

RMA Form 5

Submission on publicly notified proposed district plan

Clause 6 of Schedule 1, Resource Management Act 1991

Privacy Statement

Your submission must include your name, and an address for service (preferably email, but you can use a postal address). All information you include in this submission, including your name and address for service, will be provided to other submitters and published on Hutt City Council's website. Paper copies may also be made available. Hutt City Council is required to collect and publish this information to carry out its functions under the Resource Management Act 1991 and to enable others to take part in the district plan process. The Council, other submitters, and the Environment Court may need to contact you during this process.

If your submission does not include your name and an address for service, it will be rejected.

While the Council will retain all information provided in your submission in secure council systems, all contact details will be removed from any documents published on Council's website once the district plan process is complete. However, your name and the contents of your submission will still appear in these documents.

You have the right to ask for a copy of any personal information we hold about you, and to ask for it to be corrected if you think it is wrong. If you'd like to ask for a copy of your information, or to have it corrected, please contact us at contact@huttcity.govt.nz, call 04-570-6666, or write to us at Private Bag 31912, Lower Hutt 5040.

To: Chief Executive, Hutt City Council

Via email to district.plan@huttcity.govt.nz.

1. This is a submission from Jeremy Partridge on the Proposed Lower Hutt District Plan 2025.
2. My email address for service is jez.partridge@yahoo.co.nz
3. I could not gain an advantage in trade competition through this submission.
4. I am not directly affected by an effect of the subject matter of the submission that:

- a. Adversely affects the environment, and
 - b. Does not relate to trade competition or the effects of trade competition.
- 5. The specific provisions of the proposal that my submission relates to, my submission on those provisions, and the decisions I seek are shown in the below table. I also seek all further, alternative, necessary, or consequential relief as may be necessary to fully achieve the relief sought in this submission.
- 6. I wish to be heard in support of my submission.
- 7. If others make a similar submission, I will consider presenting a joint case with them at the hearing.

Decisions Requested

#	Chapter	Provision	Position	Reasons	Relief sought
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HCCDP-JP1	District Wide Matters, Historical and cultural values, Notable Trees. Definitions.	Root Protection Area and Dripline definition (P4, Tree R3)	<ul style="list-style-type: none"> support in part 	<p>The term Root Protection Area (RPA) is used to denote an area around a Notable Tree where activities within where they do not damage or compromise the tree's health, stability, life expectancy, visual appearance, or amenity value.</p> <p>I support the intent of this provision. However, the extent or location of the RPA is not defined within the Definitions section of the Plan.</p> <p>The three most recent District Plan updates in the Wellington Region have all switched to the International best practice method for determining the area of important roots around a tree where resource consent is required for damaging activities which may harm tree roots.</p> <p>The definitions used is the '12 x trunk diameter method' which is also recommended by the NZ Arboricultural Association. This method is also supported by the Australian, UK and USA Standards for tree root protection. For example WCC's definition is:</p>	<p>A definition of the Root Protection Area is added to the Definitions section of the District Plan.</p> <p>I would suggest that the following definition be used:</p> <p>Root Protection Area means the circular surrounding a notable tree, measured from the centre of the trunk, with a radius calculated by multiplying the trunk diameter by 12 (measured at 1.4m above ground level). The maximum root protection area radius must not be greater than 15m and no less than 2m.</p>
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				<p>Root protection area means a circle taken from the centre of the trunk with a radius equal to 12 times the diameter of the trunk measured at 1.4m (DBH) above ground level.</p> <p>And Porirua City Council's is:</p> <p>Root protection area means the circular surrounding a notable tree, measured from the centre of the trunk, with a radius calculated by multiplying the trunk diameter by 12 (measured at 1.4m above ground level). The maximum root protection area radius must not be greater than 15m and no less than 2m.</p> <p>It is important that the best practice method is used to ensure that the roots of Notable Trees are not damaged as root damage can easily cause tree decline and death either by loss of stability or by allowing fatal disease in to torn or damaged roots. Tree roots are often damaged on development sites or when foundations or paths and roads are constructed within their RPAs. Such activities often</p>	
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				<p>occur without a resource consent having been applied for and it is vital for Council to be able to take effective enforcement action to prevent such activities or enforce District Plan rules in such situations,</p> <p>Whilst Council may argue that such work where consented would be undertaken by Council or a qualified arboriculturalist working on behalf of Council, this does not address unauthorised damage to Notable Tree roots.</p>	