

NELSON CITY COUNCIL

Nelson Resource Management Plan

Proposed Plan Change 22

Heritage Trees

Summary of Decisions Requested

Notification of Submissions Date

22 January 2011

Further Submissions Close

5pm Friday, 4 February 2011



Introduction

This document contains a Summary of Decisions Requested by persons making submissions on the Nelson Resource Management Plan, Proposed Plan Change 22 (Heritage Trees). In total 12 submissions were received. The summary is in accordance with the requirements of Schedule 1, Clause 7, Public notice of submissions, Resource Management Act 1991 (RMA).

Format

The decisions sought by each party in their submissions are listed by topic rather than by submitter. Where possible the words are those of the submitter. The original submissions should be referred to for a full understanding of the particular points raised by each submitter.

Further Submissions

Further submissions are invited and may be made in accordance with Schedule 1, Clause 8, Clause 8A and Form 6, RMA. A guide to making a further submission is included on the following page. A further submission form is available to ensure that your further submission meets these requirements.

Closing Date

The closing date for further submissions is **5pm Friday 4 February 2011**.

Contact Person

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Guide to Making a Further Submission

Important Information:

- Any person representing a relevant aspect of the public interest, or who has a greater interest than the general public, can make a further submission.
- A further submission may only be made in support of, or in opposition to an original submission to Plan Change 22.
- A further submission must state whether you support or oppose an original submission (or part thereof) and whether or not you wish to be heard on your further submission.
- A copy of your further submission must be served on the original submitter to which your further submission relates, within five working days of making your further submission to the Nelson City Council.
- Further submissions must be received by Nelson City Council prior to 5pm, 4 February 2011.

The Summary of Decisions Requested document summarises the decisions that have been requested in the original submissions received. If you intend to make a further submission, it is recommended that you read the full original submission.

Full copies of the original submissions are available by contacting Paul Harrington at the details below.

Copies of this Summary of Decisions Requested document are available for viewing at Civic House and at Nelson, Tahunanui and Stoke Libraries, by contacting Paul Harrington on 546 0388 or paul.harrington@ncc.govt.nz, or online at www.nelsoncitycouncil.co.nz (search phrase = Plan Change 22). Further submission forms are also available at these locations.

When preparing your further submission, please use the **Submitter Number** and **Statement Number** in the tables below to indicate what submission point you are referring to.

Clearly state whether you support or oppose the decision requested you are making a further submission on.

Give the reasons for your support or opposition.

Use the **Further Submission Form** to help set out your further submission. It is in your best interests to make your further submission as clear as possible. If you have any questions regarding how to prepare a further submission, please contact Paul Harrington at the above contact details.

One copy of the further submission must be sent to Council and a second copy sent to the original submitter within 5 working days of providing Council with the further submission.

The postal addresses of submitters for the purpose of service of further submissions, as per Schedule 1, Clause 8A, Service of further submissions, RMA, is provided at the end of this document.

Summary of Decisions Requested

Plan Change 22 (Heritage Trees) 22 January 2011

Topic	Submitter Name	Submitter Number	Statement Number	Decision Sought
2.1 General	Robert Bruce Mutton	1	2	Retain Plan Change 22.
	John and Daphne Ryder	4	1	Do not protect any exotic trees on private property.
	Brad Cadwallader	5	1	Amend all proposed listings to apply the correct formatting: lower case common names unless they are proper nouns, i.e. English oak, coral tree, rata, totara, black beech, Phoenix palm, pohutukawa, box elder, pin oak, titoki.
	Department of Conservation	7	1	Retain those trees that are of indigenous species that naturally occur within Nelson City. These trees are Podocarpus totara, Metrosideros robusta, Alectryon excelsus, Dacrycarpus dacrydiodes, and Nothofagus solandri.
	Linnea Brown	12	1	Retain Plan Change 22.
2.1.b) 18 Campbell St (Road Reserve) English Oak	Robert Bruce Mutton	1	1	Retain Plan Change 22 to protect the oak tree at 18 Campbell St ("our tree").
2.1.d) 31 Cleveland Tce Titoki	Ben and Rachael Holmes	2	1	Retain Plan Change 22 to protect the titoki tree at 31 Cleveland Tce.
2.1.e) 31 Cleveland Tce Totara	Ben and Rachael Holmes	2	2	Retain Plan Change 22 to protect the totara tree at 31 Cleveland Tce.
2.1.k) 1/138 Nile St Pin Oak	Linnea Brown	12	2	Retain the Plan Change to protect the pin oak tree at 1/138 Nile St.

Topic	Submitter Name	Submitter Number	Statement Number	Decision Sought
2.1.m) 19 Richmond Ave Sweet Gum	John and Daphne Ryder	4	2	Do not proceed with listing the liquidambar styraciflua at 19 Richmond Ave. The tree is unsightly and a danger to property so should be removed rather than given heritage tree status.
	Alan and Helen Winwood	8	1	Retain Plan Change 22 to include the liquidamber tree at 19 Richmond Ave.
2.1.n) 16 Riverside Phoenix Palm	Gerard Malcolm and Alice Fong	10	1	Retain Plan Change 22 to protect the Phoenix palm at 16 Riverside.
2.1.p) 247 Rutherford St Box Elder	Robert Malcolm Fraser	11	1	I support in part the tree being protected, BUT only with the proviso that adequate light levels are initially allowed and maintained to my section. The tree MUST be initially heavily pruned and shaped. If Council cannot meet these requirements, then I must alter my submission to OPPOSING the plan change.
2.1.q) 18 Sowman St Saucer Magnolia	Brad Cadwallader	5	2	Amend 2.1.q) to read "Magnolia x soulangeana - saucer magnolia". The multiplication sign is placed between the genus and species name to show that the tree is a hybrid of two species. The correct spelling of the species name is soulangeana as the person the hybrid was named after was Mr. Soulange. Lower case common names should always be used unless they are proper nouns.
	Mitzi and Aidan Curran	6	1	Do not proceed with listing the magnolia tree at 18 Sowman St.
2.1.r) 166 St Vincent St English Oak	Wendy Logan	3	1	Retain Plan Change 22 to protect the oak tree at 166 St Vincent St.
	June Fleming	9	1	Amend Plan Change 22 to ensure that the tree is regularly thinned and looked after. The listing is not supported if no maintenance is provided [confirmed with submitter verbally].

Address for Service of Submitters

Plan Change 22 (Heritage Trees) 22 Jan 2011

Sub #	Sub name	Address for service
1	Robert Bruce Mutton	18 Campbell St Nelson 7010
2	Ben and Rachael Holmes	31 Cleveland Tce Nelson
3	Nelson District Kindergarten Assn	c/o Wendy Logan PO Box 360 Nelson 7040
4	John and Daphne Ryder Nelson City Ratepayers	23 Richmond Avenue Nelson 7010
5	Brad Cadwallader	33 Cropp Place Richmond 7020
6	Mitzi and Aidan Curran	18 Sowman St Nelson 7010
7	Department of Conservation	c/o Jo Gould Nelson/Marlborough Conservancy Private Bag 5 Nelson 7040
8	Alan and Helen Winwood	19 Richmond Ave Nelson 7010
9	June Fleming	139A Toi Toi St Nelson 7010
10	Gerard Malcolm and Alice Fong	16 Riverside Nelson 7010
11	Robert Fraser	7 Brougham St Nelson 7010
12	Linnea Brown	3/138 Nile Street Nelson 7010