

## Appendix 2: Recommended amendments

*Note to readers: Only provisions that have recommended amendments are included in the table below. All other provisions remain as notified.*

### Interpretation

Definitions	
Surface water bodies	<p>Fresh water or geothermal water in a river, lake, stream, pond, wetland, or any part thereof, <u>which<sup>67</sup> that</u> is not located within the coastal marine area <u>except this excludes the following artificial watercourses: irrigation canal/lake, water supply races, canal for the supply of water for electricity power generation and drainage ditches<sup>68</sup>.</u></p> <p>All surface water body setbacks specified in this plan shall be measured from the bank <u>edge</u> of the surface water body, as illustrated below.</p>

### Natural Character

Overview
<p>....</p> <p>Activities such as buildings and structures, earthworks, planting and indigenous vegetation clearance can all affect the natural character of the margins of the District's surface water bodies. <u>Climate change can also affect the natural character of the margins of surface water bodies by changing natural processes. Activities within the margins of surface water bodies can exacerbate the effects of climate change on natural character.</u><sup>69</sup> With respect to managing the effects of livestock on surface water bodies, Rules 5.70 and 5.71 of the Canterbury Land and Water Regional Plan provide for the exclusion of stock from surface water bodies.<sup>70</sup></p>

### NATC-Objectives and Policies

NATC-Objectives	
NATC-O1	The natural character of surface water bodies and their margins is preserved and <u>enhanced where appropriate<sup>71</sup>.</u>

<sup>67</sup> DPR-0207.002 SDC

<sup>68</sup> DPR-0353.077 HortNZ

<sup>69</sup> DPR-0407.039 Forest & Bird

<sup>70</sup> DPR-0441.114 Trustpower

<sup>71</sup> DPR-0168.001 P Godfrey

### NATC-Policies

NATC-P1	<p>Recognise the natural character qualities of surface water bodies and their margins described in NATC-SCHED4 and preserve and protect those qualities, and Ngāi Tahu cultural values, from inappropriate subdivision, use and development by:</p> <ol style="list-style-type: none"> <li>1. ensuring that the location, intensity, scale and form of subdivision, earthworks, buildings, structures, vegetation planting and signs <u>on near</u><sup>72</sup> surface water bodies and <u>or</u><sup>73</sup> their margins recognises and preserves the natural character of the surface water body <del>by requiring appropriate setbacks</del><sup>74</sup>;</li> <li>...</li> <li>4. enabling opportunities to restore and rehabilitate the natural character of surface water bodies and their margins, <del>such as through the removal of plant and animal pests</del><sup>75</sup>, and supporting initiatives for the regeneration of indigenous biodiversity values and cultural values.</li> <li>5. <u>Prioritise enhancement or environmental mitigation where development, subdivision or changes in use occur which is proportional to the scale of the development and any adverse effects created.</u><sup>76</sup></li> </ol>
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### NATC-Rules

NATC-R4	Signs	
	<p><b>Activity status:</b> PER</p> <ol style="list-style-type: none"> <li>1. Any sign</li> </ol> <p><b>Where:</b> The site is:</p> <ol style="list-style-type: none"> <li>a. any official sign; or</li> <li>b. displayed in a public place for the purpose of direction, warning, township identification and welcome, visitor/ community / <u>historical</u> information, recreation, <u>conservation</u>, or community activities; <u>or</u></li> <li>c. displayed for visitor or worker health and safety; <u>or</u></li> </ol>	<p><b>Activity status when compliance not achieved:</b></p> <ol style="list-style-type: none"> <li>2. When compliance with NATC-R4.1 is not achieved: Refer to <a href="#">NATC-REQ4</a> Setbacks from Surface Water Bodies – Signs</li> </ol>

<sup>72</sup> DPR-0422.158 NCCF

<sup>73</sup> DPR-0422.158 NCCF

<sup>74</sup> DPR-0422.158 NCCF

<sup>75</sup> DPR-0422.158 NCCF

<sup>76</sup> DPR-0168.001 P Godfrey

d. for the users of roads, or off-road walking and cycle tracks, and that is for the purpose of direction, track marking, warning, fire restrictions, or interpretation.

## NATC-Rule Requirements

NATC-REQ1	Building Footprint	
...	<p>4. All earthworks and earthworks stockpiles, are to be located at least 20m from the bank of any surface water body <u>excluding those required for:</u></p> <p>a. a conservation activity<sup>77</sup>; or</p> <p>b. <u>for a river crossing that complies with the NESPF.</u><sup>78</sup></p>	<p><b>Activity Status when compliance not achieved:</b></p> <p>5. When compliance with any of NATC-REQ1.4. is not achieved: RDIS</p> <p><b>Matters for discretion:</b></p> <p>6. The exercise of discretion in relation to NATC-REQ1.5 is restricted to the following matters:</p> <p>a. <u>NATC-MAT1</u></p> <p>b. <u>SASM-MAT3</u></p> <p><b>Notification</b></p> <p>X. Any application required by this rule shall not be <u>publicly or limited notified</u> and the written approval of any party will not be required.'</p>
NATC-REQ2	Setbacks from Surface Water Bodies – Buildings and Structures	
...	<p>1. All buildings and structures shall comply with the following setbacks from any surface water body:</p> <p>...;</p> <p>b. 25m from the bank of any surface water body listed in <u>NATC-SCHED1</u> or <u>NATC-SCHED2</u>, other than from the bank of any lake and any wetland adjoining a lake, where NATC-REQ2.1.a. applies;</p> <p>c. 20m from the bank of any surface water body listed in <u>NATC-SCHED3</u>, except for pump sheds and irrigation structures less than 10m<sup>2</sup> and traveling irrigators<sup>79</sup>; and</p>	<p><b>Activity Status when compliance not achieved:</b></p> <p>2. When compliance with NATC-REQ2.1 is not achieved: RDIS</p> <p><b>Matters for discretion:</b></p> <p>3. The exercise of discretion in relation to NATC-REQ2.2 is restricted to the following matters:</p> <p>a. <u>NATC-MAT1</u></p> <p>b. <u>SASM-MAT3</u></p>

<sup>77</sup> DPR-0207.033 SDC

<sup>78</sup> DPR-0439.023 Rayonier

<sup>79</sup> DPR-0353.159 HortNZ, DPR-0372.069 DHL, DPR-0388.034 Craigmore and DPR-0390.055 RIL

	<p>d. 10m from the bank of any other surface water body, <u>except within the Porters Village Base lower slopes Sub Area, where a 5m setback shall apply from the edge of Porter Stream<sup>80</sup>.</u></p> <p>Excluded from the above setback requirements are:</p> <ul style="list-style-type: none"> <li>• fences, <del>and</del> signage posts; and</li> <li>• <u>maintenance of existing buildings/structures; and</u></li> <li>• <u>alterations to buildings/structures existing prior to 2021; and</u></li> <li>• <u>additions/extensions to existing buildings with a maximum floor area of 10m<sup>2</sup>; and<sup>81</sup></u></li> <li>• <u>structures associated with river crossings that comply with the NESPF<sup>82</sup></u></li> </ul>	
<b>NATC-REQ3</b>	<b>Setbacks from Surface Water Bodies – Vegetation Planting</b>	
...	<p><del>Vegetation plantings</del> <u>'Horticultural plantings, woodlots and shelterbelts'<sup>83</sup></u></p> <p>shall comply with the following setbacks from any surface water body:' ...</p>	<p><b>Activity Status when compliance not achieved:</b></p> <p>2. When compliance with NATC-REQ3.1 is not achieved: RDIS</p> <p><b>Matters for discretion:</b></p> <p>3. The exercise of discretion in relation to NATC-REQ3.2 is restricted to the following matters:</p> <p>a. <u>NATC-MAT1</u></p> <p>b. <u>SASM-MAT3</u></p>

<sup>80</sup> DPR-0345.020 PAR

<sup>81</sup> DPR-0212.52 ESAI

<sup>82</sup> DPR-0439.024 Rayonier

<sup>83</sup> DPR-0212.054 ESAI

## NATC-Matters for Control or Discretion

NATC-MAT1	Natural Character
	<ol style="list-style-type: none"> <li>1. The extent to which the proposed activity will affect the natural character <u>qualities (as set out in NATC-SCHED4)<sup>84</sup></u> of the surface water body and its margins;</li> <li>2. The effects of the proposed activity on any indigenous vegetation and any effects on mahinga kai and other customary uses <u>and habitat of indigenous fauna<sup>85</sup></u>.</li> </ol>

## NATC-Schedules

NATC-SCHED4 – Natural Character Qualities of Surface Water Bodies
<p>Recognise that the following natural elements, patterns, processes and experiential qualities contribute to the natural character qualities of surface water bodies:</p> <p>...</p> <p>4. biodiversity, <u>including the extent of indigenous biodiversity<sup>86</sup></u>.</p> <p>...</p>

HPW	Relationships between spatial layers and district wide matters
District wide matter	<u>District wide matters contain provisions that address issues that apply across the district. Resource consent(s) may be required under more than one district wide matter or under an area specific chapter. The exception to this is the Transport (TRAN) and Energy and Infrastructure (EI) chapters that are self-contained chapters, where no other district wide provisions apply unless specifically referred to in those chapters.</u>

<sup>84</sup> DPR-0427.048 DOC

<sup>85</sup> DPR-0407.041 Forest & Bird

<sup>86</sup> DPR407.042 Forest and Bird