

2. This is a **further submission** in support of or opposition to a submission on the Proposed Lower Hutt District Plan.

3. I consider that, under Clause 8 of the First Schedule of the Resource Management Act, I may make a further submission because:

I represent a relevant aspect of the public interest

Please give details:

I have an interest in the Proposed Plan Change that is greater than the interest of the general public

Please give details:

I represent Hutt City Council

4. I support or oppose the submission of:

Name and address of original submitter and submission number of original submission:

(Please use additional pages if you wish)

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

Clearly indicate which parts of the original submission you support or oppose, together with any relevant provisions of the proposal

(Please use additional pages if you wish)

6. The reasons for my support or opposition are:

Please give reasons:

(Please use additional pages if you wish)

7. I seek that the whole or part [*describe part*] of the submission be allowed or disallowed:

Please give precise details:

(Please use additional pages if you wish)

8. I **wish** **do not wish** to be heard in support of my submission

(Please tick one)


9. If others make a similar submission,

I **will** **will not** consider presenting a joint case with them at the hearing

(Please tick one)

Signature of submitter

(or person authorised to sign on behalf of submitter)

	<i>Date</i>
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A signature is not required if you make your submission by electronic means

24/07/2025

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Reasons for Support or Opposition for Further Submission

Below are the sections 5,6 and 7 of the further submission form.

The particular parts of the submission I support or oppose. Reasons for support and opposition and seek which part of the submission be allowed or disallowed.

387 - 1a - Oppose.

The original submission makes reference to earthworks to be mitigated so there is NIL impact.

The RMA does not seek to have no effects from activity, it seeks to ensure that effects are minor or less than minor.

A resource consent under RM 180513 and change of conditions RM 240100 allows for the earthworks with appropriate mitigation measures to have less than minor effects on the environment. There is no requirement for any activity, even a permitted activity, to have no effects on the environment under the existing nor proposed District Plan.

The submitters raises concerns about effects that did occur during construction which are acknowledged. The contractor responsible is no longer working on the site.

There are appropriate mitigation measures including the requirement to plant and landscape the these earthworks which will mitigate and stabilise the earthworks in accordance with the consents. As there is no requirement for the effects to be NIL, we oppose the submission as it is not a requirement of the Act.

387-1b- Support in Part.

The submission references that the removal of the Slope Assessment Overlay. We support the removal of the Slope Assessment Overlay.

However we oppose the reasoning of the original application stating that the overlay is a result of the development at 64 Waipounamu Drive. It was noted in the WIP Slope assessment report, which accompanied the S32A report, that slopes with modification to build levelling platforms have a lower slope failure.

This has resulted in the overlay being removed from part of the Kelson Heights development, and we are seeking the removal from the rest of the site, due to the earthworks allowed by RM 180513 and RM 240100.