

STAGE 3 - SECTION 32

CHAPTER 18

OPEN SPACE

ADDENDUM

Section 32 Report Addendum

Chapter 18 - Open Space

1. The District Plan Review (DPR) Stage 2 public notification included Chapter 18 - Open Space and the Section 32 report. A number of provisions in Chapter 18 rely on planning maps overlays identifying the Coastal Environment, Outstanding Natural Feature or Landscape, Significant Feature or Landscape, Landscape Buffer, Important Ridgelines, Areas of Outstanding, or At Least High Natural Character, and/or Sites of Ecological Significance. Cross-references are also made to matters of discretion in Chapter 9.
2. The above overlays and matters of discretion, however, are to be introduced by Chapter 19 - Coastal Environment and Chapter 9 - Natural and Cultural Heritage at Stage 3 of the review. It was, therefore, necessary to delete the reliant provisions from Chapter 18 - Open Space notified at Stage 2 and introduce them back into the chapter at Stage 3 notification.
3. Notes informing the readers which provisions needed to be temporarily deleted from Stage 2 version of the Chapter 18 were included in the Stage 2 notified version of the chapter. These provisions, as listed below, will no longer be required upon reintroduction of the provisions at Stage 3 and need to be deleted:
 - a. 18.2.1.4, 18.5.1.4, and 18.6.1.4;
4. The Chapter 18 provisions, including matters of discretion, that were to be notified at Stage 3 included:
 - a. Section 18.2 - Activities RD12 and RD13 in 18.2.2.3, and D6 and D7 in 18.2.2.4;
 - b. Section 18.3 - Activities RD16 in 18.3.2.3, D3 in 18.3.2.4;
 - c. Section 18.5 - Activities RD14 and RD15 in 18.5.2.3, D3, D4 and D5 in 18.5.2.4, and NC4 in 18.5.2.5;
 - d. Section 18.6 - Activities RD11 and RD12 in 18.6.2.2, D6 and D7 in 18.6.2.3; and NC2 in 18.6.2.4;
 - e. Section 18.7 - Matters of discretion 18.7.4.
5. The initial drafts of Chapter 9 were focused primarily on policy framework and did not contain rules relevant to all activities anticipated in the Open Space Chapter 18. Therefore, provisions relating to indigenous vegetation clearance or activities within outstanding or significant landscape and feature overlays, for example, were introduced into Chapter 18. During the development of Stage 3 Chapter 9, however, modifications were made to account for overlapping activities and to reduce duplication of rules in related chapters. This approach also ensures a more consistent approach to regulation. As a result, it is no longer necessary to apply discretion to Chapter 18 activities which are located within or which may affect biodiversity values, sites of ecological significance, landscapes, features, and cultural and heritage items. That discretion will now apply through Chapter 9 provisions and the relevant rules in Chapter 18 can be deleted.
6. The only remaining reference to Sites of Ecological Significance and other landscape overlays and features in Chapter 18 is in association with *Plantation forestry* in the Open Space Natural Zone. The biodiversity provisions in Chapter 9 do not explicitly make this activity non-complying

therefore it is appropriate to retain the rule in Chapter 18. New plantation forestry is discouraged in natural open spaces if located in one of the above mentioned overlays/features.

7. Further alignment between the rules relating to indigenous vegetation removal in Chapter 18 and Chapter 13.7 (Central City Open Space) will need to be achieved through the hearing process. While the relevant rules were removed from Chapter 13.7, the same was not possible with regard to Stage 2 notified Chapter 18 rules.
8. The provisions relating to significant landscapes and coastal environment values, as well as the methods of retaining these values, have been assessed in the Chapter 9 and Chapter 19 Section 32 reports. These should be referred to for detailed analysis and assessment. The Chapter 18 Section 32 report notified at Stage 2 highlights the overlaps between Chapter 9, 19 and 18 and the need for giving effect to the relevant Chapter 9 and 19 objectives and policies in the Open Space Chapter by aligning the respective provisions. You can refer to the Chapter 18 Section 32 report at the Council's Proposed District Plan website:
<http://proposeddistrictplan.ccc.govt.nz/PropertySearch/ContentContainer.html?page=section32>