

Submission on notified proposal for plan change



About preparing a submission on a proposed plan change

You must use the prescribed form

- Clause 6, Schedule 1 of the Resource Management Act 1991 (RMA) requires submissions to be on the prescribed form.
- The prescribed form is set out in Form 5, Schedule 1 of the Resource Management (Forms, Fees, and Procedure) Regulations 2003.
- This template is based on Form 5. While you do not have to use this template, your submission must be in accordance with Form 5.

Your submission and contact details will be made publicly available

- In accordance with clause 7 of Schedule 1 of the RMA, the Council will make a summary of your submission publicly available. The contact details you provide will also be made publicly available, because under clause 8A of Schedule 1 of the RMA any further submission supporting or opposing your submission must be forwarded to you by the submitter (as well as being sent to Council).
- Section 352 of the RMA allows you to choose your email to be your address for service. If you select this option, you can also request your postal address be withheld from being publicly available. To choose this option please tick the relevant boxes below.

Reasons why a submission may be struck out

Please note that your submission (or part of your submission) may be struck out if the authority is satisfied that at least one of the following applies to the submission (or part of the submission):

- it is frivolous or vexatious
- it discloses no reasonable or relevant case
- it would be an abuse of the hearing process to allow the submission (or the part) to be taken further
- it contains offensive language
- it is supported only by material that purports to be independent expert evidence, but has been prepared by a person who is not independent or who does not have sufficient specialised knowledge or skill to give expert advice on the matter.

Received by
 Kapiti Coast District Council
 at Paraparaumu
 29 OCT 2024
 By Jessica..... Time 13:47

To Kāpiti Coast District Council
 Submission on Proposed Plan Change 3 to the Operative Kapiti Coast District Plan 2021

Submitter details

Full name of submitter:	(RICHARD) GRANT BIRKINSHAW
Contact person (name and designation, if applicable):	
Postal address (or alternative method of service under section 352 of the RMA):	39 KOHEKOHE ROAD, WAIKANAE
Telephone:	027 234 97 97
Electronic address for service of submitter (i.e. email):	grant.birkinshaw@gmail.com

I would like my address for service to be my email [select box if applicable]

I have selected email as my address for service, and I would also like my postal address withheld from being publicly available [select box if applicable]

Scope of submission

The specific provisions of the proposed plan change that my submission relates to are:
[give details]

PROPOSED PLAN CHANGE 3
KAREWARAWA VRUPA

AMENDMENT TO SCHEDULE 9 OF
THE DISTRICT PLAN

ITEMS:

WTSK1

WTSK2

Continue on a separate sheet if necessary

Submission

My submission is: [include whether you support or oppose the specific provisions or wish to have them amended; and reasons for your views]

I OPPOSE THE PROPOSED PLAN CHANGE FOR THE FOLLOWING REASONS:

- 1) KAREWAREWA GROUP'S SIGNIFICANT SPIRITUAL AND CULTURAL VALUE IS TRIMED BY VIRTUE OF THE FACT THAT TE ATIAWA SOLD THE LAND, DESCRIBED AS WT 5x1 AND WT 5x2, TO THE WAIKARANGA LAND COMPANY IN 1968. HOROWHENUA COUNTY COUNCIL REMOVED THE MAORI CEMETERY DESIGNATION IN 1970, AND 50% OF THE LAND HAS BEEN DEVELOPED FOR RESIDENTIAL HOUSING.

CLEARLY TE ATIAWA CAN'T HAVE IT BOTH WAYS, THAT IS, A SACRED AREA, AND AT THE SAME TIME, SELL IT FOR HOUSING!

- 2) THE COUNCIL HAS EMBRACED IN PLAN CHANGE 2, THE "INTENSIFICATION PLANNING INSTRUMENT" PROVISIONS TO THE FULLEST EXTENT OF THE LAW. THIS HAS HAD SEVERE IMPACTS ON OTHER AREAS OF KAITI COAST. MANY OF THESE AREAS, SUCH AS THE "WAIKARANGA GARDEN PRECINCT" HAVE INTRINSIC VALUES

Continue on a separate sheet if necessary

ARE AS IMPORTANT TO THEM, AS THE
URUPA AREAS ARE TO THE ATIANA.

3) THE RESIGNATION AS PROPOSED WILL
IMPOSE RESTRICTIONS OVER HOME
OWNERS WHO HAVE PURCHASED
THEIR PROPERTIES IN "GOOD FAITH".
THESE RESTRICTIONS ARE "BROAD BRUSH", AS
WITH LITTLE PRECISION, OWNERS WILL
BE REQUIRED TO GO THROUGH CONSENT
APPLICATIONS FOR ANY PROJECTS THAT ARE
SUB-TERRANEAN.

4) FURTHERMORE, I HAVE SEEN NO STUDY AS
TO WHAT THE LONG TERM EFFECTS WILL
BE ON PROPERTY SALES, OR PROPERTY
VALUES.

5) HAVING A SITE OF BATTLES AND BURIALS, IS NOT
REASON ENOUGH TO PLACE A RESIGNATION
WITH RESTRICTIONS AS TO USE OVER THE
LAND.

IF BATTLES AND BURIALS WERE TREATED
THIS WAY, THERE WOULD BE NO
LONDON OR LOS ANGELES, OR OTHER
SUCH EXAMPLES.

A MONUMENT ACKNOWLEDGING THE HISTORIC
BATTLES AND BURIALS IS SUFFICIENT.

ALSO, WORTHY OF NOTE, IS THAT 800 BURIAL SITES WERE REMOVED / RELOCATED WHEN THE TERRACE TUNNEL WAS CONSTRUCTED IN 1974.

THESE BURIAL SITES WERE OF AS MUCH SIGNIFICANCE TO THE FAMILIES OF THOSE INTERRED AS THOSE OF TE ATIAWA DECEASED.

6) i) In summary, THE SPIRITUAL VALUES OF THE LAND WERE NOT RECOGNISED AS SACRED BY TE ATIAWA WHEN THE LAND WAS SOLD.

ii) THERE SHOULD NOT BE A GREATER VALUE PLACED ON BURIAL SITES FROM ONE CULTURE TO ANOTHER.

I seek the following decision from the Kāpiti Coast District Council: [give precise details]

(1.) THE PROPOSED DESIGNATION IS WITHDRAWN AND REPLACED WITH APPROPRIATE ZONING PROVISIONS, REFLECTING THE PRESENT LAND USE. THE PROPOSED DESIGNATION IS RATHER NAIVE TO REALISM.

(2.) AN APPROPRIATE MONUMENT TO BE ESTABLISHED BY TE ATIAHA ON A PORTION OF THE UNDEVELOPED LAND. THIS WOULD HAVE MORE HISTORIC AND CULTURAL SIGNIFICANCE FOR FUTURE GENERATIONS, THAN THE PROPOSED DESIGNATION, WHICH IS HIDDEN FROM PUBLIC VIEW AND ACCESS.

(3.) AN APPROPRIATE MONUMENT WOULD GIVE EFFECT TO SECTION 6(e) OF THE RESOURCE MANAGEMENT ACT 1991, NAMELY: THE RELATIONSHIP OF MAORI AND THEIR CULTURE AND TRADITIONS... WAHĀHI TAPU AND OTHER TAONGA. THE PROPOSED DESIGNATION DOES NOT PROVIDE THE SAME DEGREE OF IMPORTANCE THAT A PHYSICAL MONUMENT, ON VACANT LAND IN THE VICINITY WOULD.

Continue on a separate sheet if necessary

END.

Hearing Submissions [select appropriate box]

I wish to be heard in support of my submission.	<input checked="" type="checkbox"/>
I do not wish to be heard in support of my submission.	<input type="checkbox"/>
If others make a similar submission, I will consider presenting a joint case with them at a hearing.	<input type="checkbox"/>
If others make a similar submission, I will not consider presenting a joint case with them at a hearing.	<input type="checkbox"/>



Signature of Submitter
(or person authorised to sign on behalf of submitter)

22/10/2024

Date

A signature is not required if you make your submission by electronic means.

Trade Competition [select the appropriate wording]

If you are a person who could gain an advantage in trade competition through the submission, your right to make a submission may be limited by [clause 6\(4\)](#) of Part 1 of Schedule 1 of the Resource Management Act 1991.

I could / I could not gain an advantage in trade competition through this submission.

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

I am / 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.

Email your submission to district.planning@kapiticoast.govt.nz or post/deliver to:

Attn: District Planning Team
Kāpiti Coast District Council
175 Rimu Road
Paraparaumu 5032

For office use only

Submission No: