

**PLAN CHANGE 27 – EARTHWORKS, SUBDIVISION, PUBLIC ACCESS AND  
TRANSPORT**

**SUBMISSION ON PROPOSED PLAN CHANGE 27 TO THE MACKENZIE DISTRICT PLAN**

**FORM 5  
UNDER CLAUSE 6 OF THE FIRST SCHEDULE OF THE RESOURCE MANAGEMENT ACT  
1991**

**Details of Submitter**

Full Name: <small>(Required)</small>	Helios Energy Limited
Contact Person: <small>(If different from above)</small>	Sarah Brooks, Senior Environmental Planner
Email Address: <small>(Required)</small>	sbrooks@heliosenergy.co.nz
Postal Address: <small>(Optional)</small>	
Telephone Number: <small>(Required)</small>	027 2022 087
Fax <small>(Optional)</small>	

**Trade Competition**

I could / I could not (*delete one*) gain an advantage in trade competition through this submission.

If you have selected could, please answer the question below:

I am / I am not (*delete one*) directly affected by an effect of the subject matter that:

- a. adversely affect the environment; and
- b. does not relate to trade competition or the effects of trade competition.

**Submission Details**

The specific provisions of the proposal that my submission relates to are as follows:

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Please refer to attachment.

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I support/ oppose these provisions:  
*(include whether you support or oppose in full or in part)*

Please refer to attachment.

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The reason(s) for my submission are:  
*(state in summary your reasons, and whether you seek any amendments)*

Please refer to attachment.

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I seek the following decision from the Mackenzie District Council:  
*(give precise details)*

Please refer to attachment.

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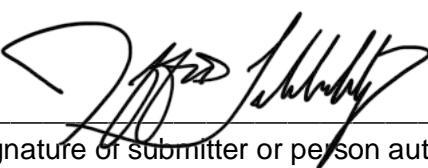
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**I wish to be heard** in support of my submission.  
 **I do not wish to be heard** in support of my submission.  
(Tick one box)

If others make a similar submission I ~~would~~ **would not** (circle one) be prepared to consider presenting a joint case with them at any hearing.



Signature of submitter or person authorised to sign on behalf of submitter  
(A signature is not required if you make your submission by electronic means.)

21 JANUARY 2024

Date:

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; or
- 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.

Once the closing date for submissions has passed, Council will publicly notify all submissions received, prepare a summary of submissions, and will allow a period for further submissions in support of, or in opposition to, those submissions already made.

Council hearings for Plan Changes 23 to 27 will then be arranged to consider all submissions. Anyone who has made a submission and indicated that they wish to be heard will have the right to attend the hearings and present their submission.

If you have any questions regarding Plan Change 27 or the submission process, please do not hesitate to contact the Planning Department at 03 685 9010 or via email [districtplan@mackenzie.govt.nz](mailto:districtplan@mackenzie.govt.nz)



## Plan Change 27 - Subdivision, Earthworks, Public Access and Transport

Our submission point is as follows. Deletion is shown as ~~strikethrough~~, new text as **bold underline**.

### Submission point 1

<b>The specific provisions of the proposal that my submission relates to are as follows:</b>
TRANSPORT - Rule TRAN-R1 Development, Operation, Maintenance, Repair or Replacement of Land Transport Infrastructure Within a Land Transport Corridor
<b>I support/oppose these provisions: (include whether you support or oppose in full or in part)</b>
Oppose in part
<b>The reason(s) for my submission are: (state in summary your reasons, and whether you seek any amendments)</b>
Helios may need to undertake repair works within a land transport corridor post construction (as recommended in an Integrated Transport Assessment) for any damage caused by contractors during construction.  Given this rule's permitted conditions relate to the works being undertaken by, or on behalf of, a road controlling authority, or undertaken in accordance with an approved subdivision consent, this would mean the positive repair works would require consent under this rule. However, as Helios would require an approved land use consent to undertake a solar farm development which is highly likely to require post-construction repair works, it would make sense for this rule to anticipate and allow for the situation where the repair works can be undertaken in accordance with an approved land use consent.
Seek amendment to insert new 3. to include an approved land use consent.
<b>I seek the following decision from the Mackenzie District Council: (give precise details)</b>
Amend to as follows:  <b>Where:</b> 1. They are undertaken by, or on behalf of, a road controlling authority; or 2. They are undertaken in accordance with an approved subdivision consent.  <b><u>3. They are undertaken in accordance with an approved land use consent.</u></b>