Appendix E

Submissions
and
Further Submissions

Submissions

Submission No: 1

Kelly Moulder

From: www.mpdc.govt.nz <webmaster@mpdc.govt.nz>
Sent: Wednesday, 11 November 2015 14:04
To: Kelly Moulder
Subject: New submission from 'Submission on Proposed District Plan Change'!

Follow Up Flag: Follow up
Flag Status: Completed

You have a new submission.

Name: Lynette Beer

Contact person (if different from above):

Address: 3 Fourth Street, Waihou

Phone: 078847556

Email: lynandbobbeer@xtra.co.nz

The specific provisions of the plan change that my submission relates to are:
Reduction of total number of protected trees

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
I oppose the provision to reduce the number of protected trees to a total of 90. On our property we have a 60 year old copper beech tree - it was planted when the house was built in 1957. In November 2007 you wrote (on the 16th of Nov) that based on the then STEM assessment our tree was categorised as significant and worthy of protection. In April 2008 after Council raised the threshold to 150 points from 120 points, we were advised that the tree on our property could not gain protection. This tree has grown even more in the last 7 years and the thought of it being cut down by any future owner is abhorrent. There appears to be a general "scorched earth" policy on farmland around the Waihou area with significant numbers of trees being felled ad infinitum. With the ever-increasing concern over climate change and the accepted benefits of planting more trees/retaining existing trees to help with pollution, soil retention and water conservation, as well as protection afforded to stock, I consider the "dumbing down" of the criteria to protect significant trees is something the Council should not be proud of. In fact, I feel there should be some ruling in place that prohibits the wholesale cutting down of trees especially on farmland. I decline the plan change.

I seek the following decision from Council:
Decline the plan change

Please provide details:

I wish to present at the council planning hearing:
No

I would be prepared to present a joint case at the hearing with others making a similar submission:
Yes

I could gain an advantage in trade competition through this submission
No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition

Submission No: 2

Kelly Moulder

From: www.mpdc.govt.nz <webmaster@mpdc.govt.nz>
Sent: Friday, 13 November 2015 11:44
To: Kelly Moulder
Subject: New submission from 'Submission on Proposed District Plan Change'!

Follow Up Flag: Follow up
Flag Status: Completed

You have a new submission.

Name: Lynn Beesley

Contact person (if different from above):

Address: 11a Tower Road

Phone: 078884071

Email: jonlynn@xtra.co.nz

The specific provisions of the plan change that my submission relates to are:
I do not support the plan change.

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
I would like to know who has decided on this and why. Is the plan to facilitate more land for developers perhaps?

I seek the following decision from Council:
Decline the plan change

Please provide details:

I wish to present at the council planning hearing:
Yes

I would be prepared to present a joint case at the hearing with others making a similar submission:
Yes

I could gain an advantage in trade competition through this submission
No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition

Submission No: 3

Kelly Moulder

From: www.mpdc.govt.nz <webmaster@mpdc.govt.nz>
Sent: Tuesday, 17 November 2015 16:19
To: Kelly Moulder
Subject: New submission from 'Submission on Proposed District Plan Change'!

Follow Up Flag: Follow up
Flag Status: Completed

You have a new submission.

Name: G. L.-Faber

Contact person (if different from above):

Address: 40 Shakespeare Street

Phone: 078844541

Email: vergil@xtra.co.nz

The specific provisions of the plan change that my submission relates to are:
I object to the removal of protection from around half the trees on the list by raising the threshold to 140 points.

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
Tena koutou,
Unless I am mistaken:
The Standard Tree Evaluation Method offers 270 points for the most rarest, most important tree. Since Notability hardly ever gets any points awarded, these must be erned in the 'Condition ' and 'Amenity' categories.
Regrettably, I see no mention of a trees value as habitat, nesting space, food source, shelter, etc. for wildlife - part of it native and worthy of special protection.
We should also consider that tree-owners have a lifespan, or ownership span, far less than a trees. A grown tree is hard, nay impossible to replace, it takes time and effort and protection.
Therefore I plead for lowering or maintaining the threshold for protection, ensuring the life of more trees together with their dependants, and that includes us (since we breathe what the tree exhales.)
Stand tall!
Gisela L-Faber

I seek the following decision from Council:
Decline the plan change

Please provide details:

I wish to present at the council planning hearing:
No

I would be prepared to present a joint case at the hearing with others making a similar submission:
Yes

I could gain an advantage in trade competition through this submission
No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition

Submission No: 4

Submission on Proposed District Plan Change

Clause 6 of Schedule 1 of the Resource Management Act 1991

matamata piako district council

RECEIVED
17 NOV 2015
MATAMATA-PIAKO DISTRICT COUNCIL

Submitter's details:

Name: Tracey Franklyn
(Organisation / Individual)

Contact person:
(If different from above)

Address for correspondence: 13 Gordon Terrace
Matamata

Phone: 021 854 926 Fax:

E-mail: jpa70tmf69@gmail.com

This is a submission on Plan Change 48 – Protected Trees

The specific provisions of the plan change that my submission relates to are:
I would like the trees at 15 Gordon Terrace (Japanese cedar) to be removed from the protected trees list

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views; attach additional pages if necessary): (See tree 182)
There is a row of trees that were on the original list of protected trees for 15 Gordon Terrace, these trees are not attractive and were deemed by the arborist as not good enough to assess. I would like these trees to be removed from the register so that the property owner (15 Gordon Terrace) can remove them. The arborist said they have not been looked after historically and are in very poor condition. In winter time they completely block our sun. Every storm that comes they drop debree all over our pool and lawn. The biggest problem we have is lack of light and therefore damp and coldness all winter.

Office use only:
TRIM # NAR # Container 14/7379

I seek the following decision from Council (please give precise details):

☐ Accept the plan change

☐ Decline the plan change

☑ Accept the plan change with the following amendments

☐ If the plan change is not declined, make the following amendments

Remove the Japanese Cedar trees from the original register (at 15 Gordon Terrace) and I think Council should help rate payers (of the properties with trees now removed from register) to help pay for trees removal as they have been forced into this situation by Council not allowing them to remove the trees when they were smaller.

I wish to present at the council planning hearing:

☐ Yes ☑ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☐ Yes ☑ No

I could gain an advantage in trade competition through this submission.

☐ Yes ☑ No

If you could gain an advantage in trade competition through this submission please complete the following:

I am directly affected by an effect of the subject matter of this submission that—

(a) adversely affects the environment; and
(b) does not relate to trade competition or the effects of trade competition

☐ Yes ☐ No

Signed: _____ Date: 13.10.15

Notes:

- The submission and decision you wish Council to make should only relate to the contents of the proposed plan change.
- Submissions close at 5.00pm on Thursday, 10th December 2015.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha, fax to 07 884 8865, or drop it off at any Council office before the closing date.
- After the closing date, submissions will be copied and a complete set and summaries of all submissions received will be available for public viewing.

SUBMISSION# 5

Submission on Proposed District Plan Change

Clause 6 of Schedule 1 of the Resource Management Act 1991

matamata piako district council

Submitter's details:

Name: Ron Moles
(Organisation / Individual)

Contact person:
(If different from above)

Address for correspondence: 8 Karamu Cres
Matamata.

Phone: 07 888 7082 Fax:

E-mail: joanandron@slingshot.co.nz

RECEIVED
27 NOV 2015
MATAMATA PIAKO DISTRICT COUNCIL

This is a submission on Plan Change 48 – Protected Trees

The specific provisions of the plan change that my submission relates to are:
to have the two Pinus Brutia (Turkish Red Pine) at the Matamata Cemetery accepted as Protected Trees.

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views; attach additional pages if necessary):

The trees are two Pinus Brutia or "Turkish Red Pines" growing alongside the new RSA cemetery area at the Matamata Cemetery.
The trees were grown from pine cones/seeds collected at Chunuk Bair in 2005 and planted at the Cemetery in 2008.
These trees are two of a very few Gallipoli pines growing in NZ – most so called Gallipoli Pines are Aleppo pines or Pinus Radiata neither of which actually grow in the Gallipoli - Chunuk Bair area.
The two trees were approved for planting by MPDC –
(P.T.O)

Office use only:
TRIM # NAR # Container 14/7379

I seek the following decision from Council (please give precise details):

☑ Accept the plan change ☐ Decline the plan change

☐ Accept the plan change with the following amendments ☐ If the plan change is not declined, make the following amendments

(From Page 1.) - both have a notice indicating their names and where the seeds came from.

There are three other Pinus Brutia from the same pine cones, growing in Matamata - at Matamata College, Firth Primary and Te Poi School.

I seek your earnest consideration of this application.

I wish to present at the council planning hearing:

☐ Yes ☑ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☐ Yes ☑ No

I could gain an advantage in trade competition through this submission.

☐ Yes ☑ No

If you could gain an advantage in trade competition through this submission please complete the following:

I am directly affected by an effect of the subject matter of this submission that—

(a) adversely affects the environment; and
(b) does not relate to trade competition or the effects of trade competition

☐ Yes ☐ No

Signed: R. J. Noles Date: 23/11/15.

Notes:

- The submission and decision you wish Council to make should only relate to the contents of the proposed plan change.
- Submissions close at 5.00pm on Thursday, 10th December 2015.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha, fax to 07 884 8865, or drop it off at any Council office before the closing date.
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Submission No: 6

Kelly Moulder

From: www.mpdc.govt.nz <webmaster@mpdc.govt.nz>
Sent: Wednesday, 18 November 2015 19:21
To: Kelly Moulder
Subject: TRIM: New submission from 'Submission on Proposed District Plan Change'!

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Red Category
HP TRIM Record Number: 1697036

You have a new submission.

Name: Silvia Vercoe

Contact person (if different from above):

Address: 62 Coronation Road

Phone: 021 2679362

Email: sbvercoe@xtra.co.nz

The specific provisions of the plan change that my submission relates to are:
Stem assessment threshold of 140

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
Lower the threshold to 100 to include a higher number of trees under protection.
Trees are beautiful landmarks that enhance our communities, increase the appeal of our streets and the value of our homes. Once they lose protection they are as good as gone. Protected trees should be seen as an asset to our towns, and I see no point in decreasing their numbers so dramatically.

I seek the following decision from Council:
If the plan change is not declined, make the following amendments

Please provide details:
Lower the STEM assessment threshold to100 to include a higher number of trees under protection

I wish to present at the council planning hearing:
No

I would be prepared to present a joint case at the hearing with others making a similar submission:
No

I could gain an advantage in trade competition through this submission
No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition

SUBMISSION# 7

RECEIVED
04 DEC 2015

AQUAS Consultants Ltd

SUSTAINABILITY
Research
Planning
Communications
Programmes

PO Box 519, Matamata
New Zealand 3440
T 07 888 6299
F 07 888 6289
E info@aquas.co.nz

3 December 2015

To: Matamata Piako District Council, PO Box 266, Te Aroha 3342

Plan Change 48 – Protected Trees

Our property on Taihoa South Road has 10 protected trees – nine English Oaks and a towering Tulip tree (6.5m circumference at the base). The recent STEM assessment had them as one line item with a score of 141.

They received a score of 15 for an 'age' of 40+ years. This is extremely conservative as the Tree Evaluation Score Sheet notes that many of the (Oak) trees formed an avenue where the original road was located. A photo of our tulip tree in the 1950s shows it to be very substantial at that time. All 10 trees are in excess of 100-years-old and in very good condition and form. Their correct age on the STEM assessment would have given a score of 153.

Is it possible other trees in the district could have been similarly (age) misclassified on the assessment? If so and they are under 140 as a result they would not be protected with the proposed plan change.

When a dairy farm nearby sold recently the new owner immediately tore out *all* the hedges and cut down *all* the trees except those along the stream at the back of the property. Along our road, an irrigation system has gone in. I am told that two groves of six to eight trees each were removed to make way for it. *Could any of these trees been on the protected list?*

I am told by a Council staff member that some 150 (22%) of the 667 trees covered in the 2008 assessment no longer exist. It is difficult to believe they have all just up and died in the last eight years. *How many of them may have been taken down in violation of their protected status?*

The proposed plan change would reduce protected trees in the district by some 86 percent. If anything, with New Zealand's staggering rate of biodiversity loss, we should be moving to greater not lesser protection – or at the very least holding the line.

In Auckland it was chainsaw massacre – with removal of notable pohutukawas on private property making the news – the day after protection was reduced thanks to a National Government that revoked the right of council to protect trees via blanket method on sites 4000m^2 or more through an RMA Amendment in 2009 (with a sunset clause for tree protection built into it) *and* a city council that decided to under-implement what it could do via its own plans and thus protect fewer trees than it could have.

The Environmental Defence Society's new book, *Vanishing Nature: facing New Zealand's biodiversity crisis*, notes the important role private land owners must play in biodiversity conservation. Until such time as there is sufficient enlightenment in society about environmental sustainability and an appropriate respect for nature (and our place in it), it behooves local government to safeguard the environment through appropriate policy and regulations.

This is especially important with the National Government currently in power, given their underfunding of DOC, their disregard for the environment in the interest of "jobs and growth", and their inattention to the needs of future generations (perhaps best evidenced by their climate change policies). If there was ever a time local government needed to guard against short-term self-interests and take a strong stand for the environment, this is it.

Sincerely

Gord Stewart

SUBMISSION# 8

matamata piako district council

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Council Documents

07 DEC 2015

- District Plan
  - Development Manual 2010
  - Urban Design Guidelines
  - District Plan Maps
  - District Plan Review (Plan Your Town)
  - Record of Amendments
  - District Plan Effectiveness

Plan Change 48 - Protected Trees Submission Form

Last Updated: Tuesday, 10 November 2015 16:18 | | |
Submission on Proposed District Plan Change 48 Trees

Your details

Name: * PETER BARKER

Contact person (if different from above):

Address: * 7 BARKER ST

Phone: * 07 - 884 - 8365

Email: * p.s.barker@xtra.co.nz

This is a submission on Plan Change 48 - Protected Trees

The specific provisions of the plan change that my submission relates to are:
① Omitted criteria
② Late 'over-ride' criteria
③ 3 specific trees - a personal comment

My submission is (include whether you support or oppose the specific provisions or wish to have them

amended, and the reasons for your views): Amended

I seek the following decision from Council:
- ( ) Accept the plan change
- (✓) Accept the plan change with the following amendments
- ( ) Decline the plan change
- ( ) If the plan change is not declined, make the following amendments

Please provide details:
① 'Ecosphere' consideration
② Recognition of commercial values
③ Formal recognition of highly significant trees

I wish to present at the council planning hearing: *
- (✓) Yes
- ( ) No

I would be prepared to present a joint case at the hearing with others making a similar submission: *
- (✓) Yes
- ( ) No

I could gain an advantage in trade competition through this submission: *
- ( ) Yes
- (✓) No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition:
- ( ) Yes
- ( ) No

The submission and decision you wish Council to make should only relate to the contents of the proposed plan change. Submissions close at 5pm on Thursday 10 December 2015. After the closing date, a complete set and summary of all submissions received will be available for public viewing.

Submit

SUBMISSION# 9

Submission on Proposed District Plan Change

matamata piako district council

Clause 6 of Schedule 1 of the Resource Management Act 1991

RECEIVED
07 DEC 2015
MATAMATA-PIAKO DISTRICT COUNCIL

Submitter's details:

Name: NEIL HASTIE
(Organisation / Individual)

Contact person:
(If different from above)

Address for correspondence: 37b SMITH STREET
MATAMATA 3400

Phone: (07) 888-6056 Fax:

E-mail:

This is a submission on Plan Change 48 – Protected Trees

The specific provisions of the plan change that my submission relates to are:
REMOVAL OF NON-PROTECTED TREES

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views; attach additional pages if necessary): WE OWN AND RESIDE IN A RELATIVELY NEW TOWNHOUSE AT THE ABOVE ADDRESS ON THE EASTERN BOUNDARY OF POHLEN PARK. NEXT TO OUR HOUSE AND IN CLOSE PROXIMITY OF OTHER TOWNHOUSES IN THIS AREA ARE TWO MATURE SILVER BIRCH TREES.
IN THE SUMMER AND EARLY AUTUMN THESE SAME TREES DISCARD MASSES OF CATKINS AND SEEDS WHICH BLOW ALL THROUGH THE HOUSE, BLOCK THE SPOUTINGS AND COVER DRIVES, YARDS AND CONCRETE AREAS. AT THE BOTTOM OF THE SHARED DRIVEWAY THERE IS A COUNCIL STORMWATER DRAIN WHICH I CONSTANTLY CLEAR TO ALLOW STORMWATER TO DRAIN AWAY.

Office use only:
TRIM # NAR # Container 14/7379

I seek the following decision from Council (please give precise details):

☑ Accept the plan change

☐ Decline the plan change

☐ Accept the plan change with the following amendments

☐ If the plan change is not declined, make the following amendments

I wish to present at the council planning hearing:

☐ Yes ☑ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☐ Yes ☑ No

I could gain an advantage in trade competition through this submission.

☐ Yes ☑ No

If you could gain an advantage in trade competition through this submission please complete the following:

I am directly affected by an effect of the subject matter of this submission that—

(a) adversely affects the environment; and
(b) does not relate to trade competition or the effects of trade competition

☐ Yes ☐ No

Signed: _____ Date: 07-12-2015

Notes:

- The submission and decision you wish Council to make should only relate to the contents of the proposed plan change.
- Submissions close at 5.00pm on Thursday, 10th December 2015.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha, fax to 07 884 8865, or drop it off at any Council office before the closing date.
- After the closing date, submissions will be copied and a complete set and summaries of all submissions received will be available for public viewing.

I HAVE GONE TO SUBSTANTIAL PERSONAL EXPENSE INSTALLING EXTENSIVE GUTTER GUARDING AND PURCHASING LEAFVACUUMS TO REMOVE SAID DEBRIS.

AS NOT HAVING A TREE ON THE PROPERTY I FEEL WE AND OUR NEIGHBOURS WOULD BENEFIT GREATLY MONEY AND HEALTHWISE BY HAVING THESE TREES REMOVED.

IF SUCH A PROPOSAL WAS ACCEPTED WE WOULD BE MORE THAN HAPPY TO DONATE AN EVERGREEN NATIVE THAT DOES NOT SHED SUCH AN AMOUNT OF DEBRIS

YOURS FAITHFULLY

NEIL HASTIE

SUBMISSION# 10

Plan Change 48 - Protected Trees Submission Form

Last Updated: Tuesday, 10 November 2015 16:18 |

Submission on Proposed District Plan Change 48 Trees

Your details

Name: * M.J. Koppenol

Contact person (if different from above):

Address: * 162 Stanley Avenue - Te Aroha

Phone: * 07 8644108

Email: *

This is a submission on Plan Change 48 - Protected Trees

The specific provisions of the plan change that my submission relates to are: 3.1.12 P5 – SP1 – SP2 – SP3

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views): I oppose the high STEM evaluation threshold of 140 for the present list of 667 protected trees. Terminal diseased trees should be the only trees that can be excluded from the Tree Protection List. The District Plan change should safegnard the life-supporting capacity of air, water, soil and ecosystem (RMA 1991) of trees by protection of an increasing number of trees.

I seek the following decision from Council:

- ○ Accept the plan change
- ○ Accept the plan change with the following amendments
- ✓ Decline the plan change
- ✓ If the plan change is not declined, make the following amendments

Please provide details: P5 Providing an effective set of rules to protect trees that reach the standard tree evaluation method (STEM) value for vigour and vitality.

I wish to present at the council planning hearing: *
- ○ Yes
- ✓ No

I would be prepared to present a joint case at the hearing with others making a similar submission: *
- ○ Yes
- ✓ No

I could gain an advantage in trade competition through this submission *
- ○ Yes
- ✓ No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not
- ○ Yes
- ○ No

RECEIVED 10 DEC 2015 MATAMATA PIAKO DISTRICT COUNCIL

relate to trade competition or
the effects of trade competition

The submission and decision you wish Council to make should only relate to the contents of the proposed plan change. Submissions close at 5pm on Thursday 10 December 2015. After the closing date, a complete set and summary of all submissions received will be available for public viewing.

Submit

M. Kupps
7.12.2015

Submission No: 11

Submission on Proposed Plan Change 48 (Trees)

Date submitted: 2015-12-05 06:08:38

Your details

Name: Ross McIntyre

Contact person (if different from above):

Address: 7 Matai Ave

Phone: 027 476 9781

Email: Rossm@treescape.co.nz

Submission

The specific provisions of the plan change that my submission relates to are:
There are more than 93 trees in Matamata-Piako that ought to be protected

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
That STEM is a flawed method for tree assessment an has yielded poor data. I DO NOT support the the change at this point.

I seek the following decision from Council: Decline the plan change

Please provide details:
The trees should be assessed by a more appropriate method

I wish to present at the council planning hearing: Yes

I would be prepared to present a joint case at the hearing with others making a similar submission: Yes

I could gain an advantage in trade competition through this submission: Yes

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition: No

Submission No: 12

Submission on Proposed Plan Change 48 (Trees)

Date submitted: 2015-12-08 13:38:52

Your details

Name: Ian Bruce

Contact person (if different from above): Jenny McLaren

Address: 19A Park Street Morrinsville

Phone: (07) 889 5646

Email: ianandpat19@xtra.co.nz

Submission

The specific provisions of the plan change that my submission relates to are:
Removal of oak tree, on the boundary of Morrinsville Library/Skate park and Morrinsville Croquet grounds.
This we understand, has now been removed from the protected list.

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
Specific provision to remove this tree from the protected list, is supported.

I seek the following decision from Council:

Please provide details:
Refer to our correspondence to Council, dated as follows.
31st May 2011 - addressed to Don McLeod
8th July 2011 - Mayor and Councillors
17th Feb 2012 - Don McLeod
20th April 2012 - Submission to MPDC Annual Plan - 4 points made.
21 July 2012 - Mayor Vercoe
20th Aug 2012 - Mayor Vercoe
7 Dec 2013 - Mayor and Councillors.

I wish to present at the council planning hearing: No

I would be prepared to present a joint case at the hearing with others making a similar submission: No

I could gain an advantage in trade competition through this submission: No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a)

adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition: Yes

Submission No: 13

Submission on Proposed Plan Change 48 (Trees)

Date submitted: 2015-12-08 16:02:13

Your details

Name: Mike Arthur

Contact person (if different from above):

Address: 5889 State Highway 29

Phone: +6478881719

Email: m.arthur@xtra.co.nz

Submission

The specific provisions of the plan change that my submission relates to are:
Some council members appear to dislike trees for the sake of cost. Our district is renowned for its clean green park-like appearance and to destroy trees is downright criminal as well as being detrimental to tourism..
I submit that the present STEM threshold remain at the present level with continuing maintenance of our 667 protected trees.

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
Our trees are one of our most valuable assets providing oxygen for all plants and animals in addition to combating greenhouse gases and global warming.
Trees provide many years of health giving oxygen and cannot be replaced by saving costs. They also provide valuable timber for building and construction.
Lets not place "corporatisation" ahead of health and beauty.

I seek the following decision from Council: Decline the plan change

Please provide details:

I wish to present at the council planning hearing: No

I would be prepared to present a joint case at the hearing with others making a similar submission: No

I could gain an advantage in trade competition through this submission: No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition: No

Submission No: 14

Submission on Proposed Plan Change 48 (Trees)

Date submitted: 2015-12-08 21:27:16

Your details

Name: ROBYN AND RUSSELL PHILLIPS

Contact person (if different from above):

Address: 12 GORDON TERRACE. MATAMATA. 3400

Phone: 0273547826

Email: russandlyn@extra.co.nz

Submission

The specific provisions of the plan change that my submission relates to are:
Very large, unmanaged,Quercus robur (oak)

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
We whole heartly support the proposed District Plan change 48 trees.
Our main concern is for the oak tree on the property at 15 Gordon Terrace.
1. This is a tree that has not been unmanaged and has become very large, dropping dead branches all year round on our property. This means we are unable to use and enjoy a porition of our section.
2. This tree is not even a native of New Zealand. (why protected ?)
3. Drops large amounts of acorns which become a safety issue both for our property and neighbouring properties.
Feel it is also unsafe for both residents and vistors to the rest home and surrounding properties
Many more issues but not enough space to list.

I seek the following decision from Council: Accept the plan change

Please provide details:

We feel very motivated about this issue but do feel confident enough to speak in front of the Council planning hearing

I wish to present at the council planning hearing: No

I would be prepared to present a joint case at the hearing with others making a similar submission: No

I could gain an advantage in trade competition through this submission: No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition: No

SUBMISSION# 15

Submission on Proposed District Plan Change

06 DEC 2013

Clause 6 of Schedule 1 of the Resource Management Act 1991

matamata piako district council

Submitter's details:

Name: St David's Church, St Andrew's Presbyterian Church
(Organisation / Individual)

Contact person: Lynley Jebe
(If different from above)

Address for correspondence: PO Box 64, Matamata

Phone: 07 888 Fax:

E-mail: managers@standrewsmatamata.org.nz

This is a submission on Plan Change 48 – Protected Trees

The specific provisions of the plan change that my submission relates to are:
Protected tree #264, 78 Seddon Street Waharoa

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views; attach additional pages if necessary): to oppose the protection of tree #264 in the District plan. We wish that it be removed for the following reasons
- risk of falling - of the tree, or additional boughs, which are very large, whether on road or building
- creating trip risk for congregants on broken lifting footpath to the church (tree roots).
- ongoing maintenance increased through pine needles in spouting and lawn mowing
- a lot smaller branches do fall ~~at~~ regularly.
- shade ~~and~~ causes damp problems in church and increases slip on paths.

Office use only:
TRIM # NAR # Container 14/7379

I seek the following decision from Council (please give precise details):

☐ Accept the plan change

☑ Decline the plan change

☐ Accept the plan change with the following amendments

☐ If the plan change is not declined, make the following amendments

For tree #264 not to be reinstated as protected on District plan after mistakenly being removed.

I wish to present at the council planning hearing:

☐ Yes ☑ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☐ Yes ☑ No

I could gain an advantage in trade competition through this submission.

☐ Yes ☑ No

If you could gain an advantage in trade competition through this submission please complete the following:

I am directly affected by an effect of the subject matter of this submission that—

(a) adversely affects the environment; and
(b) does not relate to trade competition or the effects of trade competition

☐ Yes ☐ No

Signed: _____ Date: 8-12-15

Notes:

- The submission and decision you wish Council to make should only relate to the contents of the proposed plan change.
- Submissions close at 5.00pm on Thursday, 10th December 2015.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha, fax to 07 884 8865, or drop it off at any Council office before the closing date.
- After the closing date, submissions will be copied and a complete set and summaries of all submissions received will be available for public viewing.

Submission No: 16

Submission on Proposed Plan Change 48 (Trees)

Date submitted: 2015-12-09 20:49:02

Your details

Name: Peter Volker

Contact person (if different from above):

Address: 162 Stanley Avenue, Te Aroha

Phone: 07 8844108

Email: peter.volker@clear.net.nz

Submission

The specific provisions of the plan change that my submission relates to are:
P5 Sp1 to SP4

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):
Trees are extremely important for maintaining the eco system. Many examples can be found where cutting of trees has led to degradation in one way or another. Especially valid is nowadays the effect that trees have on the rainfall. Ignoring this demonstrates a narrow view, which even in economic sense does not prepare for a good future. See for example:
http://multiwood.in/savetrees/how-does-cutting-down-trees-affect-us-and-our-environment/
Responsibility for tree care needs to be taken at every level in society.
The mentioned clauses in the existing District Plan make good sense in that respect. These must not be deleted (P5 sub SP1 – SP4).
I have no insight in details of the recent assessment made by the arborists; however looking at the new number of protected trees compared with the previous number of protected trees it is obvious that the criteria must now have been set much tighter than before. I ask that this be reversed.
Trees must be safeguarded better against destruction; treated more respectfully..

One amendment I would like to see is that other , not yet protected trees which pass new amended, more tree friendly criteria, are considered for addition to the protected trees list.

Where protected trees cause a financial burden on the landowner and the owner can demonstrate that notwithstanding efficient approach this causes over $ 200.- p.a. in costs, the amount over $ 200.- can be re-claimed from the District Council on evidence of expenses made

I seek the following decision from Council: Decline the plan change

Please provide details:

I wish to present at the council planning hearing: No

I would be prepared to present a joint case at the hearing with others making a similar submission: No

I could gain an advantage in trade competition through this submission: No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition:

Submission No: 17

Submission on Proposed Plan Change 48 (Trees)

Date submitted: 2015-12-10 07:25:38

Your details

Name: Vickie Freeman

Contact person (if different from above):

Address: 4075A State Highway 26

Phone: 0220106324

Email: vfreeman244@gmail.com

Submission

The specific provisions of the plan change that my submission relates to are:
Above address

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views):

I seek the following decision from Council: Decline the plan change

Please provide details:
1st October 2015

Freeman Farms Ltd (located 4075 State Highway 26, RD3 Te Aroha 3393)
C/- Vickie Freeman
1A Selwyn Crescent
Forrest Hill
Auckland 0620

Dear Sir/Madam

Re- Protected Trees – Proposed District Plan Change 48 (63)

I wish to have this letter lodged for the above proposed change for the above proposed district plan change 48.

As a 'farm owner' my main concern for further changes to the above (Plan 48) would be the chance that further protection would limit our future development possibilities and additional costs would occur due to RMA regulations etc. We are trying to run a farming business and further obstacles in our way would hold up our progress.

These trees can fall down due to our windy climate so to further overprotect (old) trees could also

incur additional costs for example partial tree loss, my question would be, would this COST to remove partially damaged trees as (they are would be (SO PROTECTED) incur costs for the clean-up process as is the case at the moment.

In the rules there appears to be conflicting information on Resource Consent requirements and seem complex in dealing with tree care. Not sure about flexibility here.

Again questions of “Do you agree with the proposed inclusion, or removal of the above tree/s from the Protected Tree schedule”, this would be determined by what rules would be put into place. Change, for me, would be more flexibility and uncomplicated rules without additional new costs, perhaps council picking up some of the costs. We sure pay a lot of rates and I wonder for what!!

Kind regards

Vickie Freeman

I wish to present at the council planning hearing: Yes

I would be prepared to present a joint case at the hearing with others making a similar submission: Yes

I could gain an advantage in trade competition through this submission: No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition:

SUBMISSION# 18

matamata piako district council

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Council Documents

- District Plan
  - Development Manual 2010
  - Urban Design Guidelines
  - District Plan Maps
  - District Plan Review (Plan Your Town)
  - Record of Amendments
  - District Plan Effectiveness

Plan Change 48 - Protected Trees Submission Form

Last Updated: Tuesday, 10 November 2015 16:18 | | |
Submission on Proposed District Plan Change 48 Trees

Your details

Name: * Michael Barker Peter Barker Mary Hansen

Contact person (if different from above):

Address: * P.O. Box 4 Te Aroha

Phone: * 07 212 3773

Email: * mjbarker@farmside.co.nz

This is a submission on Plan Change 48 - Protected Trees

The specific provisions of the plan change that my submission relates to are: See attached sheets

My submission is (include whether you support or oppose the specific provisions or wish to have them

amended, and the reasons for your views): Support but with conditions.

I seek the following decision from Council:
- ( ) Accept the plan change
- (✓) Accept the plan change with the following amendments
- ( ) Decline the plan change
- ( ) If the plan change is not declined, make the following amendments

Please provide details: See sheets attached

I wish to present at the council planning hearing: *
- (✓) Yes
- ( ) No

I would be prepared to present a joint case at the hearing with others making a similar submission: *
- (✓) Yes
- ( ) No

I could gain an advantage in trade competition through this submission: *
- ( ) Yes
- (✓) No

If you could gain an advantage in trade competition through this submission please complete the following: I am directly affected by an effect of the subject matter of this submission that— (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition:
- ( ) Yes
- ( ) No

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Submit

SUBMISSION ON PLAN CHANGE 48 - PROTECTED TREES

Evidence suggests that original native flora in the Matamata-Piako District since 1840 has diminished significantly and continues to be threatened *(see attached documents).*
On the basis of the need to protect existing natural ecosystems therefore, we support the proposed district plan change, on the understanding that the present changes concern *'trees only'* and that *'outstanding or significant natural feature and trees and other protected items'* will be considered later but that the following points be considered so as to constitute possible amendments:

that identified 'individual' native trees and well as other native flora constituting 'remnants' of former complete ecosystems be fully protected;

that Schedule 3 be considered a 'dynamic' process whereby individual trees, 'native or otherwise', may be added to the 'protected trees' list as well as 'other outstanding or significant natural features and trees and other protected items';

that strong consideration be given to the 'notability' assessment of individual trees in any tree evaluation as for example in the association of trees with such public spaces as schools or former schools; and

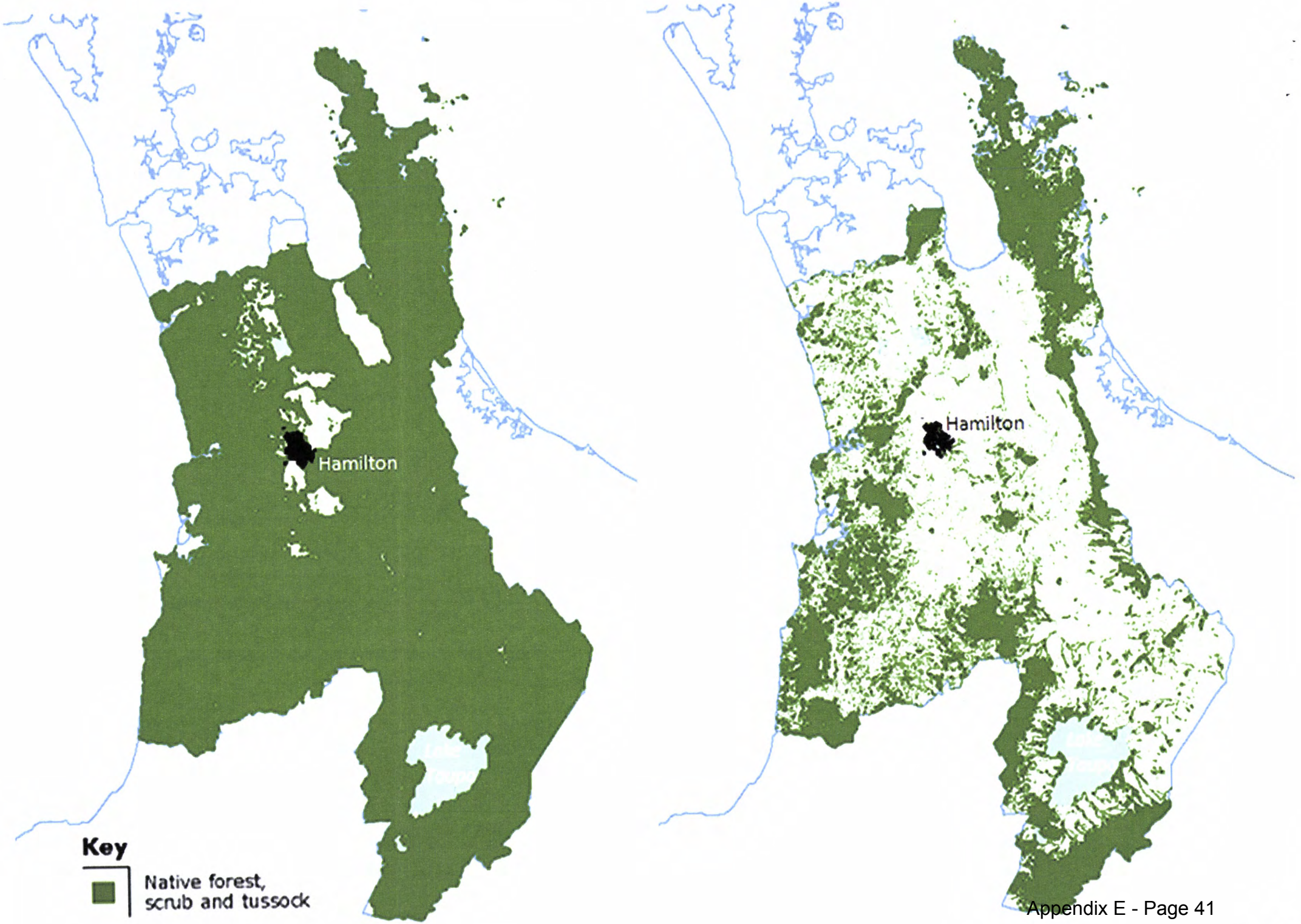
that Council be encouraged to engage with targeted interest groups such as iwi, the QE II National Trust and local history groups to develop a greater understanding of the 'heritage' value of both individual trees and outstanding natural features.

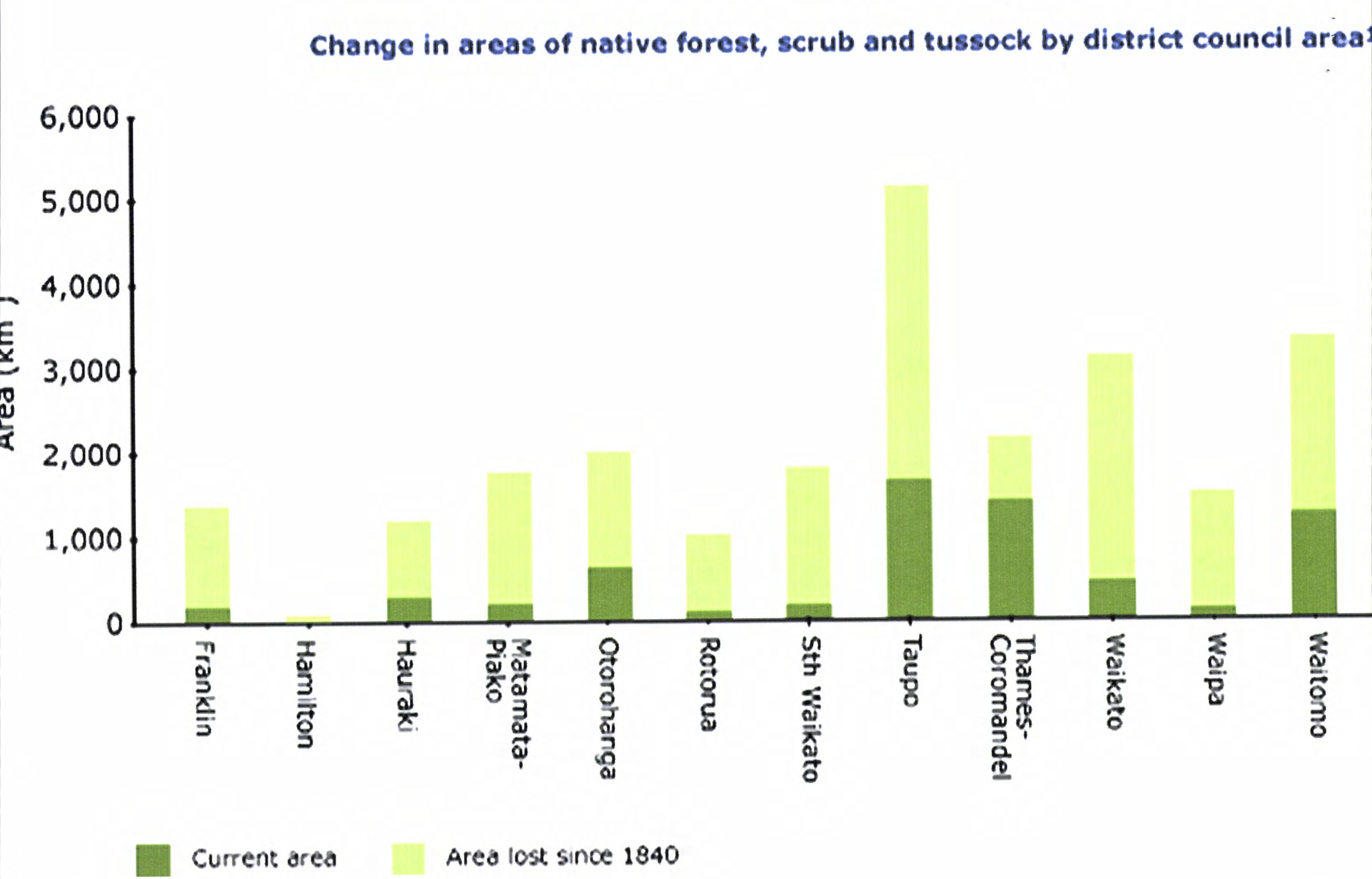
Michael Barker, Peter Barker and Mary Hansen
December 2015

ATTACHMENTS

1. CURRENT & HISTORIC (1840) NATIVE VEGETATION MAP (SOURCE: WRC)

2. CHANGE IN AREAS OF NATIVE FOREST, SCRUB AND TUSSOCK BY DISTRICT COUNCILS (SOURCE: WRC)


Hamilton
Hamilton
Key
Native forest, scrub and tussock


Change in areas of native forest, scrub and tussock by district council area
Area (km²)
6,000
5,000
4,000
3,000
2,000
1,000
0
Franklin
Hamilton
Hauraki
Matamata-Piako
Otorohanga
Rotorua
Sth Waikato
Taupo
Thames-Coromandel
Waikato
Waipa
Waitomo
Current area
Area lost since 1840

Submission No: 19

Kelly Moulder

From: Nicola Backhurst <NBackhurst@mpdc.govt.nz>
Sent: Thursday, 10 December 2015 11:43
Subject: FW: Submission Re: Review of Plan Change 48-Protected Trees.

-----Original Message-----
From: Robin Reid [mailto:robinreid@farmside.co.nz] Posted At: Wednesday, 09 December 2015 3:52
Posted To: Inbox
Conversation: Submission Re: Review of Plan Change 48-Protected Trees.
Subject: Submission Re: Review of Plan Change 48-Protected Trees.

The City Council claims many of our Protected Trees are no longer healthy or in the same original condition. However on the other hand many more have matured significantly enough to take their place. We should be encouraging identification and subsequently protection of significant trees. Securing the best of the already Protected Trees is paramount.However since the last review of Protected Trees, the city would be remiss in not including the other trees of protection qualities. Our city boundary is extending all the time and so the number of Protected Trees should increase proportionally to maintain the equilibrium.The numbers are there!
Protected Trees should be looked upon as enhancing our environment.At the same protecting our history of a city well enhanced by our forebears.
It seems only recently Local Authorities were challenged to identify and protect stands of significant trees under the "Significant Trees Accord ". I am observing a conflict building here.
I wonder why ?

Robin Reid
37 Beach Rd.
Otumoetai.
Tauranga.
Ph. 5765165.
mob. 0220851799.
PS. If there is to be a hearing , I would like an invitation to attend.
Sent from my iPad

Submission No: 20

Submission to Matamata Piako District Council
Proposed Plan Change 48 - Protected Trees

To:	**Matamata Piako District Council, 35 Kenrick Street, P O Box 266, Te Aroha 3342, Tel: 07 8840060 Email: submissions@mpdc.govt.nz**
Submitter:	**Martin Wallace**
Address for Service:	**241 Harbottle Road, RD2, Morrinsville 3372**
Phone:	**07 8897910**
Email:	**martin.wallace@clear.net.nz**

I support in part and oppose in part the proposed variation and request changes: **Refer attached sheets.**

Decision sought: **Refer attached sheets.**

Reasons for my submission: **Refer attached sheets.**

I wish to be heard in support of my submission.

If others make a similar submission, I will consider presenting a joint case with them at a hearing.

I do not stand to gain an advantage in trade competition through this submission.

Signed: **M L Wallace**

Dated: **10 December 2015**

Submission to Matamata Piako District Council Proposed Plan Change 48
Proposed District Plan – Variation 1 – Natural Character

Submitter: M L Wallace, 241 Harbottle Road, RD2, Morrinsville 3372

Submission No.	Provision	Support Oppose	Decision Sought	Reason
1	General	S and O	Retain those parts of the plan change apart from amendments where sought below.	Council is to be applauded for making a distinction between the historic, cultural and amenity trees that are the subject of this plan change and the other significant natural features that are also included in the current schedule. It is also supported in recognising that if the rules are such that minor pruning and work are too commonly the subject of costly consents, especially by private land owners, that the concept will lose confidence from the public generally.
2	Appendix A (P 31) 3.1.2 Natural Environment: Policy 5	O	Include a STEM figure in the Policy rather than leave it in the Explanation. Unless there is an anomaly in the workings for the tree survey, the figure should be lowered from 140 to 120	The reference to the STEM value in the Explanation is a policy and would be better placed there. The STEM value used is lower than that used in Plan Change 11 yet the number of trees protected has been reduced from 667 to 93, not increased which suggests an anomaly in the use of the system. Moreover, in the existing plan, many of the trees were groups whereas in this change, more have been individually listed meaning there is a greater reduction. IT seems to have been set too high given the effect this has had in removing trees previously scheduled for protection. It would be better to set a lower figure as a Policy

3.1	Appendix A (P 31) 3.1.2 Natural Environment: Explanations and Reasons	O	Delete reference to the STEM value if it is shifted to become a policy as above.	This is more properly a statement of policy.
3.2	Appendix A (P 31) 3.1.2 Natural Environment: Explanations and Reasons	O	Amend the Explanation to refer to "Protected Trees" in the specific "Protected Trees" part of Schedule 3	There could be confusion that the intention is to refer to Significant Natural Features and Other Protected Items such as trees in bush areas in the Kaitiaki Zone.
4	Appendix B (P 35) Section 10 Natural Environment and Heritage			
4.1	10.2 Activity Table, Rule 10.2.2 - Title: Scheduled Trees Or Any Protected Trees Within Schedule 3	O	This rule should be reworded to make clear that it applies only to the section of Schedule 3 "Protected Trees" affected by this STEM survey. Suggest this should refer to "Trees Within Schedule 3 (A)" [C.f. submissions 5.1 and 5.2 below.	As worded there could be confusion that the rule applies to areas of indigenous vegetation and natural features that are otherwise protected for their significance such as in the Kaitiaki and parts of Schedule 3 that are not the subject of this plan change.
4.2	10.2.2 (a) to (h)	O	Remove the words "protected tree listed in Schedule 3" and replace with the word "tree".	As above in 4.1. The reference to protected tree listed in Schedule 3 is superfluous since this is referred to in the preamble to Rule 10.2.2.
4.3	10.2 Activity Table, Rule 10.2.3 - General Tree Protection Provisions	O	Amend to "General Tree Protection Provisions not covered by rule 10.2.2"	This rule then distinguishes between the STEM assessed Protected Trees and those otherwise protected by Schedule 3 that is not subject to this Plan Change.

4.4	10.2 Activity Table, Rule 10.2.3 - General Tree Protection Provisions -- New	O	As a consequence of the amendments suggested in submission 3.2, provision 10.2.2 (h) needs also to be inserted in 10.2.3 with the exclusion only for emergency removal where life is threatened.	With the suggested rewording of rule 10.2.2 which would then only apply to the STEM protected trees, a rule to control removal of significant trees otherwise protected needs to be introduced. There is no need to provide for removal of dead trees in this instance.
4.5	10.2 Activity Table, Rule 10.2.4 -	O	The reference to Schedule 3 should be amended to refer to parts A and B or to the full (amended) title of Schedule 3.	This is consequential on the suggested amendment to distinguish between trees protected as result of this plan change and others not subject to this change.
5.1	Schedule 3 Page 58 Heading	O	Amend Heading "Protected Trees" to "Part A - Protected Trees"	A distinction needs to be made between this part of Schedule 3, which identifies mostly individual trees as a result of the STEM survey, and the remainder 'Outstanding or Significant natural features and other protected items' which is not subject to this plan change.
5.2	Schedule 3 Page 63 Heading	O	Amend heading "Outstanding or Significant natural features and other protected items" to "Part B - Outstanding or Significant natural features and other protected items"	As above
5.3	Schedule 3 Protected Trees - Page 61, Current Tree numbers 196 and 200	O	Remove from Protected Tree part of the Schedule and transfer to the second part "Outstanding or Significant natural features and other protected items"	These are groups of indigenous trees and would more properly be protected by that part of the schedule.

5.4	Schedule 3 Removed protection for trees in the current Schedule - Pages 41 to 57	0	Reinstate protection for protected trees under the new schedule until the STEM values are validated by a repeat of 10% of the surveyed trees by an alternative arborist.	There is a seeming discrepancy in the STEM values attributed to the trees compared to the STEM survey conducted for Plan Change 11 when these were last assessed. The STEM value adopted then was higher than the 140 adopted for the new assessment. One would expect some trees to have lost points as a result of age and decay but so also would others have merited increased values. Overall, if the threshold of the new assessment is lower than last time then there should be an increase in the number of trees that warrant protection. Furthermore, the latest number of trees is also increased as a result of assessing individual trees when in some cases in the current schedule, trees were more frequently assessed as groups. To restore public faith in the process it is suggested that an alternative qualified arborist be engaged to validate the figures arrived at in the new assessment.

SUBMISSION# 21

Submission on Proposed District Plan Change

Clause 6 of Schedule 1 of the Resource Management Act 1991

matamata piako district council

Submitter's details:

Name: Te Aroha Club
(Organisation / Individual)

Contact person: Diane Hazelton
(If different from above)

Address for correspondence: PO Box 100 Te Aroha

Phone: _____ Fax: —

E-mail: —

RECEIVED 9-12-15

This is a submission on Plan Change 48 – Protected Trees

The specific provisions of the plan change that my submission relates to are:

Proposed tree No 69 becoming a protected tree

My submission is (include whether you support or oppose the specific provisions or wish to have them

Re Tree No 193 Lebanon Cedar Proposed Tree No 69

We are concerned re the above tree as a few days ago – when there wasn't even a "Te Aroha" wind - a large branch fell from the tree blocking the neighbouring driveway. Luckily no one was outside at the time or else there could have been extreme damage caused. This also happened a few years ago and a vehicle was "written off".

The property next to the Club has had ongoing problems with the tree in question with it damaging their driveway and their drainage system. The driveway is lifting again now which is going to cause more problems in the near future,

We have been fortunate that our neighbours has not taken action against the Club for compensation for damage caused. They have been informed that this could happen by taking the Club to Court. Now the property is for sale the Club is concerned that the next owner might not be as patient.

The Club does not feel we should pay for the replacement of the driveway and drainage system when we would be more than happy for the tree to be felled. This of course would have to be at the Council costs as we have been prevented from doing this in the past when the tree was smaller.

I seek the following decision from Council (please give precise details):

☐ Accept the plan change

☐ Decline the plan change

☐ Accept the plan change with the following amendments

☑ If the plan change is not declined, make the following amendments

Proposed tree No 69 becomes the responsibility of M.P.D.C including all and any further damages to the neighbouring propeties from the above tree branches and roots

I wish to present at the council planning hearing:

☑ Yes ☐ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☐ Yes ☑ No

I could gain an advantage in trade competition through this submission.

☐ Yes ☑ No

If you could gain an advantage in trade competition through this submission please complete the following:

I am directly affected by an effect of the subject matter of this submission that—

(a) adversely affects the environment; and
(b) does not relate to trade competition or the effects of trade competition

☐ Yes ☐ No

Signed: _____ Date: 9/12/15.

Secretary | Treasurer

Notes:

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TE AROHA CLUB (Incorporated)
Affiliated to Clubs New Zealand and Sporting Clubs Association of New Zealand

40 Centennial Avenue
P.O. Box 100
TE AROHA 3320

Phone (07) 884-8949

Re Tree No 193 Lebanon Cedar Proposed Tree No 69

We are concerned re the above tree as a few days ago – when there wasn't even a "Te Aroha" wind - a large branch fell from the tree blocking the neighbouring driveway. Luckily no one was outside at the time or else there could have been extreme damage caused. This also happened a few years ago and a vehicle was "written off".

The property next to the Club has had ongoing problems with the tree in question with it damaging their driveway and their drainage system. The driveway is lifting again now which is going to cause more problems in the near future,

We have been fortunate that our neighbours has not taken action against the Club for compensation for damage caused. They have been informed that this could happen by taking the Club to Court. Now the property is for sale the Club is concerned that the next owner might not be as patient.

The Club does not feel we should pay for the replacement of the driveway and drainage system when we would be more than happy for the tree to be felled. This of course would have to be at the Council costs as we have been prevented from doing this in the past when the tree was smaller.

Signed.....

Club Member

TE AROHA CLUB (Incorporated)
Affiliated to Clubs New Zealand and Sporting Clubs Association of New Zealand

40 Centennial Avenue
P.O. Box 100
TE AROHA 3320

Phone (07) 884-8949

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Signed .....

Club Member

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Signed.....

Club Member

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Affiliated to Clubs New Zealand and Sporting Clubs Association of New Zealand

40 Centennial Avenue
P.O. Box 100
TE AROHA 3320

Phone (07) 884-8949

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Signed.....

Club Member

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Affiliated to Clubs New Zealand and Sporting Clubs Association of New Zealand

40 Centennial Avenue
P.O. Box 100
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Phone (07) 884-8949

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Signed.....

Club Member

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Phone (07) 884-8949

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Signed.....

Club Member

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40 Centennial Avenue
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TE AROHA 3320

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Signed.....

Club Member 151 Murray Robinson

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Signed.....

Club Member 91

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Signed... M.W. Dagwell

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Signed..... John E Carter

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Signed..P McLaughlin.....

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Signed W D Hazelton

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Signed.....

Club Member

SUBMISSION# 22

Submission on Proposed District Plan Change

RECEIVED 10 [illegible]

matamata piako district council

Clause 6 of Schedule 1 of the Resource Management Act 1991

MATAMATA PIAKO DISTRICT COUNCIL Scanned

Submitter's details:

Name: MR & MRS D & R Cole
(Organisation / Individual)

Contact person:
(If different from above)

Address for correspondence: 12 York Place
Matamata 3400

Phone: 07-888-8499 Fax:

E-mail:

This is a submission on Plan Change 48 – Protected Trees

The specific provisions of the plan change that my submission relates to are:
I would like to accept the Plan change on Protected trees in our town as well in peoples residences.

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views; attach additional pages if necessary):
I support the plan change to protected trees in our town and peoples section That are not native and have just got out of being by being too High and Wide As is beside our property Breaks up all concrete along fence line plus Blocking sun guttering ruined leaves to make such a mess twice per year plus then Seeds. As we are older people we cant cope with mess Husband cannot do this Sop through ill health

Office use only:
TRIM # NAR # Container 14/7379

I seek the following decision from Council (please give precise details):

☑ Accept the plan change

☐ Decline the plan change

☐ Accept the plan change with the following amendments

☐ If the plan change is not declined, make the following amendments

I wish to present at the council planning hearing:

☐ Yes ☑ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☐ Yes ☑ No

I could gain an advantage in trade competition through this submission.

☐ Yes ☑ No

If you could gain an advantage in trade competition through this submission please complete the following:

I am directly affected by an effect of the subject matter of this submission that—

(a) adversely affects the environment; and
(b) does not relate to trade competition or the effects of trade competition

☑ Yes ☐ No

Signed: D. R. Cole Date: 10-12-15

Notes:

- The submission and decision you wish Council to make should only relate to the contents of the proposed plan change.
- Submissions close at 5.00pm on Thursday, 10th December 2015.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha, fax to 07 884 8865, or drop it off at any Council office before the closing date.
- After the closing date, submissions will be copied and a complete set and summaries of all submissions received will be available for public viewing.

SUBMISSION# 23

Submission on Proposed District Plan Change

matamata piako district council

Clause 6 of Schedule 1 of the Resource Management Act 1991

RECEIVED Scanned 10 JUN 2014 MATAMATA-PIAKO DISTRICT COUNCIL

Submitter's details:

Name: Dorothy Tuffley
(Organisation / Individual)

Contact person: _____
(If different from above)

Address for correspondence: 338 Rapurapu Rd
RD 3 Matamata

Phone: 07 888 2872 Fax: _____

E-mail: dottuffey@gmail.com

This is a submission on Plan Change 48 – Protected Trees

The specific provisions of the plan change that my submission relates to are:
reducing the number of protected trees and making rules more flexible for landowners

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views; attach additional pages if necessary):
I oppose this plan change reducing the number of protected trees to 90 from 667. I do not believe that you would have this many trees claiming to be unhealthy, or not meeting the criteria for protection.
I feel this would drastically alter the beauty of Matamata as this is what makes the town so attractive, green and providing shade and other gains for environment. There should be limits to how flexible you should be for landowners so trees are not all chopped down for no reason

Office use only:
TRIM # _____ NAR # _____ Container 14/7379

I seek the following decision from Council (please give precise details):

☐ Accept the plan change

☑ Decline the plan change

☐ Accept the plan change with the following amendments

☑ If the plan change is not declined, make the following amendments

More threshold - over 500
Just remove the more severe unsafe trees.

I wish to present at the council planning hearing:

☐ Yes ☑ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☐ Yes ☑ No

I could gain an advantage in trade competition through this submission.

☐ Yes ☑ No

If you could gain an advantage in trade competition through this submission please complete the following:

I am directly affected by an effect of the subject matter of this submission that—

(a) adversely affects the environment; and
(b) does not relate to trade competition or the effects of trade competition

☐ Yes ☐ No

Signed: D Tuffley Date: 2-12-15.

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SUBMISSION# 24

Submission on Proposed District Plan Change

Clause 6 of Schedule 1 of the Resource Management Act 1991

matamata piako district council

Submitter's details:

Name: PAULINE RAPHAEL
(Organisation / Individual)

Contact person: _____
(If different from above)

Address for correspondence: 57 RATA ST
MATAMATA 3400

Phone: 07 888.7122 Fax: /

E-mail: /

RECEIVED 10-12-15

This is a submission on Plan Change 48 – Protected Trees

The specific provisions of the plan change that my submission relates to are:
Schedule 3: Outstanding or significant natural features and trees and other protected items.
- Reduction of protected trees in the district from 667 to 93

My submission is (include whether you support or oppose the specific provisions or wish to have them amended, and the reasons for your views; attach additional pages if necessary):
I am very dismayed by the proposal of the Matamata-Piako District Council, to reduce the number of protected trees in the district, from 667 to only 93. This reduction seems very severe. Of even more concern to me is that according to the list of suggested trees to be protected, only 28 are in the Matamata/Waharoa area of the district. One of the most attractive features of Matamata is the wonderful array of large trees that were planted years ago by thoughtful residents/farmers etc. cont: 2.

Office use only:
TRIM # _____ NAR # _____ Container 14/7379

I seek the following decision from Council (please give precise details):

☐ Accept the plan change

☑ Decline the plan change

☐ Accept the plan change with the following amendments

☑ If the plan change is not declined, make the following amendments

Reassess the STEM Valuation to a lower number thereby increasing the range of protected trees AND/OR have a more independent arbiter make the assessment i.e. Someone with garden/horticulture interests and someone from the MPDC community

I wish to present at the council planning hearing:

☑ Yes ☐ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☑ Yes ☐ No

I could gain an advantage in trade competition through this submission.

☐ Yes ☑ No

If you could gain an advantage in trade competition through this submission please complete the following:

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(b) does not relate to trade competition or the effects of trade competition

☐ Yes ☐ No

Signed: P & Raphael Date: 9/12/15

Notes:

- The submission and decision you wish Council to make should only relate to the contents of the proposed plan change.
- Submissions close at 5.00pm on Thursday, 10th December 2015.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha, fax to 07 884 8865, or drop it off at any Council office before the closing date.
- After the closing date, submissions will be copied and a complete set and summaries of all submissions received will be available for public viewing.

To now consider these trees of little significance and not worthy of protection is a disgrace - trees are essential in the reduction of pollution from the environment, cut stormwater runoff and serve as crucial "wildlinks" that help birds and pollinators move between food sources and habitats. I would point out that the bird life that has increased from Mount Maungatautari has now relocated to Matamata through the encouragement of local gardeners and bird enthusiasts.

I note the Oaks in Hetana St, have a very high STEM assessment of 156. It is difficult to believe that so many of the deleted trees do not reach this high assessment rate. Are Council making it easier for developers etc to remove any tree they consider a nuisance to encourage growth of our town.

It would appear the STEM threshold is too high at 140. It is not credible or believable that the 574 trees removed from protection are no longer healthy or in the same condition as when first protected. It would be preferable to have an independent arbiter make the assessments. I ask why the proposed change is necessary. It is virtually only a list and if any of the currently listed trees were to cause a problem and become dangerous or needed removal surely this could be addressed [illegible] application.

SUBMISSION# 25

Submission: to Matamata Piako District Council on Plan Change 48- protected trees

From: Mike Gribble 32 Scott Road Morrinsville Phone 889 5472 email – mgribb@gmail.com

I do not gain an advantage in trade competition through this submission and wish to be present at the Council planning hearing.

I would like to congratulate the council in bringing forward this plan change. Generally I am very supportive of the changes. It is a vast improvement on the existing plan for protected trees. Trees are a living identities and have a life cycle of planting, living, dying. Provision should be made for the removal of the tree after its productive life. While you have been very successful in reducing the number of poor quality protected trees you have not removed the draconian and prescriptive method of maintaining the trees in the schedule. The District plan is ineffective at saving protected trees. I know of two occasions that protected trees (134 and 239) have been cut down without a resource consent and no consequences or prosecution from Council. Most tree owners of protected trees are very passionate about their trees, but some are not.

I also commend the council in moving groups of trees to a Significant Natural Feature schedule which is less onerous than being in the protected trees schedule.

There are however some changes I would like to see.

I would request the following changes to be made in Schedule 3 of Protected trees and the planning maps.(existing tree numbers used)

a/ No 225 - Reinstate the five Morrinsville College memorial oak trees

b/ No 212 – Reinstate the three Oak trees at 171 Scott Road

c/ No 121 Delete the two Cedar trees at 72 Coronation Road

d/ Amend Appendix B Proposed changes to rules(section 10).

e/ Add a new clause to Appendix B

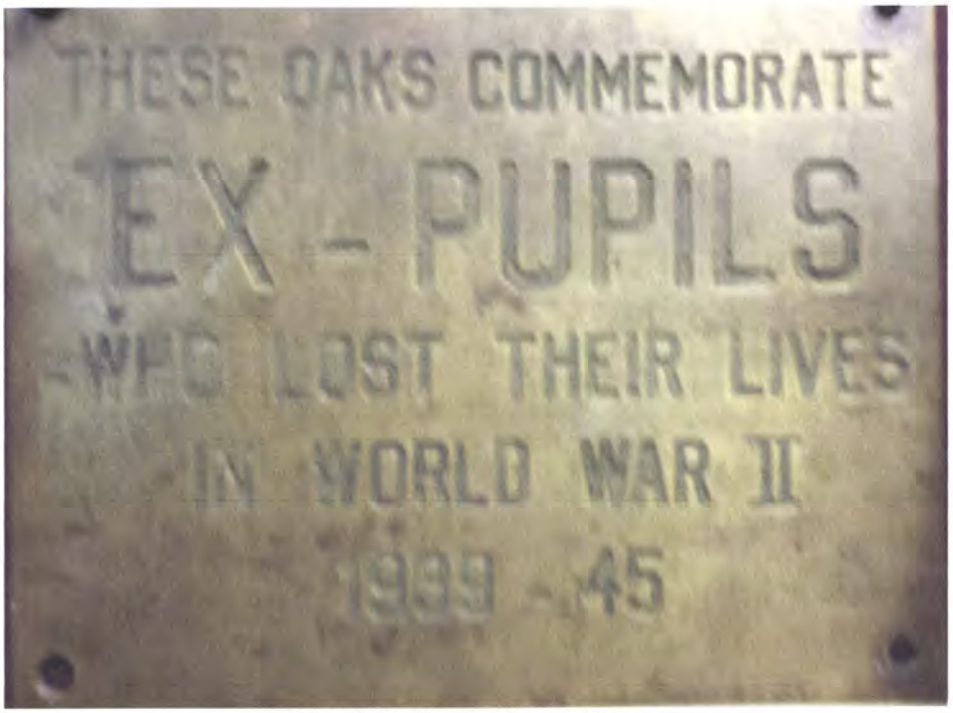
RECEIVED 10-12-15

Reasons for the changes.

a/ **Trees number 225**

These oaks were planted as a memorial to 28 pupils who were servicemen and were killed in the Second World War in the Morrinsville College grounds. Pictured is the plaque(below) that lay at the base of the first tree. The trees were planted when Mr Pole was headmaster.

The memorial trees need protection. They were planted by the community with the understanding that they would be protected for their lifetime. They have deep emotional and historical value to our District in remembrance of the men who died for New Zealand. A recalculation incorporating this historical fact would bring the trees over the TRIM 140 points required.



Morrinsville College plaque

B/ Trees number 212

These three oak trees are the remnant of the trees that surrounded the *original* Lockerbie managers house. The house has great historical significance being the first manager's home built for the first manager Mr Samuel Tickelpenny. It was where the first meeting of the Waitoa Road Board was held on 7th August 1875. Road Board member Thomas Morrin attended this meeting.The board was the first local authority for the district before the Piako County Council. This manager's house site predates the Studholme Street managers house by a large number of years being built in 1874/5. It is identified in the District Plan in Schedule 1 Heritage site No. 84. The trees are part of the heritage of the site and should be included. A recalculation incorporating this historical fact would bring the trees over the TRIM 140 points required.

Note on the Studholme Street managers house site.- Trees number 68

The history information noted on Assessment sheet 42881 for tree number 68 is incorrect i.e. "Trees planted by the Morrin brothers" Neither man planted the trees in Studholme Street property, Samuel died in 1886 and Thomas returned to Canada in 1905 The homestead was built in 1898 after the Lockerbie Estate passed out of Thomas Morrin's control when liquidated in 1889.

Oak Trees at 171 Scott Road, site of original Manager's house Lockerbie Estate

c/ Tree number 121

The two cedar trees do not deserve the rating they were given and should not be listed as a protected trees.

I will make verbal comments on some of the other significant trees

d/ Amend Appendix B Proposed changes to rules(section 10). and sequential changes to the Objectives/Policies and advise notes

Key to change - *Deleted lines as per the strike-through Added lines are underlined.*

2. Scheduled Trees Or Any Protected Trees Within Schedule 3 excluding understorey and regrowth of vegetation in a plantation forest.

(a) Minor trimming, pruning or maintenance of any tree listed in Schedule 3 ~~undertaken by hand operated clippers (of a 20mm maximum blade length)~~ in accordance with accepted arboricultural practice and limited to:

- Pruning and removal of branches with a maximum diameter of 40mm;
- No more than 10% canopy removal per calendar year.- Permitted activity

(b) The removal of dead, damaged or diseased limbs of any protected tree listed in Schedule 3

- No more than 10% canopy removal per calendar year - Permitted activity

~~when undertaken by an aborist arborist on the Council list of qualified aborists arborists. Notification to Council is required prior to the commencement of works.~~ — Permitted activity

(c) The removal of any protected tree listed in Schedule 3 that is dead, dying or terminally damaged by disease or natural causes.

To trigger this rule a A report undertaken by an arborists on the Council list of qualified arborists confirming that the scheduled tree is dead, dying or terminally damaged has to be lodged with and accepted by council prior to removal of the tree. - Permitted activity

(d) The removal of limbs from any protected tree listed in Schedule 3 to provide for pedestrian and traffic safety ~~when undertaken by an arborist on the Council list of qualified arborists. Notification to Council is required prior to the commencement of works~~. - Permitted activity

(e) The emergency removal of any protected tree listed in Schedule 3 where there is an imminent threat to life or property. ~~The works must be undertaken by an arborist on the Council list of qualified arborists~~.- Permitted activity

~~(f) Works within the drip line of any protected tree listed in Schedule 3 including:~~
~~- compaction, sealing, soil raising or soil disturbance, except for sealing of an existing footpath; and~~
~~- construction of structures; and~~
~~- parking or storage of materials, vehicles or machinery; and~~
~~- discharge of an ecotoxic substance. - RD~~

~~(g) Any trimming, pruning or maintenance (including to the roots) of a Scheduled tree any protected tree listed in Schedule 3 that is not otherwise permitted. RD~~
~~(e) Any works or activity which is proposed within the dripline of any scheduled tree or which may impact on the root system of the tree. - D~~

e/ Move modified 2 (f) and (g) into the advice section of the plan.

Care must be taken when working within the drip line of any protected tree listed in Schedule 3

This includes

- compaction, sealing, soil raising or soil disturbance,
- parking or storage of materials, vehicles or machinery; and
-the discharge of an ecotoxic substance.
- Any works or activity which is proposed within the dripline of any scheduled tree or which may impact on the root system of the tree

f/ Add a new clause to Appendix B

(i) If a protected tree listed in Schedule 3 is removed under the 10.2 2(c) provision, it will be deleted from Schedule 3 of the District Plan when that tree is physical removed from the site.

Reasons for changing Appendix B

These changes protects the trees by concentrating on the protection of the growing trees and their continued healthy existence. This is done by two ways
1/The use of a qualified arborist to certify a trees removal is the core protection with added protection of council approval.
2/ The second method is to restrict pruning so the tree is not to pruned to death.

It endorses the need to issue a report for the removal of a protected tree only.
It removes over zealous requirements such as demanding the use of a hand operated clipper of 20mm maximum blade length.
It eliminates the need for qualified arborist to endorsement the day to day maintenance and closes a council file, listing branches and limbs that have been removed from protected trees.
It allows the removal of limbs for safety reasons and retains the need to protects pedestrian and traffic safety.

It removes the use of very complicated terms that the general public do not understand An example is "*soil ecotoxcity*"
Soil ecotoxicity value means the lower value expressed in units of milligrams of a substance per kilogram (dry weight) of soil from—

(a) plant or soil invertebrate EC50 data after 14 days exposure to the substance; or

(b) data that demonstrate a 25% reduction in soil micro-organism respiration or nitrification after 28 days exposure to the substance.

Other matter to be addressed

If you are going to protect certain trees **there should be some continuity to the process**. The example is the magnolia tree outside the Baptist church in Morrinsville. Council spent a lot of money protecting this trees roots system with a wooden walkway only to have, in this proposal, its removal from protection because of its reclassification, not any decline in tree health.

The memorial trees need protection. They were planted by the community with the understanding that they would be protected for their lifetime. They have deep emotional and historical value to our District

There is a need for Council to fund more resources for the maintenance of protected trees on private land.

There is a need for more historical information

A quote from page 19 Volume 1 of the documentation supplied by Council ***It is noted that there were few identified species that have historical significance in the District.*** Quite a number have been disregard or not known about. The local historical societies were consulted but in Morrinsville case, only a letter informing of the consultation and no follow up.

There is a need to further identifiy protected trees beyond the current list; of type of tree, land title,photo and address. A tree history is needed for each significant tree. This would contain historical facts and information to prove their authenticity and historic merit for their inclusion. It would be a record similar to the requirements of the Historic Places of New Zealand formally Historic Places Trust. Relying on hearsay of the owners can be misleading As an example of a tree history in Thomas Park Morrinsville. The land was given to the people of Morrinsville by Margaret Thomas in memory of her husband James Buchanan Thomas, a prominent local government politician to accommodate in part the Plunket Society headquarters in Morrinsville. Trees were planted, and today, some remain but only two of them are protected trees. None of this history is recorded on the assessment sheet which could give some background to these protected trees.

M.L. Gribble

10th December 2015

Submission No: 26

SUBMISSION BY POWERCO LIMITED ON PROPOSED PLAN CHANGE 48 (PROTECTED TREES) TO THE MATAMATA PIAKO DISTRICT PLAN

10th December 2015

TO: **Matamata-Piako District Council**
Plan Change 48
PO Box 266
Te Aroha 3342

BY EMAIL: **submissions@mpdc.govt.nz**

FROM: Powerco Limited ("Powerco")
Private Bag 2061
NEW PLYMOUTH 4342

ADDRESS FOR SERVICE:

BURTON PLANNING CONSULTANTS LIMITED
Level 1, 2-8 Northcroft Street
PO Box 33-817, Takapuna
AUCKLAND 0740

Attention: Georgina McPherson

Phone: (09) 917 4301
Email: gmcpherson@burtonconsultants.co.nz
Ref: 15j079

A. INTRODUCTION

1. Powerco is New Zealand's second largest gas and electricity distribution company and has experience with energy distribution in New Zealand spanning more than a century. The Powerco network spreads across the upper and lower central North Island servicing over 400,000 consumers. This represents 46% of the gas connections and 16% of the electricity connections in New Zealand.

2. Powerco's electricity networks are in Tauranga, Thames, Coromandel, Eastern and Southern Waikato (including a small area within the Waipa District), Taranaki, Wanganui, Rangitikei, Manawatu and the Wairarapa. It has gas pipeline networks in Taranaki, Hutt Valley, Porirua, Wellington, Horowhenua, Manawatu and the Hawkes Bay. Powerco's customers are served through over 30,000 kilometres of electricity lines (including overhead lines and underground cables) and 6,200 kilometres of gas pipelines.

3. The Matamata sub transmission and distribution network is based within the Valley region (refer Attachment A for Map). The Valley region covers the eastern area of the Waikato as far south as Kinleith, plus Waihi and the Coromandel Peninsula. Several small towns have some industrial load, and the rural area is predominantly dairy farming load. The region has six grid exit points owned and operated by Transpower supplying Powerco's network at 66, 33 and 11kV.

4. Powerco has installed a new grid exit point at Putaruru to increase security of supply and address capacity issues in the area. Powerco is also undertaking assessments to address capacity issues at existing Powerco zone substations. This is likely to result in an additional five zone substations requiring construction in the Valley region over the next 10 year planning period.

B. GENERAL COMMENTS ON PROPOSED PLAN CHANGE 48

5. A reliable and constant energy supply is critical to sustaining the regional economy, population and way of life and demand for energy is constantly increasing. Powerco faces an increasing number of constraints, in terms of providing a secure and reliable supply of electricity to meet the increasing demand and population growth.

6. Powerco's electricity network is identified as regionally significant infrastructure in the Proposed RPS. It is therefore appropriate, given the local and regional significance of Powerco's network, that its management is comprehensively addressed in the Matamata Piako District Plan Change 48 – Protected Trees (Plan Change 48).

7. In a general sense, Powerco seeks to ensure that Plan Change 48 is drafted to recognise and ensure:

   (i) The sustainable management of Powerco's assets as a physical resource;

   (ii) That the NPSET is given effect to, with consequential recognition being given to Powerco's supporting sub-transmission and distribution networks;

   (iii) Effect is given to the objectives and policies of the RPS;

   (iv) Appropriate provision is made for the on-going operation and maintenance of Powerco's network;

   (v) Maintenance of public safety around electricity lines;

   (vi) That the provisions of Plan Change 48 do not impose unnecessary constraints on vegetation trimming and clearance associated with the protection of public safety, the vegetation itself and Powerco's electricity assets.

C. THE SPECIFIC PROVISIONS OF PLAN CHANGE 48 – PROTECTED TREES THAT POWERCO'S SUBMISSION RELATES TO ARE SUMMARISED AS FOLLOWS:

8. This submission relates specifically to the following provisions:

Appendix A - Proposed Objectives and Policies

- Objective 2
- Policy 5

Appendix B - Proposed Rules

- Rule 10.2.2
- Performance Standard 10.3.1

9. The specific provisions submitted on, the rationale for Powerco's submission on each of these matters, and the relief sought is contained in the following schedules. In the specific relief sought, all additions are shown in underline, with all deletions in strikethrough.

10. In addition to the specific outcomes set out in the following schedules, the following general relief is sought:

    i) Achieve the purpose and principles of the RMA and consistency with the relevant provisions in sections 6-8 RMA;
    ii) Implement the statutory tests in section 32 and the requirements in the First Schedule RMA;
    iii) Address the relevant statutory functions of the consent authority and the related statutory requirements for the Proposed District Plan;
    iv) Address the considerations identified by the Environment Court for planning instruments in decisions such as Long Bay-Okura Great Park Society Inc v North Shore City Council (and subsequent case law);
    v) Avoid, remedy or mitigate the relevant and identified environmental effects; and
    vi) Make any alternative or consequential relief as required to give effect to this submission.

D. POWERCO WISHES TO BE HEARD IN SUPPORT OF THIS SUBMISSION

E. IF OTHERS MAKE A SIMILAR SUBMISSION, POWERCO WOULD BE PREPARED TO CONSIDER PRESENTING A JOINT CASE AT ANY HEARING.

F. THE POWERCO COULD NOT GAIN AN ADVANTAGE IN TRADE COMPETITION THROUGH THIS SUBMISSION.

G. POWERCO ARE DIRECTLY AFFECTED BY AN EFFECT OF THE SUBJECT MATTER OF THE SUBMISSION THAT—

(i) ADVERSELY AFFECTS THE ENVIRONMENT; AND
(ii) DOES NOT RELATE TO TRADE COMPETITION OR THE EFFECTS OF TRADE COMPETITION.

Dated this day of 10th December 2015

Signature of person authorised to sign on behalf of Powerco Limited

…….

Georgina McPherson

Principal Planner

SCHEDULE A: PROTECTED TREES - PLAN CHANGE 48

(APPENDIX A - OBJECTIVES AND POLICIES)

17. Plan Change 48 proposes to introduce a new objective and policy relating to the protection of significant trees and to delete four existing policies (SP1 – SP4) that are considered no longer applicable.

18. Powerco supports the intent of the proposed new objective, Objective 2. However, it is drafted more like a policy than an objective. It should be amended to identify what the objective of the provisions is. On the basis of the Council's s32 report, Powerco understands this to be the recognition and protection of trees that have significant value to the community in terms of amenity, ecological and historical values.

19. The proposed new policy, Policy 5, indicates that the Council will provide a set of rules to protect significant trees while limiting the financial impact on landowners. While the intent is not opposed, the policy is written in the form of a method and does not provide any clear policy guidance on how the protection of significant trees should be achieved. The policy provides no guidance on the situations in which a proposal to trim or remove a notable tree may be considered acceptable, for example in terms of the effects on the health of the tree, the need to protect human health, property or infrastructure or the need for emergency works. Furthermore the limitation of financial impact on landowners is a method rather than a policy. The policy should be deleted and replaced with a new policy that provides clear guidance on such matters. If it is considered necessary, then a new (non-regulatory) method could be included with the intent of limiting the financial impact on landowners.

Relief Sought – Schedule A

Note: All additions are <u>underlined</u> and all deletions are in ~~strikethrough~~.

1. Amend Objective 2 so it is worded as an objective rather than as a policy. This could be achieved by making the following changes or changes to like effect:

Objective 2

~~*To protect t*~~*Trees that have significant value to the community in terms of amenity, ecological and historical values are recognised and protected.*

2. Delete Policy 5 and replace it with a new policy that provides clear policy guidance on how the Council intends to achieve the protection of significant trees, including in terms of proposals to trim or remove significant trees. If it is considered necessary, include a new (non-regulatory) method in Section 13: Other Methods, of limiting the financial impact on landowners of the protection of significant trees. This could be achieved by making changes along the following lines:

Policy 5

~~*Providing an effective set of rules to protect significant trees while also limiting the financial impact on landowners who have a scheduled tree on their property.*~~

Protect significant trees from inappropriate subdivision, use and development by considering where applicable:

a) *The specific values of the tree for which it has been identified as a protected tree;*
b) *The likelihood of significant adverse effects to people and property from the tree;*
c) *The extent to which any trimming, pruning or removal of a protected tree is necessary to accommodate efficient operation of the road network, network utilities or permitted development on the site;*
d) *The extent to which any trimming, pruning, maintenance or works within the drip line of a protected tree will adversely affect the health of the tree and the surrounding landscape character of the area in which the tree is located;*
e) *Whether the values that are lost if a protected tree is removed can be adequately mitigated.*

New Method:

Limit the financial impact on landowners, of the protection of significant trees.

SCHEDULE B: PROTECTED TREES - PLAN CHANGE 48 (APPENDIX B- RULES)

Works necessary to protect people's health and safety, or protect structures or utilities

20. Powerco supports the general intent of PC48 to recognise and protect significant trees in the district. However, there is potential for trees, including significant trees, planted in close proximity to overhead electricity lines to interfere with lines. This can result in a significant public safety hazard, interruption of electrical service and/or an outage if they come into contact with the lines. In addition, electricity lines that are downed or broken by trees can be live. This is a significant risk as live lines can cause fires and be fatal. It is, therefore, important that trees, including significant trees, which grow too close to lines can be trimmed, pruned, maintained or removed, as necessary, to avoid such hazards. This is generally provided for by the Electricity (Hazards from Trees) Regulations 2003. However, specific provision for such activities should also be included in the district plan to avoid unnecessary delays and regulation of such works.

21. Amendments to Rules 10.2.2(a) and (e) are sought to ensure the trimming, pruning, maintenance and removal of protected trees can be undertaken as a permitted activity where such works are required to ensure compliance with the Electricity (Hazards from Trees) Regulations or to maintain or restore electricity or telecommunication connections.

Works in Close Proximity to Electricity Assets

22. It is also important, and critical to meeting health and safety requirements, that such works are carried out by people who are qualified to undertake works in the vicinity of electricity lines, including potentially live lines. To that extent, Powerco supports the Council's current list of qualified arborists insofar as it currently includes Arbor Care Ltd, Treescape Ltd and Waikato Tree Services. However, Powerco notes that that list sits outside the District Plan and therefore can be amended at any time. Powerco may or may not be satisfied that any parties added to the list will similarly be suitably experienced in tree works undertaken near electricity lines. Accordingly, Powerco seeks that the list also specifically identifies those

arborists who have suitable experience to carry out such activities in a safe manner to ensure compliance with the Electricity (Hazards from Trees) Regulations, and who are authorised by a utility provider to undertake works on a protected tree within 4 meters of the utility asset.

23. Amendments to Rule 10.2.2 clauses (b) and (d) are sought to require that any works undertaken on a protected tree within 4 meters of electricity lines is to be carried out by an arborist on the Council list of qualified arborists that is also authorised by a network utility provider.

Emergency Works

24. Rule 10.2.2(e) requires emergency removal works to be undertaken by an arborist on the Council list of qualified arborists. Emergency works are provided for in Section 330 of the Resource Management Act, 1991, where such works can be undertaken in certain circumstances without being constrained by additional restrictions. Rule 10.2.2(e) imposes a restriction over and above what is provided for under Section 330 of the RMA. The District Plan regulations should not be more restrictive than specific enabling provisions of the RMA. As such, Powerco seeks that this requirement is deleted. Subsequent amendments to Performance Standard 10.3.1 are also sought. Furthermore, it is unclear why an arborist would be required to remove the tree, and it is noted that an arborist is not required for tree removals in accordance with Rule 10.2.2(c). A consequential change to Rule 10.3.1 is required.

Consistency of References

25. As a matter of consistency, the heading to Rule 10.2.2 should be amended to remove the reference to 'scheduled trees', as the terminology used in Schedule 3 and elsewhere in Rule 10.2.2, is simply to list 'protected trees'.

26. In Rule 10.2.2(c) the correction of a typographical error in clause c) is required, where the reference to arborists (plural) should be to arborist (singular).

Relief Sought – Schedule B –

(additions underlined; deletions in strikethrough)

1. Amend Rules 10.2.2(a) and (e) to specifically permit the trimming, pruning, maintenance or removal of protected trees where such works are required to ensure compliance with the Electricity (Hazards from Trees) Regulations or to maintain or restore electricity or telecommunication connections. This could be achieved by making the following changes:

Permitted Activity

a) Minor trimming, pruning or maintenance of any tree listed in Schedule 3 undertaken in accordance with accepted arboricultural practice and limited to <u>either</u>:

- *Pruning and removal of branches with a maximum diameter of 40mm; <u>and</u>*
- *No more than 10% canopy removal per calendar year; <u>or</u>*
- *<u>Trimming, pruning or maintenance undertaken in accordance with the Electricity (Hazards from Trees) Regulations 2003.</u>*

Permitted Activity

e) The emergency removal of any protected tree listed in Schedule 3 where there is an imminent threat to life or property <u>or the removal of any protected tree listed in Schedule 3 where required to maintain or restore electricity or telecommunication connections</u>. The works must be undertaken by an arborist on the Council list of Qualified Arborists.

2. Amend Rule 10.2.2 clauses (b) and (d) to require that any works undertaken on a protected tree located within 4 meters of electricity lines is to be carried out by an arborist on the Council list of qualified arborists that is also authorised by a network utility provider. This could be achieved by making the following changes:

Permitted Activity

b) The removal of dead, damaged or diseased limbs of any protected tree listed in Schedule 3 when undertaken by an arborist on the list of qualified arborists<u>, and, when undertaken within 4 meters of electricity lines, that is also authorised by a network utility provider</u>. Notification to Council is required prior to the commencement of works.

Permitted Activity

d) The removal of limbs from any protected tree listed in Schedule 3 to provide for pedestrian and traffic safety when undertaken by an arborist on the Council list of qualified arborists<u>, and, when undertaken within 4 meters of electricity lines, that is also authorised by a network utility provider.</u> Notification to Council is required prior to the commencement of works.

3. Amend rule 10.2.2(e) to remove the requirement for emergency works to be undertaken by an arborist on the Council list of qualified arborists. This could be achieved by making the following changes:

Permitted Activity

e) The emergency removal of any protected tree listed in Schedule 3 where there is an imminent threat to life or property or the removal of any protected tree listed in Schedule 3 where required to maintain or restore electricity or telecommunication connections. ~~The works must be undertaken by an arborist on the Council list of qualified arborists.~~

4. Amend performance standard 10.3.1 to reflect changes sought to Rule 10.2.2(e) as follows:

10.3.1 Approved Arborists
For the permitted activity rules which rely on the Council list of qualified arborists, a report from a qualified arborist shall be submitted to Council and the report shall be acknowledged and accepted by Council prior to any works commencing~~, with the exception of Rule 10.2.2(e) in which case the report can be submitted within 5 working days of any works being undertaken~~.

The report shall document the rationale for why the works are required and assess the impact of the works on the long term health and vitality of the tree (where the tree is to be retained). Photographic records of before and after works shall be submitted.

5. Ensure the consistent use of terminology in referring to the 'protected trees' listed in Schedule 3 as follows:

2.~~Scheduled Trees Or Any~~ Protected Trees Within Schedule 3 excluding understorey and regrowth of vegetation in a plantation forest.

6. Correct a typographical error in clause c) by amending the reference to 'arborists' to 'arborist' as follows:

c) The removal of any protected tree listed in Schedule 3 that is dead, dying or terminally damaged by disease or natural causes. A report undertaken by an arborist~~s~~ on the Council list of qualified arborists confirming that the scheduled tree is dead, dying or terminally damaged has to be lodged with and accepted by council prior to removal of the tree.

DP with Powerco Data

Legend

- Transpower Existing DP
- Powerco Site
- Powerco SubTran UG Cable
- Powerco SubTran OH Line
- Designation
- Road Centreline
- Territorial Authority 06/12

0 1 2 3 4 5 6 7 8 9 10 11
Kilometers

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W E
S

April 2013
Scale 1:150,000

SUBMISSION# 27

14/7379

Our Ref: PRE520401/1704356
Your Ref: -
Enquiries to: Mark Naudé / Susanne Kampshof

matamata piako district council

17 December 2015

Matamata-Piako District Council
Attention: Mark Hamilton
PO Box 266
Te Aroha 3342

Dear Mark

Submission on Plan Change 48

A submission from Assets, Strategy & Policy is enclosed.

If you have any further queries, please contact Mark Naudé or myself.

Regards

S.Kampshof

Susanne Kampshof
Asset Manager Strategy & Policy

RECEIVED 17-12-15

SUBMISSION ON PLAN CHANGE 48

1. These comments are provided by the Assets, Strategy & Policy Department of Matamata-Piako District Council in its role as "asset holder" and "asset manager" of the protected trees that are located on parks and other land owned or controlled by Matamata-Piako District Council ("Council land").

2 The proposal as we understand it is that Council does not wish to protect trees under the District Plan on land Council owns as Council decision making would guide the management and removal of trees on lands under its control.

3 The Reserves Act 1977 provides a degree of protection for trees on gazetted reserves The Reserves Act classifies each gazetted reserve into one of the following classifications, according to the primary purpose of the reserve:

- Recreation reserve
- Historic reserve
- Scenic reserve
- Nature reserve
- Scientific reserve
- Government purpose reserve
- Local purpose reserve.

Under Section 42(1) of the Act, trees and bush on any Historic, Scenic, Nature, or Scientific Reserve may not be cut or destroyed without first obtaining a permit or the written consent of the Minister for Conservation and abiding by such conditions as the permit or consent imposes.

Under Section 42(2) of the Act , trees and bush on any Recreation, Government Purpose, or Local Purpose Reserve may not be cut down or destroyed, except in accordance with a permit, or unless the administering body of the reserve (i.e. Council in the case of Reserves vested in Council) is satisfied that the cutting or destruction is necessary for the:

- proper management or maintenance of the reserve, or
- the management or preservation of other trees or bush, or
- in the interests of the safety of persons on or near the reserve, or

- safety of property adjoining the reserve, or
- harvesting of trees planted for revenue purposes (e.g. plantation forest).

Section 42(3) imposes a duty on the Administering Body that any work undertaken under Section 42(2) should not be done except in a manner that will have minimal impact on the reserve and until, as circumstances warrant, provision is made for replacement, planting or restoration.

The Act however only applies to reserves gazetted under the Act.

Like many Councils, our current Parks and Open Spaces portfolio includes a diverse range of land types including gazetted reserves as well as several land parcels that do not have the legal status of gazetted reserves under the Reserves Act.

Although around 80% of the land parcels comprising our Sports and Recreation Parks are gazetted Reserves only about 65% of the land parcels that make up our Neighbourhood Parks and 64% of the parcels that make up our Amenity Parks are gazetted Reserves.

4. Council adopted a District Tree Strategy in 2010. The Strategy provides principles, policies and objectives for the long term management of trees on Council administered land.

5. It is recommended that, Council endorses the formulation of a Management Policy that aligns with the Tree Strategy 2010 to regulate maintenance and any potential removal of trees on Council land. The policy could define clear processes to:

- assess and document requests for the removal of individual trees on Council land
- approve / decline requests to remove trees on Council land
- meet Council's Reserves Act obligations (where applicable)
- identify permitted maintenance activities that do not require formal approval.

Having a Policy with defined processes in place could provide a level of assurance to the community that Council is managing trees on Council land in a responsible and transparent manner.

Further Submissions

Submission No: F-1

Further Submissions on Proposed District Plan Change 48 - Protected Trees

Further submitter's details:
Name: Mike Gribble
Scott Road RD 2
Morrinsville 3372
Phone 889 5472
email mgribb@gmail.com

I am a person who has an interest in the proposal that is greater than the interest of the general public because I have already made a submission on plan change 48.

This is a further submission in opposition to a submission on plan change 48 - protected trees.

I oppose the submission of Number 27 from Matamata Piako District Council, the Assets Strategy & Policy Department. PO Box 266 TeAroha

The particular part of the submission I oppose is:

In Council submission paragraph number two it states the following. The proposal as we understand it is, that Council does not wish to protect trees under the District Plan on land Council owns as Council decision making would guide the management and removal of trees on lands under its control.

I seek the following decision from Council :

All trees protected (or proposed to be protected) by the District Plan be subject to the same rules and requirements, regardless of them being sited on council-owned or privately owned land. That the Council's District Tree Strategy is subservient to the District Plan and the proposed plan make no exception for trees on council owned land to be treated differently to those on private property. It is important that the policy cannot override the statutory responsibilities in the District Plan.

Reasons:

- By having two standards, one for Council land and one for private land would lead to more confusion in the public mind.
- The Council's District Tree Strategy can be change any time without reference to the District plan

I wish to be present at the Council planning hearing.

Signed M L Gribble

Date 14th February 2016

SUBMISSION# F-2

File No. .....

Document No. .....

Further Submission on Proposed District Plan Change (Form 6)

Clause 8 of Schedule 1 of the Resource Management Act 1991

matamata piako district council

Further submitter's details:

Name: GREYPOWER - MATAMATA - President
(Organisation / Individual)

Contact person: Bob Thompson
(If different from above)

Address for correspondence: 1 Nikau Place
Matamata 3400

Phone: 07 888 6254 Fax: —

E-mail: bobndi@clear.net.nz

RECEIVED
18 FEB 2016
MATAMATA PIAKO DISTRICT COUNCIL

This is a further submission in support of ~~or in opposition~~ to a submission on Plan Change 48 – Protected Trees

I am (tick one):

☐ A person representing a relevant aspect of the public interest (please explain how you fall within this category):

☑ A person who has an interest in the proposal that is greater than the interest that the general public has (please explain how you fall within this category): club association

I/We support /~~oppose~~ the submission of:

Original Submission Number: 24

Name of Original Submitter: Pauline Raphael

Original Submitter's Address: 57 Rata St
Matamata 3400

The particular parts of the submission I/we support or ~~oppose~~ are:

Concerns about historical and memorial values of trees in m/m area. The STEM assessment of 140 is too high. The number of trees removed from protection by group rather than individual. Reduction from 667 to 93

Office use only:
TRIM # _____ NAR # _____ Container 14/7380

The reasons for ~~my~~ our support or ~~opposition~~ are (attach additional pages if necessary):

STEM of 140 does not take into account recent plantings that have historical significance. Trees are very important to the character of Matamata Piako District.

Many of Our membership have over the years been responsible for planting these trees.

Greypower feel the STEM value assessment should be lowered to 120. to protect a wider range of trees.

Set up a Memorial tree register

Suggest inspection by independent assessor.

I seek the following decision from Council. That:

☑ The whole ☐ The part (please give precise details):

Of the original submission be:

☑ Allowed ☐ Disallowed

I wish to present at the council planning hearing:

☑ Yes ☐ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☑ Yes ☐ No

Signed: _____ Date: 17/2/2016

PRESIDENT OF GREY POWER

Notes:

- Part 1 of Schedule 1 of the Resource Management Act 1991.
- A copy of your further submission must be sent to the original submitter within five working days of sending your further submission to Council.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha 3342, or drop it off at any Council office before the closing date.
- **Further submissions close at 5pm on Thursday 18 February 2016.**

SUBMISSION# F-3

File No. .....
Document No. .....

matamata piako district council

Further Submission on Proposed District Plan Change (Form 6)

Clause 8 of Schedule 1 of the Resource Management Act 1991

RECEIVED
18 FEB 2016
MATAMATA PIAKO DISTRICT COUNCIL

Further submitter's details:

Name: Pauline Raphael
(Organisation / Individual)

Contact person: _____
(If different from above)

Address for correspondence: 57 Rata St
Matamata 3400

Phone: 07 888.7122 Fax: _____

E-mail: _____

This is a further submission in support of ~~or in opposition~~ to a submission on Plan Change 48 – Protected Trees

I am (tick one):

☐ A person representing a relevant aspect of the public interest (please explain how you fall within this category):

_____

_____

☑ A person who has an interest in the proposal that is greater than the interest that the general public has (please explain how you fall within this category):
Submitted #24. Concern at high STEM value used of 140. Interest in Historic + Memorial trees. Reduction from 067 to 93

I support /~~oppose~~ the submission of:

Original Submission Number: 25

Name of Original Submitter: Mike Gribble

Original Submitter's Address: 32 Scott Rd
Morrinsville

The particular parts of the submission I support ~~or oppose~~ are:
Wants protection of memorial trees & historic trees. Less Prescriptive method of maintaining trees. Permitting minor trimming or if life threatening
Concern at protected trees being cut down

Office use only:
TRIM # _____ NAR # _____ Container 14/7380

The reasons for my support ~~or opposition~~ are (attach additional pages if necessary):

There has been little historic follow up.
Wants to set up a register of information about each tree, history etc
Makes good comments about the importance of trees to the Community who planted them with the understanding the trees would be protected.
I support his request that 5 oaks #225 and 3 Oaks #212 be reinstated to protection list.
I would support the deletion of tree #121 as he describes situation.
See attached further Submission

I seek the following decision from Council. That:

☑ The whole ☐ The part (please give precise details):

Of the original submission be:

☑ Allowed ☐ Disallowed

I wish to present at the council planning hearing:

☑ Yes ☐ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☑ Yes ☐ No

Signed: P E Raphael Date: 17/2/16

Notes:

- Part 1 of Schedule 1 of the Resource Management Act 1991.
- A copy of your further submission must be sent to the original submitter within five working days of sending your further submission to Council.
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- **Further submissions close at 5pm on Thursday 18 February 2016.**

1.

Pauline Raphael
57 Rata St
Matamata 3400

This further submission is to support and add to my own Submission #24, with relevant information recently come to hand, mainly concern at the proposed high STEM assessment threshold of 140 and the omission of many memorial, historic and significant trees from Schedule 3: Plan Change 48.

I request that the STEM threshold be reduced to 120. Deleting only trees that score under 120 STEM points would still reduce the number considerably.

I support Submission #25 of Mike Gribble in full, particularly the comments in the general section regarding maintenance, memorials and historic trees.

I support Submission #20 of Martin Wallace in full, particularly comments regarding a discrepancy and anomaly in the use of the STEM assessment. Also comments about changing from groups to individually listed trees meaning greater reduction. Some trees would have lost points (age, decay), some would have increased values.

Mrs Joan Stanley, former Secretary of the Matamata Historical Society, was approached for input on the proposed Schedule 3: Protected Trees. At the time Mr David Stanley was ill, so Mrs Stanley was not able to devote much attention to the matter. Trees were a particular interest of the late David Stanley, and his knowledge was wide and greatly respected. He was a long-time member of the Centennial Drive Committee.

It seems there are block of trees that do not warrant protection because they are commonplace, but this does not detract from their beauty, environmental worth, shelter or use as 'wild links' for birds, i.e. Chestnut, Poplar, Willow, Silver Birch, London Plane #79, #231, #232, #233, #235. It appears some of the above trees may have been deleted for possible development – Precinct F.

#9 – 9 various trees
#90 – 12 various trees
#99 – 13 various trees
#100 – 16 various trees
#105 – 9 various trees
Given the wide range of species, how can all these trees be below the assessed STEM of 140? Groups of trees have been deleted rather than individually assessed. Is each tree in the group the same age, height, importance etc? A large group of 18 Pin Oaks #104 remain protected.

Every year thousands of people, including many young children, attend the numerous ANZAC Day celebrations around New Zealand and Australia. It is a shame so many trees that were planted in memory of the dead or returned service people of wars, have either been cut down or have been taken off the protection register.
Trees that should be added or remain on the protected list

1. The two Gallipoli pines at Matamata Cemetery, seeds brought from Chunuk Bair, refer Submission #5 (actioned – Ron Moles)
   Also one Gallipoli pine at Matamata Primary School
   One Gallipoli pine at Matamata College
   One Gallipoli pine at Te Poi School
   These trees are rare in New Zealand and are true ANZAC memorials, therefore should have international rating.
2. #197 – The two Oaks in Matamata Domain are memorials to WW1 Gallipoli soldiers, and are noted as such on the list. A register of memorial trees could be established.
3. #6 – Large Red Oak at Walton School also 3 other Oak trees were planted in 1919 as memorials for WW1 servicemen killed (advice - Bob Marlow)
4. #184 – Totara tree at Matamata Primary School near Broadway planted in 1916 to mark first ANZAC Day (advice - Joan Stanley)
5. Matamata Golf Club, Car Park – Boundary on left of #4 Fairway – Two Oak trees and two Copper Beech trees in memory of WWII soldiers, Alan Gibson, Geoff Hamilton, Fred Hobden &

Stan Lorimer. For many years a brass plaque bearing the names of these men hung on one of the trees. This has been stolen. Poppies were placed each ANZAC Day (article in Chronicle - Joan Stanley).

6. Matamata College - Palms along front fence where soldiers mustered before being transported overseas in WWII (advice - Ron Moles)
7. Peria Road – group of Kahikatea trees planted by Rotary Club in 2015 to commemorate 100 years since the start of WW1 on Council land.
8. Matamata College front lawn – Maple tree – in memory of former Principal, Graham Reid, and wife, Lyn, killed in car crash after he had a heart attack (advice - Ron Moles).
9. #195 – 2 Karaka trees, 498 Peria Rd. Both these trees should be protected. The Historical Society have fenced them off. This is where Tamihana lived at Peria Village. Note: this is Heritage Trail site #26 (advice - Joan Stanley)
10. #95 – Firth Tower Reserve, Redwood, Cabbage tree, Japanese Yew Plum. These trees are part of the history of the McCaw Homestead. The Redwood is near Memorial Cairn for Tamihana. The area was significant natural environment for Cabbage trees. The Japanese Yew Plum is rare in New Zealand and is the only one in Matamata. 19th Century gardeners preferred exotic trees . This is a wonderful shade tree on the Homestead lawn (Refer Hilliar's Manual of Trees and Shrubs) – (advice - Joan & David Stanley).
11. Matamata Primary School, Broadway frontage – 2 Kauri trees. To commemorate 75th School Jubilee – right hand. 100th Jubilee – left hand (advice – Ron Moles)
12. Large Magnolia Soulangiana, 10 Burwood Road - Reputedly largest Magnolia in the world. Should earn points for age, size and international reputation. A special feature in Matamata (refer Don Burke, Australia Video/U Tube).

13. #99 – various trees, 632 Buckland Road. This site was visited during the Garden Tour to raise funds for Pohlen Hospital – must have been noteworthy.
14. Kauri - Arawa Street/Rawhiti Ave, at the Reveller's Club, planted by Mark Martinovich in 1966 (Club booklet & members - refer Barry McKey).

All the native trees omitted from the current protected list are flowering trees which, in turn, produce berries and seeds that provide important food sources for birds, i.e.

Kauri	Tanekaha	Totara
Titoki	Puriri	Pohutukawa
Rimu	Nikau	Kawaka
Kahikatea	Cabbage (ti kouka)	

Most of the above native trees are lowland and montane forest trees, naturally strong and hardy = not likely to become dangerous.

The suggested list of protected trees is sadly lacking in other types of trees that encourage bird and bee movement, i.e. Chestnut, Catalpa, Ash, Jacaranda, Magnolia and Beech.

A number of submitters have expressed support/opposition for particular tree/trees. I appreciate that problems can occur with some large trees, and understand they have varying lifetimes. I also understand that some residents may not want the bother of having a protected tree on their property. Cutting down or maintaining a protected tree should be subject to a less prescriptive process when it is proved to be causing a serious problem.

This further submission relates to the Matamata wider area only of the Matamata-Piako District. I cannot make comment on the Te Aroha and Morrinsville areas, other than to express support and expect they have the same concerns.

SUBMISSION# F-4

File No. .....

Document No. .....

Further Submission on Proposed District Plan Change (Form 6)

Clause 8 of Schedule 1 of the Resource Management Act 1991

matamata piako district council

Further submitter's details:

Name: PAULINE RAPHAEL
(Organisation / Individual)

Contact person: _____
(If different from above)

Address for correspondence: 57 Rata St
Matamata 3400

Phone: 07 888 7122 Fax: _____

E-mail: _____

This is a further submission in support of ~~or in opposition~~ to a submission on Plan Change 48 – Protected Trees

RECEIVED
18 FEB 2016

I am (tick one):

☐ A person representing a relevant aspect of the public interest (please explain how you fall within this category):

_____

_____

☑ A person who has an interest in the proposal that is greater than the interest that the general public has (please explain how you fall within this category):
Submitter #24. Concern at high STEM value used of 140. Interest in Historic & Memorial trees. Reduction from 667 to 93.

I support /~~oppose~~ the submission of:

Original Submission Number: #20

Name of Original Submitter: Martin Wallace

Original Submitter's Address: 241 Harbottle Rd
RD2 Morrinsville 3372

The particular parts of the submission I support or ~~oppose~~ are:
General Comments re policy: good distinction of historic, cultural & amenity trees. Reducing STEM threshold from 140 to 120. Trees should be assessed individually & not in groups. Alternative qualified arborist should be engaged to validate figures.

Office use only:
TRIM # _____ NAR # _____ Container 14/7380

The reasons for my support or ~~opposition~~ are (attach additional pages if necessary):

He points out discrepancy and anomaly in STEM assessment as number protected have dropped from 667 to 93 - previously these trees were scheduled for protection. Loss of large groups!
One would expect some trees to have lost points while others would have increased.

I seek the following decision from Council. That:

☑ The whole ☐ The part (please give precise details):

Of the original submission be:

☑ Allowed ☐ Disallowed

I wish to present at the council planning hearing:

☑ Yes ☐ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☑ Yes ☐ No

Signed: P. E Raphael Date: 17/2/16

Notes:

- Part 1 of Schedule 1 of the Resource Management Act 1991.
- A copy of your further submission must be sent to the original submitter within five working days of sending your further submission to Council.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha 3342, or drop it off at any Council office before the closing date.
- **Further submissions close at 5pm on Thursday 18 February 2016.**

1. Pauline Raphael
57 Rata St
Matamata 3400

This further submission is to support and add to my own Submission #24, with relevant information recently come to hand, mainly concern at the proposed high STEM assessment threshold of 140 and the omission of many memorial, historic and significant trees from Schedule 3: Plan Change 48.

I request that the STEM threshold be reduced to 120. Deleting only trees that score under 120 STEM points would still reduce the number considerably.

I support Submission #25 of Mike Gribble in full, particularly the comments in the general section regarding maintenance, memorials and historic trees.

I support Submission #20 of Martin Wallace in full, particularly comments regarding a discrepancy and anomaly in the use of the STEM assessment. Also comments about changing from groups to individually listed trees meaning greater reduction. Some trees would have lost points (age, decay), some would have increased values.

Mrs Joan Stanley, former Secretary of the Matamata Historical Society, was approached for input on the proposed Schedule 3: Protected Trees. At the time Mr David Stanley was ill, so Mrs Stanley was not able to devote much attention to the matter. Trees were a particular interest of the late David Stanley, and his knowledge was wide and greatly respected. He was a long-time member of the Centennial Drive Committee.

It seems there are block of trees that do not warrant protection because they are commonplace, but this does not detract from their beauty, environmental worth, shelter or use as 'wild links' for birds, i.e. Chestnut, Poplar, Willow, Silver Birch, London Plane #79, #231, #232, #233, #235. It appears some of the above trees may have been deleted for possible development – Precinct F.

#9 – 9 various trees
#90 – 12 various trees
#99 – 13 various trees
#100 – 16 various trees
#105 – 9 various trees
Given the wide range of species, how can all these trees be below the assessed STEM of 140? Groups of trees have been deleted rather than individually assessed. Is each tree in the group the same age, height, importance etc? A large group of 18 Pin Oaks #104 remain protected.

Every year thousands of people, including many young children, attend the numerous ANZAC Day celebrations around New Zealand and Australia. It is a shame so many trees that were planted in memory of the dead or returned service people of wars, have either been cut down or have been taken off the protection register.

<u>Trees that should be added or remain on the protected list</u>

1. The two Gallipoli pines at Matamata Cemetery, seeds brought from Chunuk Bair, refer Submission #5 (actioned – Ron Moles)
   Also one Gallipoli pine at Matamata Primary School
   One Gallipoli pine at Matamata College
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   These trees are rare in New Zealand and are true ANZAC memorials, therefore should have international rating.
2. #197 – The two Oaks in Matamata Domain are memorials to WW1 Gallipoli soldiers, and are noted as such on the list. A register of memorial trees could be established.
3. #6 – Large Red Oak at Walton School also 3 other Oak trees were planted in 1919 as memorials for WW1 servicemen killed (advice - Bob Marlow)
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WWII soldiers, Alan Gibson, Geoff Hamilton, Fred Hobden & Stan Lorimer. For many years a brass plaque bearing the names of these men hung on one of the trees. This has been stolen. Poppies were placed each ANZAC Day (article in Chronicle - Joan Stanley).

6. Matamata College - Palms along front fence where soldiers mustered before being transported overseas in WWII (advice - Ron Moles)
7. Peria Road – group of Kahikatea trees planted by Rotary Club in 2015 to commemorate 100 years since the start of WW1 on Council land.
8. Matamata College front lawn – Maple tree – in memory of former Principal, Graham Reid, and wife, Lyn, killed in car crash after he had a heart attack (advice - Ron Moles).
9. #195 – 2 Karaka trees, 498 Peria Rd. Both these trees should be protected. The Historical Society have fenced them off. This is where Tamihana lived at Peria Village. Note: this is Heritage Trail site #26 (advice - Joan Stanley)
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13. #99 – various trees, 632 Buckland Road. This site was visited during the Garden Tour to raise funds for Pohlen Hospital – must have been noteworthy.
14. Kauri - Arawa Street/Rawhiti Ave, at the Reveller's Club, planted by Mark Martinovich in 1966 (Club booklet & members - refer Barry McKey).

All the native trees omitted from the current protected list are flowering trees which, in turn, produce berries and seeds that provide important food sources for birds, i.e.

Kauri	Tanekaha	Totara
Titoki	Puriri	Pohutukawa
Rimu	Nikau	Kawaka
Kahikatea	Cabbage (ti kouka)	

Most of the above native trees are lowland and montane forest trees, naturally strong and hardy – not likely to become dangerous.

The suggested list of protected trees is sadly lacking in other types of trees that encourage bird and bee movement, i.e. Chestnut, Catalpa, Ash, Jacaranda, Magnolia and Beech.

A number of submitters have expressed support/opposition for particular tree/trees. I appreciate that problems can occur with some large trees, and understand they have varying lifetimes. I also understand that some residents may not want the bother of having a protected tree on their property. Cutting down or maintaining a protected tree should be subject to a less prescriptive process when it is proved to be causing a serious problem.

This further submission relates to the Matamata wider area only of the Matamata-Piako District. I cannot make comment on the Te Aroha and Morrinsville areas, other than to express support and expect they have the same concerns.

SUBMISSION# F-5

File No. .....

Document No. .....

Further Submission on Proposed District Plan Change (Form 6)

Clause 8 of Schedule 1 of the Resource Management Act 1991

matamata piako district council

Further submitter's details:

Name: Pauline Raphael
(Organisation / Individual)

RECEIVED
18 FEB 2016
MATAMATA PIAKO DISTRICT COUNCIL

Contact person:
(If different from above)

Address for correspondence: 57 Rata St
Matamata 3400

Phone: 07 888.7122 Fax:

E-mail:

This is a further submission in support of or in opposition to a submission on Plan Change 48 – Protected Trees

I am (tick one):

☐ A person representing a relevant aspect of the public interest (please explain how you fall within this category):

☑ A person who has an interest in the proposal that is greater than the interest that the general public has (please explain how you fall within this category):
concern at high STEM assessment of 140
Interest in Historic & memorial trees.
ORIGINAL SUBMITTER #24

I support /~~oppose~~ the submission of:

Original Submission Number: 24

Name of Original Submitter: Pauline Raphael

Original Submitter's Address: 57 Rata St
Matamata 3400

The particular parts of the submission I support ~~or oppose~~ are:

The whole submission - as it lists basic concerns regarding the loss of trees from the environment as habitats & food for birds. Also the fact that so many trees have been removed from protection. Argues many trees would still be as healthy as those listed.

Office use only:
TRIM # NAR # Container 14/7380

The reasons for my support ~~or opposition~~ are (attach additional pages if necessary):

Little historic follow up was done on new list, which needs to be addressed by this further submission. Greater information has been gathered from Historical Society members & others, regarding historic & memorial trees. There seems to be more interest in the trees being protected, than what appeared originally. Concerns that trees have been deleted in blocks rather than being treated individually. Greater detail of concerns regarding the STEM 140. Age of tree should not be priority if historic or memorial. See attached further submission

I seek the following decision from Council. That:

☑ The whole ☐ The part (please give precise details):

Of the original submission be:

☑ Allowed ☐ Disallowed

I wish to present at the council planning hearing:

☑ Yes ☐ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☑ Yes ☐ No

Signed: P. E Raphael Date: 17/2/16

Notes:

- Part 1 of Schedule 1 of the Resource Management Act 1991.
- A copy of your further submission must be sent to the original submitter within five working days of sending your further submission to Council.
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1.

Pauline Raphael
57 Rata St
Matamata 3400

This further submission is to support and add to my own Submission #24, with relevant information recently come to hand, mainly concern at the proposed high STEM assessment threshold of 140 and the omission of many memorial, historic and significant trees from Schedule 3: Plan Change 48.

I request that the STEM threshold be reduced to 120. Deleting only trees that score under 120 STEM points would still reduce the number considerably.

I support Submission #25 of Mike Gribble in full, particularly the comments in the general section regarding maintenance, memorials and historic trees.

I support Submission #20 of Martin Wallace in full, particularly comments regarding a discrepancy and anomaly in the use of the STEM assessment. Also comments about changing from groups to individually listed trees meaning greater reduction. Some trees would have lost points (age, decay), some would have increased values.

Mrs Joan Stanley, former Secretary of the Matamata Historical Society, was approached for input on the proposed Schedule 3: Protected Trees. At the time Mr David Stanley was ill, so Mrs Stanley was not able to devote much attention to the matter. Trees were a particular interest of the late David Stanley, and his knowledge was wide and greatly respected. He was a long-time member of the Centennial Drive Committee.

It seems there are block of trees that do not warrant protection because they are commonplace, but this does not detract from their beauty, environmental worth, shelter or use as 'wild links' for birds, i.e. Chestnut, Poplar, Willow, Silver Birch, London Plane #79, #231, #232, #233, #235. It appears some of the above trees may have been deleted for possible development – Precinct F.

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#90 – 12 various trees
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#105 – 9 various trees
Given the wide range of species, how can all these trees be below the assessed STEM of 140? Groups of trees have been deleted rather than individually assessed. Is each tree in the group the same age, height, importance etc? A large group of 18 Pin Oaks #104 remain protected.

Every year thousands of people, including many young children, attend the numerous ANZAC Day celebrations around New Zealand and Australia. It is a shame so many trees that were planted in memory of the dead or returned service people of wars, have either been cut down or have been taken off the protection register.
Trees that should be added or remain on the protected list

1. The two Gallipoli pines at Matamata Cemetery, seeds brought from Chunuk Bair, refer Submission #5 (actioned – Ron Moles)
   Also one Gallipoli pine at Matamata Primary School
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Stan Lorimer. For many years a brass plaque bearing the names of these men hung on one of the trees. This has been stolen. Poppies were placed each ANZAC Day (article in Chronicle - Joan Stanley).

6. Matamata College - Palms along front fence where soldiers mustered before being transported overseas in WWII (advice - Ron Moles)
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8. Matamata College front lawn – Maple tree – in memory of former Principal, Graham Reid, and wife, Lyn, killed in car crash after he had a heart attack (advice - Ron Moles).
9. #195 – 2 Karaka trees, 498 Peria Rd. Both these trees should be protected. The Historical Society have fenced them off. This is where Tamihana lived at Peria Village. Note: this is Heritage Trail site #26 (advice - Joan Stanley)
10. #95 – Firth Tower Reserve, Redwood, Cabbage tree, Japanese Yew Plum. These trees are part of the history of the McCaw Homestead. The Redwood is near Memorial Cairn for Tamihana. The area was significant natural environment for Cabbage trees. The Japanese Yew Plum is rare in New Zealand and is the only one in Matamata. 19th Century gardeners preferred exotic trees . This is a wonderful shade tree on the Homestead lawn (Refer Hilliar's Manual of Trees and Shrubs) – (advice - Joan & David Stanley).
11. Matamata Primary School, Broadway frontage – 2 Kauri trees. To commemorate 75th School Jubilee – right hand. 100th Jubilee – left hand (advice – Ron Moles)
12. Large Magnolia Soulangiana, 10 Burwood Road - Reputedly largest Magnolia in the world. Should earn points for age, size and international reputation. A special feature in Matamata (refer Don Burke, Australia Video/U Tube).

13. #99 – various trees, 632 Buckland Road. This site was visited during the Garden Tour to raise funds for Pohlen Hospital – must have been noteworthy.
14. Kauri - Arawa Street/Rawhiti Ave, at the Reveller's Club, planted by Mark Martinovich in 1966 (Club booklet & members - refer Barry McKey).

All the native trees omitted from the current protected list are flowering trees which, in turn, produce berries and seeds that provide important food sources for birds, i.e.

Kauri	Tanekaha	Totara
Titoki	Puriri	Pohutukawa
Rimu	Nikau	Kawaka
Kahikatea	Cabbage (ti kouka)	

Most of the above native trees are lowland and montane forest trees, naturally strong and hardy – not likely to become dangerous.

The suggested list of protected trees is sadly lacking in other types of trees that encourage bird and bee movement, i.e. Chestnut, Catalpa, Ash, Jacaranda, Magnolia and Beech.

A number of submitters have expressed support/opposition for particular tree/trees. I appreciate that problems can occur with some large trees, and understand they have varying lifetimes. I also understand that some residents may not want the bother of having a protected tree on their property. Cutting down or maintaining a protected tree should be subject to a less prescriptive process when it is proved to be causing a serious problem.

This further submission relates to the Matamata wider area only of the Matamata-Piako District. I cannot make comment on the Te Aroha and Morrinsville areas, other than to express support and expect they have the same concerns.

Submission No: F-6

RECEIVED
18 FEB 2016
MATAMATA-PIAKO DISTRICT COUNCIL

Further Submission on Proposed District Plan Change (Form 6)

matamata piako district council

Clause 8 of Schedule 1 of the Resource Management Act 1991

Further submitter's details: TRANSITION MATAMATA — BUILDING A SUSTAINABLE COMMUNITY

Name: _____
(Organisation / Individual)

Contact person: Melody Priest
(If different from above)

Address for correspondence: 1277 Old Te Aroha Road
Matamata 3471

Phone: 021 108 1011 Fax: 07 881 9008

E-mail: pr@matamatacollege.school.nz

This is a further submission in support of or in opposition to a submission on Plan Change 48 – Protected Trees

I am (tick one):

☑ A person representing a relevant aspect of the public interest (please explain how you fall within this category): Contact person for non-profit community group Transition Matamata

☐ A person who has an interest in the proposal that is greater than the interest that the general public has (please explain how you fall within this category):

I support /oppose the submission of:

Original Submission Number: 7

Name of Original Submitter: AQUAS Consultants / Gord Stewart

Original Submitter's Address: P. O. Box 519
Matamata 3440

The particular parts of the submission I support or oppose are:

We ***support*** **the submission to *decline* the plan change** and retain the current schedule (or even make the standard more stringent to include more trees). Instituting the proposed plan change would drastically reduce the number of protected trees, making the new plan/schedule almost meaningless in terms of environmental protection. We do feel that some exceptions could be made for certain circumstances -- pruning for *extreme* shading problems or possible removal for *damage* to property (e.g. lifting of sidewalk or roadways).

Office use only:
TRIM # _____ NAR # _____ Container 14/7380

The reasons for my support or opposition are (attach additional pages if necessary):

Transition Matamata is a *non-profit* community group promoting energy conservation, sustainable living, and a strong and resilient local economy. We are committed to environmental sustainability and pursue activities that are in the best interest of local residents now *and future generations*. Council has obligations to sustainability through (among other things) the Local Government Act 2002. Retaining tree cover in the interest of biodiversity conservation is in keeping with this. Among other things, trees serve as a home for wildlife, offer protection from the elements for farm animals, and amenity value for all of us. They help make the landscape more varied and interesting. New Zealand has a staggering rate of biodiversity loss. Proper protection of trees on private property is crucial to help stem this tide. Local government plays a crucial role to ensure this through appropriate legislation.

I seek the following decision from Council. That:

☑ The whole ☐ The part (please give precise details): (plan change be declined)

Of the original submission be:

☑ Allowed ☐ Disallowed

I wish to present at the council planning hearing:

☐ Yes ☑ No

I would be prepared to present a joint case at the hearing with others making a similar submission:

☑ Yes ☐ No

Signed: [signature] Date: 18 February 2016

Notes:

- Part 1 of Schedule 1 of the Resource Management Act 1991.
- A copy of your further submission must be sent to the original submitter within five working days of sending your further submission to Council.
- Please send the completed form to: Matamata-Piako District Council, 35 Kenrick Street, PO Box 266, Te Aroha 3342, or drop it off at any Council office before the closing date.
- **Further submissions close at 5pm on Thursday 18 February 2016.**

Submission No: F-7

FURTHER SUBMISSIONS BY POWERCO LIMITED ON SUBMISSIONS TO MATAMATA-PIAKO DISTRICT COUNCIL'S PLAN CHANGE 48 – PROTECTED TREES

To: Matamata-Piako District Council
PO Box 266
Te Aroha 3342

Via email: submissions@mpdc.govt.nz

Name of further submitter:

Powerco Limited ("Powerco")
Private Bag 2061
NEW PLYMOUTH 4342

1. **Powerco's further submissions are as contained in the attached Table.**
2. **Powerco has an interest in the proposed plan greater than that of the general public.**
3. **Powerco does wish to be heard in support of its further submissions.**
4. **Powerco could not gain an advantage in trade competition through its further submissions.**
5. **If others make similar submissions Powerco may be prepared to consider presenting a joint case with them at any hearing.**

Dated at AUCKLAND this 18th day of February 2016

Signature of person authorised to sign on behalf of Powerco Limited

…….

Address for service:

BURTON PLANNING CONSULTANTS LTD
Level 1, 2-8 Northcroft Street
PO Box 33-817
Takapuna
AUCKLAND 0740

Attention: Georgina McPherson

Phone: (09) 917-4301
Fax: (09) 917-4311
Email: gmcpherson@burtonconsultants.co.nz
File ref: 15j079

FURTHER SUBMISSIONS ON BEHALF OF POWERCO LIMITED
ON SUBMISSIONS TO MATAMATA-PIAKO DISTRICT COUNCIL'S PLAN CHANGE 48 – PROTECTED TREES

Sub. #	Relief Sought By Submitter	Position of Further Submitter	Reason For Support / Opposition	Outcome Sought
Section 1 Definitions				
20.3 Martin Wallace	3.1.2.2 Natural Environment: Explanations 3) Amend 'Explanation and reasons for objectives and policies' to refer to "Protected Trees" in the specific "Protected trees" section of Schedule 3 to avoid confusion that the reference relates to trees in bush areas of the Kaitaiki Zone in the "Significant Natural Features and Other Protected Items" section of Schedule 3 Relief sought: Amend references to 'trees' in 3.1.2.2 'Explanation and reasons for objectives and policies' to "protected trees".	Support in part / Oppose in part	Powerco supports the intent of the submission to clarify how the rules relate to trees located in the 'Outstanding or Significant Natural Features' listed in Schedule 3. Schedule 3 currently contains two lists, one titled 'protected trees' and the other 'outstanding or significant natural features and other protected items'. Both contain references to trees or groups of trees and it is uncertain whether the provisions in Rule 10.2.2 are intended to apply to trees in both areas or just to the trees in the list of 'protected trees'. Rule 10.2.4 applies to '*Identified Sites in Schedules 1 (Heritage Buildings and Objects), 2 (Waahi Tapu) and 3 (Outstanding or Significant Natural Features and Trees and Other Protected Items) except Scheduled Buildings and the understorey and regrowth of vegetation in a plantation forest.*' However, it does not contain any rules relating to vegetation trimming, pruning or clearance, which suggests there may be an intent for the rules in 10.2.2 to apply in those areas. However, this is not clear. Powerco considers it would be appropriate to provide a rule framework around works to vegetation in 'outstanding or significant natural features'. However, the submission appears to seek a blanket non-complying activity status for all works to trees in	Accept the submission point in part and make changes to clarify the scope of the rules in 10.2.2 and whether they apply to trees in 'outstanding or significant natural features'.
20.4 Martin Wallace	Rule 10.2.2 4) Reword the rule so that it clearly refers only to trees listed in the "protected trees' section of Schedule 3. Relief sought: ~~*Scheduled*~~ *Trees* ~~*or Any Protected trees*~~ *within Schedule 3 (A) excluding understorey and regrowth of vegetation in a plantation forest.*	Support		
20.5 Martin Wallace	Rule 10.2.2 5) Replace the words "protected tree listed in Schedule 3" with "tree". The reference is superfluous given that it is referred to in the preamble to Rule 10.2.2 Relief sought:	Support		

Sub. #	Relief Sought By Submitter	Position of Further Submitter	Reason For Support / Opposition	Outcome Sought
	Scheduled Trees Or ~~Any Protected~~ Trees ~~Within Schedule 3~~ excluding understorey and regrowth of vegetation in a plantation forest.		'outstanding or significant natural features' (with the exception of emergency works where there is an imminent threat to life), and this is not supported, as it does not make adequate provision for works required to ensure the ongoing operation, maintenance and upgrade of electricity infrastructure. If there is scope as part of this current plan change process to address works to trees in 'outstanding or significant natural features', Powerco would support a similar approach to that set out for 'protected trees', subject to the relief sought in its own submission, which seeks to ensure that appropriate provision is made for the trimming, pruning or clearance of vegetation in order to ensure compliance with the Electricity (Hazards from Trees) Regulations is maintained and to enable emergency works to trees to maintain or restore electricity connections.	
20.6 Martin Wallace	Rule 10.2.3 6) Amend to "General Tree Protection Provisions not covered by rule 10.2.2" so that the rule distinguishes between "Protected Trees" and those other trees which are in Schedule 3, but are not subject to this plan change. Relief sought: *Amend to "General Tree Protection Provisions not covered by rule 10.2.2".*	Support		
20.7 Martin Wallace	Schedule 3 - New Rule 7) As a consequence of 3) above, which would only apply to trees assessed as part of this plan change, provision 10.2.2(h) "Removal of any protected tree listed in Schedule 3 (excluding those trees that meet the provisions of 2(c) and 2(e)" needs to be inserted into 10.2.3 with the exclusion only for emergency removal where life is threatened. Relief sought: *Insert a rule to control removal of trees in the "Outstanding or Significant Natural Features and Other Protected Items" section of Schedule 3.*	Support in part		
20.8 Martin Wallace	Rule 10.2.4 8) The reference to Schedule 3 in the title of	Support in part		

Sub. #	Relief Sought By Submitter	Position of Further Submitter	Reason For Support / Opposition	Outcome Sought
	10.2.4 should be amended to refer to parts A and B or to the full amended title of Schedule 3 (Outstanding or significant natural features and trees and other protected items). Relief sought: Change title to 10.2.4 to refer to parts A and B, or to *"Identified Sites in Schedules 1 (Heritage Buildings and Objects), 2 (Waahi Tapu) and 3 (Outstanding or significant natural features and trees and other protected items)".*			
20.9 Martin Wallace	Schedule 3 subheading 9) Amend Schedule 3 subheading "Protected Trees" to distinguish Protected Trees from "Outstanding or significant natural features and trees and other protected items" Relief sought: Amend Schedule 3 subheading "Protected Trees" to "Part A – Protected Trees".	Support		
20.10 Martin Wallace	Schedule 3 Subheading 10) Amend Schedule 3 subheading "Outstanding or significant natural features and trees and other protected items" to distinguish them from "Protected Trees". Relief sought: *Amend Schedule 3 subheading "Outstanding or significant natural features and trees and other*	Support		

Sub. #	Relief Sought By Submitter	Position of Further Submitter	Reason For Support / Opposition	Outcome Sought
	protected items" to "Part B – Outstanding or significant natural features and trees and other protected items".			
25. Mike Gribble	Rule 10.2.2f) 6) Delete this rule which includes use of complicated terms, for example, "soil eco-toxicity" with its involved scientific definition which may not be understood by the general public. Relief sought: ~~*(f) Works within the drip line of any protected tree listed in Schedule 3 including: compaction, sealing, soil raising or soil disturbance, except for sealing of an existing footpath; and construction of structures; and parking or storage of materials, vehicles or machinery; and discharge of an ecotoxic substance.*~~	Oppose	Powerco supports the Council's approach to provide for works within the dripline of a protected tree as a Restricted Discretionary Activity.	Reject the submission point and do not make the changes sought.
25. Mike Gribble	Rule 10.2.2g) 7) Delete the rule Relief sought: ~~*(g) Any trimming, pruning or maintenance (including to the roots) of a Scheduled tree any protected tree listed in Schedule 3 that is not otherwise permitted.*~~	Oppose	Powerco opposes the relief sought by the submitter insofar as the default activity status would be unclear as a result of the changes.	Reject the submission point and do not make the changes sought.
25. Mike Gribble	Advice section 8) Add modified version of 10.2.2(f) and (g) into 'advice' section	Oppose	Powerco opposes the relief sought by the submitter. It is considered that Rule 10.2.2(f)provides appropriate guidance for works within the dripline of a protected tree	Reject the submission point and do not make the changes sought.

Sub. #	Relief Sought By Submitter	Position of Further Submitter	Reason For Support / Opposition	Outcome Sought
	Relief sought: *Care must be taken when working within the drip line of any protected tree listed in Schedule 3* *This includes:* *- compaction, sealing, soil raising or soil disturbance,* *- parking or storage of materials, vehicles or machinery; and* *- the discharge of an ecotoxic substance.* *- Any works or activity which is proposed within the dripline of any scheduled tree, or which may impact on the root system of the tree*		listed in Schedule 3.	
27. Matamata-Piako District Council (late submission)	**General** Relief sought: Assets, Strategy & Policy Department of Matamata Piako District Council seeks that Council formulates a management policy to align with its District Tree Strategy. The intention of such a policy would be to regulate the maintenance and/or removal of trees on Council owned land, and ensure that Council is meeting its Reserve Act obligations to give assurance that trees on Council land are being managed in a responsible and transparent manner.	Support	Powerco supports the intent to formulate a management policy that provides a level of assurance to the community that Council is managing trees on Council land in a responsible and transparent manner. Powerco's expectation is that such a document would address the interface between managing trees on council land and the need to enable the development, operation, maintenance and upgrade of infrastructure networks. In this respect, Powerco considers itself to be a key stakeholder and would welcome the opportunity to participate in the development of such a document.	Accept the submission and investigate the formulation of a Management Policy for the protection of trees on Council land in consultation with key stakeholders.

Late Further Submission

Submission No: F-8

7 Barker St
Waihou

29 February 2016

Dear Mark

Thank you for your letter advising of Council initiatives in relation to the Proposed District Plan Change 48. I won't make an appointment to see you personally, but may be able to attend the informal open day on 17 March. I will be at the formal hearing, all other things being equal.

You will note that I am also listed as a submitter in a group comprised of myself, Michael Barker and Mary Hansen. Accordingly, some of my views will be negotiated with them and presented jointly. I would point out that I made an error in mentioning 'ecosphere' considerations. The term should more properly be 'landscape values' and I'll take the matter up with Michael and Mary. In passing I should add that I have no personal interest in the old Waihou School site, owned by my brother Murray and his wife Sally.

Unfortunately I have suffered a major hearing collapse and at the moment have only very limited, degraded hearing. So I'll put down some thoughts for you regarding the second two categories I wish to comment on.

Recognition of commercial values

Only a minor point, but it does seem strange that if you are going to include a category such as rarity (for trees which are memorialised and often oaks, planted not because they are rare but long-lived, and thereby low-scored) then you might as well consider the commercial value of protected trees as well. I'm thinking mainly of the large sweet chestnut in the Morrinsville Rec Grounds. Tree-Crops NZ surveyed the chestnuts of the Waikato many years ago to locate those with the best nuts. Alas, the Morrinsville tree does not feature in that list, but it should be protected on commercial grounds anyway, to preserve genetic diversity. An export chestnut industry has not yet got off the ground, but probably will one day. New Zealand is the only country in the world free of chestnut blight. It may arrive one day , in which case, like the kiwifruit industry with the invasion of PSA disease, the country will be thrown back on its genetic resources. On those grounds the Morrinsville tree deserves protection as a form of genetic insurance. The Waikato is the natural NZ home of the sweet chestnut, and protection of its identified trees should be mandatory. Many are on publically owned land.

Formal Recognition of 3 individual trees

1. Te Tara O Te Marama (The Beak of the Moon) Located on the Waitoa property, formerly of the Thomas family but currently Lance Hawkins. Lot 32, Block XVI, Waitoa SD. Leasehold Title 93/17 determined in favour of James Buchannan Thomas, 28 June 1898.

The site is an ancient pa, probably unexcavated, containing an awa separating a small portion nearest the river from the remainder with its external and internal ramparts. The pa is covered by a stand of native trees, mainly totara. They are tall and straight, being largely self-pruned. This site escaped registration at the time of a survey of significant sites by Mapuna Turner and Paula Rolf. Under the protection of the Thomas family it has been left, largely undisturbed. It is now in the care of Lance Hawkins. Formal recognition and protection of the site is urgently required.

At the time of the sale of the farm by the Thomases I wrote a brief history of their land and took 3 groups of people to visit it. These were: firstly Michael Barker and Kevin Wells, research colleagues; secondly Mapuna Turner, representative of Ngati Rahiri-Tumutumu and research colleague; thirdly Mokoro Gillett of Ngati Haua and Sue Waddell of the Law Faculty of the University of Waikato. Both the latter were engaged in research for the presentation of claims for Ngati Haua to the Waitangi Tribunal. I think all would be in agreement of the special qualities of this site and the need for formal protection, both of the trees and the archaeological site. It is interesting to note that a hand-written codicil inserted at the bottom of the title forbade the felling of native timber without the consent of the Crown Ranger, so back then in 1898 there was an awareness to protect the environment.

Some damage to the site has occurred recently, but rather than get into a blame game it might suit MPDC to consult with the above named and include members of the Thomas family (Barry, who lives in Te Aroha would certainly be within reach) and Lance Hawkins to broker an understanding which would honour the site and respect the wishes of those who have a connection to the place. It is one of the leading archaeological sites of this district and is important.

Note: I am not fully certain of the name of this place. Te Tara O Te Marama is the ancient burial ground of the Waitoa,(named in NLC Auckland 2) but it is not located at this place. It is more likely to be at Te Wawa (or Maungawawa), the small conical hill nearest SH 27 along the ridge, but the name certainly encapsulates the shape of the site. Te Puninga No 3 (Hauraki NLC 9, folio 411) mentions Te Ruahine in the evidence of Tuwhenua, among others, but it seems his evidence relates to an eel weir and an associated kainga or kainga nohoanga (seasonal camp) and not a pa site, which would have been on the west bank.

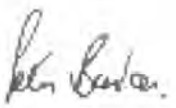
2. Te Kawana. The Governor's Tree, below Ritchie St on river reserve land. An open-crowned Kaihikatea. Named and drawn in on ML3062, Plan of the Aroha Block, 1878. The tree is still there today. If there is any one thing symbolic of the original partnership between the races at Te Aroha it is this tree. It stands on land once owned by Reha Aperahama, and is near the landing gifted by Reha and his brother Aihi Pepene. They envisaged the town of Te Aroha developing on the west bank of the Waihou and the two races benefiting from the joint development of town and farmland. The gold and spa industries scotched the dream. Technology used to identify overgrown dendroglyphs on trees in the Chatham Islands may well be able to locate where Governor George Grey hacked his intials into the bark of this tree in 1849.. I wrote an article on the tree for the Piako Post some years ago. The tree

represents a founding vision for the Aroha. You might be able to retrieve the article from the PP. I think I still have it somewhere. Bearing in mind the cynicism and bitterness that surrounded much of the land dealings in the latter decades of the 19th century, memorialising and protecting this tree offers an opportunity for recognising a founding point of our community, the original community which never quite happened. It needs a plaque.

3. The Onslow Oak in the Domain. Cross-referencing clealy identifies the oak with Governor Onslow, early 1890s. I'll provide further detail later.

4. Others may speak to the memorialising of the grove of gingkoes beside the Museum. Planted to memorialise the passing of former Prime Minister Norman Kirk. Give the guy a plaque for goodness' sake!

Regards



Peter Barker

Copies supplied to:
Mapuna Turner, Ngati Rahiri-Tumutumu
Mokoro Gillett, Ngati Haua
Michael Barker
Mary Hansen.