and physical resources in Waitomo District, and is therefore contrary to, or inconsistent with, Part 2 and other provisions of the RMA and the Amendment Act;
- is inconsistent with other relevant planning documents, including the Waikato Regional Policy Statement;
- will not meet the reasonably foreseeable needs of future generations;



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- will not avoid, remedy or mitigate actual and potential adverse effects on the environment;
- will not enable the social, economic and cultural wellbeing of people of Waitomo; and
- is not the most appropriate way to achieve the objectives of the Proposed Plan in terms of section 32 of the RMA.

For those submissions that are opposed, KiwiRail seeks that they be disallowed.

KiwiRail wishes to speak to its submission and further submission. KiwiRail could not gain an advantage in trade competition through this further submission.

Regards,

A handwritten signature in black ink, appearing to be 'Pam Butler', written in a cursive style.

Pam Butler
Senior RMA Adviser
KiwiRail

WAITOMO PROPOSED PLAN FURTHER SUBMISSIONS

Submitter and Submission ID	Submitter	Relevant Provision	Original Submission Point	Support / Oppose	Reasons for Support or Opposition	Decision Sought
3.29	New Zealand Historic Places Trust (NZHPT)	19.Network Utilities	NU-P12 proposed amendment (2) <i>have regard to the extent to which adverse effects have been avoided, remedied or mitigated by the <u>route, site and method selection</u></i> ;	Oppose	It is unreasonable to require a re-examination of a route or its existing alignment when assessing whether works are necessary. The proposed amendments are not supported. If adopted clause (2) should be rephrased to provide for a separate analysis of route, site and methods selection appropriate to the scale of each proposal such as: <u>route or site or method</u> .	Reject submission.
36.06	Kianga Ora	Definitions	Delete definition of 'Noise sensitive Activity'	Oppose	KiwiRail supports the retention (with amendment) of the definition as proposed as its inclusion is pivotal to the administration of the Plan and its policies and rules.	Retain definition (with amendments as sought by KiwiRail) as notified