

**Draft Foxton Reserves
Management Plan -
SUBMISSIONS**

Contents

Submission no.	Name	Speaking at Hearing	Page number
1	Malcolm Cotter	No	1
2	Terry Oliver-Ward	No	3
3	John Batt	No	4
4	Justine Street	No	6
5	Petrus	No	8
6	Department of Conservation (Amy Robinson)	No	10
7	Junette Haronga	No	11
8	Bob Hoskins	No	13
9	Ngati Hikitanga Te Paea (Morgan-Allen & Rex M Field)	No	16
10	Foxton Rugby Club (Robin Hapi)	Yes	17
11	New Zealand Motor Caravan Association (Victoria Edmonds)	Yes	20
12	Ministry of Education - Coley Street School (David Batchelor)	No	54
13	Save Our River Trust (Robin Hapi)	Yes	57

Caitlin O'Shea

From: Mal and Juliet <mjc07@actrix.co.nz>
Sent: Sunday, 7 May 2017 10:14 a.m.
To: ReserveManagement Plans
Subject: Our submission for reserves management plan

Follow Up Flag: Follow up
Flag Status: Flagged

Hi,

We are ratepayers, and live off Easton Park in Foxton, and would like to have our say please?

We purchased our home 2007, number 28 Johnston Street Foxton.

Our property backs onto the park entrance and rugby club.

We are unsure what this process is, but we want to make a few points, and you, the council, owe us to listen.

Firstly, the council needs to consider the noise we endure with that park. Rugby games are fine, spring flings are fine, they are people enjoying themselves.

What we get FED UP WITH is partly the rugby club, in that when they have after game drinks, we end up with rocks, glass bottles. rubbish, and other items thrown on our back lawn. This is also a regular occurrence out of season, i.e ANYTIME. Either you or Rugby club need to fence off with a decent secure fence, the corner of the rugby club to our back fence. This would be a short fence (3 or 4 metres)?

This would stop a lot of the kids, drunks and idiots from using our back lawn as a rubbish tip, and our glasshouse and vehicles as targets.

As for noise, we really believe the Park entrance off Johnston Street needs to be gated and padlocked, with genuine users, rugby club members etc having a key so they can drive in when needed. You would be astounded at the number of assholes who do doughnuts in their loud cars at all hours of the day and night, spraying stones everywhere and endangering people in the process. Don't tell us to ring Police, they do NOTHING. We feel you, as the owners of this land need to take responsibility and fence and gate it off. If you think about it on spring fling day and rugby days it could be left open, otherwise there is no need for vehicles to go in. A small entrance gate could be designed for pedestrians/mobility scooter could be designed and fitted for easy public access.

Also there are petrol dirtbikes ridden by idiots who use Easton Park as a dragstrip, reaching ridiculous speeds and endangering people too. I honestly don't think council knows what goes on in there vehicle wise!

To us as homeowners, ratepayers, and full time workers in the Horowhenua, Easton Park is poorly managed, and we bear the brunt of the noise, vehicles and rocks/debris/rubbish thrown around. It is also a very easy escape route for thieves in their work at night.

We are happy listening to rugby games and gala events, and general public enjoyment events, but NOT HAPPY with the speeding motorbikes and skidding cars..this is something you COULD fix. Sure it may cost a bit, but to be honest what the hell do we get in Foxton for our \$2400 yearly rates? Nothing. And don't bleat about water/sewerage etc, all this infrastructure has been in for years.

I am requesting a reply to this email please, as we firmly believe the council is a corrupt and clicky organisation who does what THEY want only. The disgusting, immature and childish behavior of all your Councillors currently, is ultimate proof of this. Because Duffy failed to win, the Councillors all turn into crybaby idiots throwing their toys out

of their cots, only wanting to do as THEY see fit, and having a mayor like them. My apologies to you personally, if you are NOT a Councillor, shame on you if you are. I also believe you will bin this email as it will not be what you want to hear. So please, an answer to prove this has been read.

Please forward this to whoever you please, and feel free to contact me.

I'm just a homeowner and ratepayer who is fed up with this particular council, and someone who sees ZERO benefit to us for our rates. We have to pay for every single thing now, when will council introduce the fart tax?

Thank you

Mal Cotter.

Submission Form: Draft Foxton Reserves Management Plan



Submission date: 09/05/2017 06:55 AM

Receipt number: 5

Question	Response
Contact Details	
Full Name:	terry oliver-ward
Name of Organisation (if on behalf of an Organisation)	
Address for Service:	7 Johnston street Foxton
Postcode:	4814
Daytime Telephone:	3636829
Mobile:	
Email:	terryow100@hotmail.com
Draft Combined Foxton Reserves Management Plan	
Foxton Reserves	Foxton River Loop Reserve, Seaview Gardens
Enter your comments:	No Facilities, so not a destination. You don't spend an afternoon picnicking etc at the park, just to go to another place to wash my hands or use the toilet. And local facilities are not adequate.
Attachments:	
Reserve Management Plan Hearing	
Do you wish to attend a Council hearing for the Draft Foxton Reserves Management Plan?	No
Do you wish to speak in support of your submission at the hearing?	No
Declaration	
Signature:	Name of signatory: terry oliver-ward Link to signature
Date:	09/05/2017
Council Use Only	
Date Received:	
Submission No:	

Submission Form

Foxton Reserves Management Plan

Horowhenua District Council is currently reviewing its Reserve Management Plans for the following reserves:

- Easton Park (including Pataka Park)
- Flax Mill Reserve
- Foxton River Loop Reserve
- Ihakara Gardens
- Seaview Gardens
- Stuart Donnelly Park
- Victoria Park

The Draft Foxton Reserves Management Plan has been prepared for the above reserves and Council is now seeking feedback/comments in the form of submissions from the public on what they think about the Draft Plan.

Submissions can be:

- Delivered to:
Horowhenua District Council
126 Oxford Street, Levin

- Posted to:
Horowhenua District Council,
Private Bag 4002, Levin, 5540
- Faxed to: (06) 366 0983
- Emailed to:
reservemanagementplans@
horowhenua.govt.nz

Feedback must be provided to Council by no later than 5:00pm on Monday, 3 July 2017.

Contact Details

Full Name: John Ball

Name of Organisation: (If on behalf of an Organisation) _____

Address for Service: 3 Brown st Foxton

Post code: 4814

Telephone (Day time): _____ Mobile: 021 1348280

Email: greyhairedone@gmail.com

Please fill in the sections below

Section 1: Draft Combined Foxton Reserves Management Plan

Please tick one or more of the below boxes to confirm which of the Foxton Reserves your comments relate to.

- | | | | |
|--|---|---|--|
| <input type="checkbox"/> Easton Park | <input type="checkbox"/> Flax Mill Reserve | <input checked="" type="checkbox"/> Foxton River Loop Reserve | <input type="checkbox"/> Ihakara Gardens |
| <input type="checkbox"/> Seaview Gardens | <input type="checkbox"/> Stuart Donnelly Park | <input type="checkbox"/> Victoria Park | |

① I would like to see a walkway established from the broad walk along the river to connect up to the Piriharakeke Walkway
A bridge across the kings Canal or ideally pipe it.



Pipe the Storm Water Drain Opposite
Roach's Concrete Products
fill in and level up the Area in front
of the Wetland beside Kings Canal
So this can be Mown as it is a
Eyesore.

generally raise the Areas of river
frontage that flood so that it can be
Mown and kept tidy.

get Council Contractors to spend
time along river frontage Gardening +
general tidying up.

Seal the Entrance to the Piriharakeke
Walkway where the Cars Park as this is
always Muddy

(Continue on a separate sheet if necessary)

Section 2: Reserve Management Plan Hearing

Do you wish to attend a Council hearing for the Draft Foxton Reserves Management Plan?

Yes No

Do you wish to speak in support of your submission at the hearing?

Yes No

Signature:

Date: 9.5.17.

(Or person authorised to sign on behalf of submitter)

Further Information

If you require further information about this process then please visit the Council's website www.horowhenua.govt.nz/ FoxtonRMP. If you have any questions then email them to reservemanagementplans@horowhenua.govt.nz or call us on (06) 366 0999 and ask to speak to Caitlin O'Shea.

Privacy Act 1993

Please note that any feedback provided is public information. Information on this form including your name and comments may be accessible to the media and public as part of the decision making process. Your contact details will only be used for the purpose of the Reserve Management Plan Review process. The information will be held by the Horowhenua District Council, 126 Oxford Street, Levin. You have the right to access the information and request its correction.

Caitlin O'Shea

From: Ross Brannigan
Sent: Tuesday, 6 June 2017 4:42 p.m.
To: Caitlin O'Shea
Subject: Fwd: Easton Park
Attachments: image002.jpg

Follow Up Flag: Follow up
Flag Status: Completed

Hi Caitlin

Some positive feedback from the video already and a very good suggestion from Justine to throw in the mix (just scroll down to see her message).

Cheers, Ross

Sent from my iPad

Begin forwarded message:

From: Ross Brannigan <cr.ross.brannigan@horowhenua.govt.nz>
Date: 6 June 2017 at 4:40:19 PM NZST
To: Justine ColbertCooper <justine@colbertcooper.co.nz>
Subject: Re: Easton Park

Hi Justine

Thanks for those comments, and I agree it's a great way to positively communicate with the community alright.

Love your idea which I reckon will get quite some support and I will pass it on to the team at Hdc to throw in the mix

Catch up soon I am sure, and thanks again.

Ross

Sent from my iPad

On 6/06/2017, at 3:33 PM, Justine Street <justine@colbertcooper.co.nz> wrote:

Hi Ross

I have just listened to your video via HDC facebook page.
Firstly what a great way to deliver the information to the public. Thank you.

I'm unable to attend the consultation meeting on Saturday but was thinking about Easton Park and had thought that due to its past & current usage for sport and the like it would be great to see an outdoor circuit of exercise equipment similar to that installed at the Levin Adventure Park. My view is that this would enhance the already outdoor sport focus of the park and I'm sure the local sports teams would also get value from it. I know of quite a few privately arranged groups that get together for training during the day and I'm sure they would find this of benefit.

Encouraging positive health and wellbeing.
Well that is my 2 penny's worth anyway.

Many thanks
Justine

<image002.jpg>

Submission Form

Foxton Reserves Management Plan

Horowhenua District Council is currently reviewing its Reserve Management Plans for the following reserves:

- Easton Park (including Pataka Park)
- Flax Mill Reserve
- Foxton River Loop Reserve
- Ihakara Gardens
- Seaview Gardens
- Stuart Donnelly Park
- Victoria Park

The Draft Foxton Reserves Management Plan has been prepared for the above reserves and Council is now seeking feedback/ comments in the form of submissions from the public on what they think about the Draft Plan.

Submissions can be:

- 👤 Delivered to:
Horowhenua District Council
126 Oxford Street, Levin

- ✉ Posted to:
Horowhenua District Council,
Private Bag 4002, Levin, 5540
- 📠 Faxed to: (06) 366 0983
- @ Emailed to:
reservemanagementplans@
horowhenua.govt.nz

Feedback must be provided to Council by no later than 5:00pm on Monday, 3 July 2017

Contact Details

Full Name: Petrus

Name of Organisation: (If on behalf of an Organisation) _____

Address for Service: _____

Post code: _____

Telephone (Day time): _____ Mobile: 027 841 0680

Email: _____

Please fill in the sections below

Section 1: Draft Combined Foxton Reserves Management Plan

Please tick one or more of the below boxes to confirm which of the Foxton Reserves your comments relate to.

- Easton Park Flax Mill Reserve Foxton River Loop Reserve Ihakara Gardens
 Seaview Gardens Stuart Donnelly Park Victoria Park

- I Fix up the cycling track.
- II Have it as a Freedom camping site or a motorcamp site.
- III have a cycling club and club rooms here.
- IV have the kitchen & the bathroom open.



(Continue on a separate sheet if necessary)

Section 2: Reserve Management Plan Hearing

Do you wish to attend a Council hearing for the Draft Foxton Reserves Management Plan? Yes No

Do you wish to speak in support of your submission at the hearing? Yes No

Signature:  Date: _____

(Or person authorised to sign on behalf of submitter)

Further Information

If you require further information about this process then please visit the Council's website www.horowhenua.govt.nz/FoxtonRMP. If you have any questions then email them to reservemanagementplans@horowhenua.govt.nz or call us on (06) 366 0999 and ask to speak to Caitlin O'Shea.

Privacy Act 1993

Please note that any feedback provided is public information. Information on this form including your name and comments may be accessible to the media and public as part of the decision making process. Your contact details will only be used for the purpose of the Reserve Management Plan Review process. The information will be held by the Horowhenua District Council, 126 Oxford Street, Levin. You have the right to access the information and request its correction.



14 June 2017

Caitlin O'Shea
Horowhenua District Council
Private Bag 4002
Levin 5540

Dear/Tēnā koe Ms O'Shea

Foxton Reserves Management Plan

Thank you for forwarding a copy of the public notice of the Draft Foxton Reserve Management Plans for the following reserves:

- Easton Park,
- Flax Mill Reserve,
- Foxton River Loop Reserve,
- Ihakara Gardens,
- Seaview Gardens,
- Stuart Donnelly Park, and
- Victoria Park.

The Director General appreciates and is generally supportive of Council's management intentions for the varied reserves, and does not wish to comment on the detail of Council's reserve management, but requests that Council considers the following point.

The objectives and policies for the Foxton River Loop Reserve does not clearly identify how ecological and historic values will be protected, given policy 5.7.2.4 encourages projects that promote the recreational and scenic value of the reserve and overall regeneration of Foxton. The reserve contains at-risk populations of longfin eel and brown mudfish, whose habitat will need to be considered when undertaking dredging and weed clearance works.

Overall the department does not have any concerns for the other parks and reserves within Foxton.

If you wish to discuss the above point please contact the undersigned.

Kind regards/Nāku noa, nā



Amy Robinson
North Island Planning Manager
By delegation from the Minister of Conservation

Submission Form

Foxton Reserves Management Plan

Horowhenua District Council is currently reviewing its Reserve Management Plans for the following reserves:

- Easton Park (including Pataka Park)
- Flax Mill Reserve
- Foxton River Loop Reserve
- Ihakara Gardens
- Seaview Gardens
- Stuart Donnelly Park
- Victoria Park

The Draft Foxton Reserves Management Plan has been prepared for the above reserves and Council is now seeking feedback/ comments in the form of submissions from the public on what they think about the Draft Plan.

- ✉ Posted to: Horowhenua District Council, Private Bag 4002, Levin, 5540
- 📠 Faxed to: (06) 366 0983
- @ Emailed to: reservemanagementplans@horowhenua.govt.nz

Submissions can be:

- 👤 Delivered to: Horowhenua District Council, 126 Oxford Street, Levin

Feedback must be provided to Council by no later than 5:00pm on Monday, 3 July 2017

Contact Details

Full Name: Junette Haronga

Name of Organisation: (If on behalf of an Organisation) _____

Address for Service: 26 Julyan Street, Shannon.

Born in Foxton, most of whanau live in Foxton. Post code: 4821.

Telephone (Day time): 3627544 Mobile: 0220106038

Email: Jharonga @ Xtra.co.nz



Please fill in the sections below

Section 1: Draft Combined Foxton Reserves Management Plan

Please tick one or more of the below boxes to confirm which of the Foxton Reserves your comments relate to.

- Easton Park
- Flax Mill Reserve
- Foxton River Loop Reserve
- Ihakara Gardens
- Seaview Gardens
- Stuart Donnelly Park
- Victoria Park

More signs. No dogs, dogs on leash only, Doggy Do bins
Prosecution notice if not Adhered to, so they can be
dobbed in! No Alcohol or Drugs to be consumed.

Keep toilets Clean & Contact No' for service.

More Rubbish Recepticles - so only small rubbish can be
binne'd! No household rubbish able to fit in. i Prosecution
notice on Bin (for Remindet)

Adequate Drainage, more service of cleaning & clearing of Drains, Sumps & Manholes. Locals employed for this, its their turf, know the area, take pride in their area, cheaper and a service in the town 'keep it local' like it was years ago!

Clean drinking water for all areas of ie Awahou. Then town can be proud to encourage growth! Increase population and able to self service their town.

Adequate, sustainable with longterm implications on Sewerage Disposal. Not Metakarapa Island! on my ancestors, grandparents & whanau members! Can I bring a bucket of waste (human) and dump it on your loved ones grave or at your front door!? Same difference!

(Continue on a separate sheet if necessary)

Section 2: Reserve Management Plan Hearing

Do you wish to attend a Council hearing for the Draft Foxton Reserves Management Plan? Yes No

Do you wish to speak in support of your submission at the hearing? Yes No

Signature: J. Otaranga Date: 26-6-17
(Or person authorised to sign on behalf of submitter)

Further Information

If you require further information about this process then please visit the Council's website www.horowhenua.govt.nz/FoxtonRMP. If you have any questions then email them to reservemanagementplans@horowhenua.govt.nz or call us on (06) 366 0999 and ask to speak to Caitlin O'Shea.

Privacy Act 1993

Please note that any feedback provided is public information. Information on this form including your name and comments may be accessible to the media and public as part of the decision making process. Your contact details will only be used for the purpose of the Reserve Management Plan Review process. The information will be held by the Horowhenua District Council, 126 Oxford Street, Levin. You have the right to access the information and request its correction.

A FURTHER SUBMISSION ON LOOP RESERVES

By Dr R.H.Hoskins
 26 Signal Street
 Foxton Beach 4815
 Phone 3637081
 June 2017

Thank You for the opportunity to make an additional submission on the Foxton Loop Reserve Management Plan.

HISTORIC SIGNIFICANCE:

The reserves fronting the Manawatu River loop at Foxton (Piriharakeke) are the most historically significant of reserves in the Foxton Township. This area was the birthplace of the Manawatu and Foxton was built because of the river. The area once was the location of a thriving port (with wharves and port buildings), a railway (including a railway station and yards), a massive flax industry and all were located adjacent to a major river that was a significant transport and recreational facility as well as a diverse food basket. Although little remains of these historic facilities, their history should be recognised and celebrated. The Loop Reserve Management Plan should celebrate this historical significance.

MAORI INFLUENCE

The Loop has significant Maori history. Although little also remains of this influence, their history should be recognised and celebrated. The Loop Reserve Management Plan should celebrate this historical significance in some way. A suggestion below is the carving by each Hapu of the district of a “Niu” pole (with appropriate information signs) to be erected on the edge of the boardwalk.

RECORDING THE HISTORY OF THE LOOP RESERVES

Many of the historical facilities have been removed. Reserve plans should continue to record their removal or demise. Where such historical evidence is still surviving (such as concrete boiler bases) these should at least be made safe (e.g. potentially harmful bolts being made safe by removal or shrouding them in plastic).

The history of work of various teams such as those from Keep Foxton Beautiful and Save our River Trust should also be recorded. These teams have always requested and obtained permission from various Parks and Reserves Managers, but have never been able to get that approval in writing or have the completed work recorded on the Loop Reserve Management Plan. Thus their record of work is lost, as is that history. The requests for permission have to be repeated to each change in Parks and Reserves Managers.

Where volunteer groups such as those who built Piriharakeke Walkway ask if the HDC will maintain their work when it is finished those requests and agreements should also be recorded on the Reserve Management Plan.

LOOP RESERVE MAINTENANCE

Several areas that are now available for recreational purposes were previously deep wetland full of willows, or *Glyceria* and Celery Grass mudflats. These have been reclaimed by Save our River Trust (SoRT) with the help of funds provided by HDC.

One such area is below Seaview gardens under the “Lookout” The funds allowed SoRT to build a harbour, fill in a drain, build the area above river level, grass the flats and volunteers have established gardens to stop vehicles from recklessly driving down slopes. The edges of the loop could be kept down with a grass trimmer, but are not so volunteers are left to keep the edge looking tidy. The area is below the water level reached when the Moutoa Floodway has been opened, and large rafts of *Glyceria maxima*, celery grass and logs are left behind. If volunteers do not remove these then the mowing contractors just mow around them.

INTEGRATION OF HDC DIVISIONS

A more holistic view is needed than just Reserve Management Plans. HDC needs to integrate reserves with other parts of HDC’s divisions, such as ROADING and TOWN PLANNING.

I would like to see Harbour Street KEPT a narrow road AND NOT WIDENED. A wider road would just mean more trucks will use it as a throughway and the cars would speed along it faster. I see the loop frontage as a place where pedestrians can stroll in peace and safety, the area a place of tranquillity and calm, a place to reflect and contemplate. I would suggest that vehicles should be deterred from using the area as a through road - the road simply being a resident access way and for parking. Maybe a sign at the beginning of each end of Harbour Street “Parking Only – no through road”. Speedbumps and frequent raised pedestrian crossings and Road Humps to deter trucks and speedsters would be a welcome addition – but that suggestion belongs to Roading and is inappropriate for suggestions to a Reserve Management Plan!

Equally that part of Harbour Street from Union Street to the Service Lane almost opposite Cook Street needs building up above the flood level that occurs when the Moutoa Flood gates are opened. This should be integrated with the work that SoRT will do when it pulls silt out of the loop and builds up the adjacent reserve.

A significant proportion of Foxton Residents live east of State Highway One yet both Reserves on this side of town do not allow dogs to roam unleashed. HDC needs to understand that there SHOULD be a reserve this side of town for people owning dogs to freely walk their dogs in a park without having to cross a busy highway. Allowance should be made for such a reserve in the Town Plan.

SECURITY

The gardens are frequently “raided” for plants that are grown and tended for by volunteers – very disheartening for these people who give up their time and effort to beautify an area that was once an eyesore. Motion sensitive cameras would pick up the miscreants as well as those that dump rubbish or do wheelies in the grass part of the reserves.

King’s Canal (operated by Horizons Regional Council) has been left to become major sources of weeds such as Periwinkle (*Vinca major*), climbing dock (*Rumex sagittatus*), *Convolvulus* spp., Blackberry and Wandering Willy (*Tradescantia fluminensis*) No one seems to make them toe the line for maintenance. Kings Canal is also a danger to children with its collapsing sides. Being close to the Transfer Station

means that when the Transfer Station is closed, King's Canal becomes the recipient of the rubbish. A camera is needed here.

Te Awahou Boardwalk is frequently vandalised. The whole boardwalk needs replacing with 250mmx50mm tanned boards, stainless steel nails, bigger posts, and an edge that has rails to stop pushchairs and wheelchairs from being able to easily go over its edge. The route could also make a loop and travel closer to the river edge. Vandalism to plants and the boardwalk could be monitored with a security camera here.

A BETTER DEFINED RIVER EDGE

The current river edge is an accumulation of silt that is easily eroded, or collapses in unconsolidated chunks, especially in a flood. A solution is needed that stabilises this bank – a job that giant flaxes and willows do on the opposite bank of the loop. My suggestion is a cantilevered wooden walkway (like that at Wanganui) that could run the length of the town frontage. The boards should be at least 250mmx50mm tanned timber with stainless steel nails. Such a boardwalk would still allow maintenance of the loop by large machinery. Posts at the edge of the boardwalk could be carvings like Niu or Pou poles – one carved by each 23 Hapu of Ngati Raukawa of the district. The boards could be sponsored by businesses and families just like the Bushy Park wetland boardwalks, with their name engraved /routed in each sponsored plank for a small fee (organised by Rotary or the Lions?).

A TOURIST ATTRACTION

A stone carving competition (like that of New Plymouth) could be held every year with the winning carving purchased by HDC for placement along the boardwalk. The competition could be held in the grounds of TANS. This could attract both national and international stone carvers. Such a carving competition with the resultant sculptures will attract repeat visitors. Alternatives are wooden sculptures, a Haiku (carved in stone) competition, or bronze sculptures on poles of the birds of the area.

MORE SEATS

More seats for people to rest and view the Manawatu River Loop at Foxton (the Loop). These seats could be simple large cubes or oblongs of macrocarpa that are easily manoeuvred out of the way by machinery.

MORE RUBBISH BINS

These could include a motif of flax on them and should be robust and fireproof.

YOUTH PARTICIPATION

More youth participation in planning and design for this reserve.

SEAVIEW GARDENS

Is a reasonable amphitheatre shape and would be good for a portable stage with plays, magicians, jugglers or concerts e.t.c.

Caitlin O'Shea

From: rfield@actrix.co.nz
Sent: Monday, 3 July 2017 10:02 a.m.
To: ReserveManagement Plans
Subject: Foxton Reserves

Dear Caitlin,

Ngati Hikitanga Te Paea.
Mrs M. Allen
501 Wellington Road
Marton 4710.

Sorry that that we could not attend the hui at Foxton Pool on Saturday the 10th June due other commitments up north on the 9th.

We of Ngati Hikitanga Te Paea are happy with you draft for the reserves at foxton.

Easton Park (including Pataka Park)
Flax Mill Reserve
Foxton River Loop Reserve
Ihakara Gardens
Seaview Gardens
Stuart Donnelly Park
Victoria Park.

Yours faithfully,

Margaret Morgan-Allen
Rex M Field

**FOXTON RUGBY CLUB
PO BOX 119
FOXTON**



Submission
Foxton Reserves Management Plan

Made by Robin Hapi President of the Foxton Rugby Club Inc.

Thank you for the opportunity to make this submission in regard to Easton Park reserve.

The Foxton Rugby Club wishes to make the following submission in regard to Easton Park (including Pataka Reserve/Park).

A history of the Foxton Rugby (Football) Club (AN Hunt Foxton 1888 – 1988) records our club originated from a meeting at Whytes Hotel held in 1880 when it was decided to form a football club. Initially we played as a member of the Manawatu County and subsequently from 1898 as a member of Horowhenua.

While the club has gone through various guises rugby has been continuous with some gaps during periods such as the First World War.

In 1920 Foxton began playing in what are now the familiar yellow and black colours with which we are recognized.

Use of Easton Park dates back to the 1920's and our Club has been a constant occupant since that time.

Easton Park comprises land gifted by the late Fred S Easton in 1944 and also includes a portion of 2 acres of Maori Land known as Pataka Reserve. The name Easton Park has been synonymous with Rugby in Foxton but the significance of the Pataka reserve component should never be lost sight of.

It is our view that the descendants of the original owners of Pataka reserve should be approached to consider how they would like to see recognition and acknowledgment progressed.

Recommendation: A means of recording and acknowledging the significance of Pataka reserve be found.

The Foxton Rugby Club (FRC) has successfully engaged with council over a number of years in terms of maintaining our Clubrooms, use of the grounds and grandstand, parking, signage and holding of a range of events. Much to their credit Council has ensured we are aware of other community events to be held on the Park and we have worked with Council particularly during Rugby season and off season for training and rugby related activities. This has included ensuring the grounds are tidy, removal of rubbish, signage and a variety of other every day activities.

We recommend that Council and FRC continue to work in partnership to ensure Easton Park is well managed, maintained and access to the park is maximized.

Recommendation; that HDC and the FRC continue to work collaboratively in regard to Rugby and other related activities centered on Easton Park

Easton Park has access off both Foxton's Main Street and to the East of the park off its Main Road. Often the parking provided has proven to be inadequate, whether it is a major rugby event or the holding of a large community function such as the Easter fair. Congestion and vehicle overcrowding in the limited area available is not optimized due to the haphazard manner in which many casual and regular visitors park their vehicles.

We are of the view that investment in painted parking areas would be well spent to ensure the space is optimized and safety of our people particularly our children is enhanced.

Recommendation; that parking spaces be painted in the eastern area facing the Main Road.

In recent times the use of Easton Park as a run off for dogs has been considered by our local Community Board. At present such activity is permissible and dog owners are often seen letting their dogs run around on

the grounds. The signage requests owners not to allow their dogs on to the playing grounds but the reality is that the entirety of the park comprises playing grounds. The senior games are played on the Park proper and our junior rugby takes place on the periphery. It is our view that allowing dogs on the Park is not conducive to ensuring good health and safety of our players, spectators and visitors.

As such we would prefer to see this activity moved to other areas of our town that are not so actively used for human sports and recreation.

Recommendation; that free running of dogs on the entirety of Easton park be discontinued.

Finally,

We would like to formally record our thanks to HDC and their staff in the way the FRC is able to be involved in the continued use of the park which enables our rugby community to benefit and our community at large. Bearing in mind the significance of rugby to our community and the fact our club constitutes a significant number of our whanau collaboration at the FRC and HDC level is essential. Our club enjoys the support of our sporting community with 2 senior teams and 7 junior teams. We also enjoy considerable support from commerce in our town through active sponsorship and promotion.

If you would like to speak with us on any aspect regarding this submission please let us know.

Robin Hapi CNZM
President
Foxton Rugby Club
Ph 021 943 286
2 July 2017



3rd July 2017

Draft Reserve Management Plans
Horowhenua District Council
Private Bag 4002
Levin 5540

Attn: Caitlin O'Shea

SUBMISSION ON THE DRAFT COMBINED FOXTON RESERVES MANAGEMENT PLAN

INTRODUCTION

1. This submission is made by the New Zealand Motor Caravan Association Inc. ("the NZMCA") on the Draft Combined Foxton Reserves Management Plan ("the RMP"). The NZMCA encourages and supports permissive policies that allow responsible freedom camping in certified self-contained ("CSC")¹ motorhomes and caravans ("motor caravan") so that users can enjoy exploring the Horowhenua District without unreasonable or unnecessary restrictions.
2. The NZMCA was established in 1956 to foster and advance the motor caravan movement by providing relevant services and information, promoting fellowship, vehicle safety, road courtesy and protection of the environment. Today, the NZMCA represents the interests of over 73,500 New Zealanders who share a passion for exploring our country at leisure in their purpose-built motor caravans.
3. Foxton holds Motor Home Friendly Town ("MHFT") Status under the NZMCA's MHFT scheme, in which the criteria for approval included a permissive approach under the Freedom Camping Act 2011 ("FCA"). We submit that the RMP should reflect this criterion and include provisions for responsible CSC freedom camping in appropriate areas of the Foxton reserves. This submission aims to ensure suitable areas for freedom camping are provided for and maintained in the Foxton area.
4. Motor caravanning is a traditional recreational activity in New Zealand that enables a wide range of people and families to provide for their social and economic wellbeing. Travelling in a CSC motor caravan enables people and the communities they visit to provide for their health and safety while minimising adverse effects on the environment.

¹ Certified to the *New Zealand Standard – Self containment of motor caravans and caravans (NZS 5465:2001)*.

5. This submission on the RMP includes the following central Foxton reserves;
 - Easton Park
 - Foxton River Loop Reserve
 - Seaview Gardens (we understand that there are currently bollards blocking the vehicle access way, however assume these will be removed in the future)
 - Victoria Park
 - Flax Mill Reserve, Ihakara Gardens and Stuart Donnelly Park are excluded from this submission as they have no vehicle access available.
6. The NZMCA would also like to note that the organisation was not consulted on the draft Parks and Reserves General Policy 2016, which underpins much of the rationale in these management plans.

KEY COMMENTS AND RECOMMENDATIONS

7. The NZMCA is unable to support the RMP because it fails to recognise the importance of CSC freedom camping in the central Foxton area, which is at odds with Foxton’s commitment to the MHFT programme.
8. Although not a statutory requirement, the FCA is an important and relevant piece of legislation that should be considered when preparing RMP’s. As such, we recommend that it is inserted into the diagrams listed in the section “Overview of Statutory Context” on the RMP.
9. Prior to March 2015, under the Horowhenua District Council (“HDC”) Traffic and Parking Bylaw 2007, overnight camping on a Road Reserve or any public space was a prohibited activity. This was repealed and removed at a council meeting held 4th March 2015. Restrictions on overnight camping were then incorporated into the Parks and Reserves General Policy Document 2016, that states in policy 4.9.4;

“Overnight camping shall only be permitted within the reserves where this activity has been specifically identified within the reserve management plan for that reserve”

This is effectively taking a prohibitive approach to freedom camping within reserves, which is inconsistent with;

 - a. the overriding purpose of ‘recreational reserves’ under section 17 of the Reserves Act 1977 (“the RA”); and
 - b. the permissive regime under the FCA.
10. The NZMCA submits that HDC should recognise the importance of CSC freedom camping in its RMP’s.

11. Not considering or identifying areas within the reserves that are suitable for responsible CSC freedom camping is inconsistent with Objective 4.9.3 in the Parks and Reserves General Policy Document 2016, which is;

'That provision is made in specific reserves with appropriate facilities for campervans and rental vans to stay overnight'.
12. Further, not considering or identifying areas within the reserves (such as the reserve carparks) that are suitable for responsible freedom camping is inconsistent with the actions for the 'Camping and Motor Homes' section of the Parks and Reserves General Policy Document 2016, which are;
 - a. *'Identify reserves and the specific parts of those reserves that are suitable for camping'.*
 - b. *'Undertake an analysis of overnight camping (including Motor Homes) within the District's reserves, to understand the levels of usage, the impacts on the reserves and consider the necessity of additional facilities or services and the appropriateness of charging for overnight camping'.*
13. The RMP does not recognise the importance of overnight camping in New Zealand and therefore does not allow for responsible overnight parking to occur on any reserves captured by the RMP. This is a surprise to the NZMCA; particularly given the primary purpose of the RMP is to provide for public recreation.
14. A number of the reserves are vested as recreation reserves in the RMP, and freedom camping is not inconsistent with the purpose of this reserve type. Under the RA, recreation reserves are;

"for the purpose of providing areas for the recreation and sporting activities and the physical welfare and enjoyment of the public, and for the protection of the natural environment and beauty of the countryside, with emphasis on the retention of open spaces and on outdoor recreational activities, including recreational tracks in the countryside'.
15. The Council should specifically mention that freedom camping is permitted in all reserves unless prohibited in specific reserves. It is suggested that this could be done by inserting a new policy into each individual Objectives and Policies 'Objective - Reserve Use' section in the RMP.
16. The Council may also consider using their delegated powers under s44(1) of the RA to consent to freedom camping in lieu of specific reserve management plan policies (see attached letter from the Minister of Conservation to Territorial Authorities, dated 15 March 2017).
17. Foxton applied to be a MHFT under the NZMCA' scheme. The criteria for approval included a permissive regulations in line with the FCA, e.g. CSC freedom camping is generally permitted unless specifically restricted or prohibited in an area. We submit the RMP should endeavor to reflect the Council's commitment to the MHFT programme.

THE RESERVES

General comments:

18. There is no mention of freedom camping being permitted in any of the reserves that have vehicle access under this RMP.
19. Each reserve has a list of objectives and policies, and it is important to note that they are all focused on enabling public use and enjoyment. Not permitting responsible freedom camping is inconsistent with these objectives and policies.
20. It is important to note that parts of Easton Park and the River loop Reserve are vested as Local Purpose – Road Reserve which, according to the Parks and Reserves General Policy Document 2016, means motor homes can legally park there as of right. This needs to be incorporated into the policies of this plan, as discussed in Table 2 below.

Specific recommendations:

21. That Council considers permitting freedom camping in CSC vehicles on all vehicle-accessible reserves with appropriate restrictions, where necessary.
22. That the FCA is listed in the diagram of national legislation at the beginning of the RMP, as discussed in Table 1 below.

Table 1		
Section	Support/ Oppose or Neutral	Recommendation
Overview of Statutory Context	Oppose in part The FCA is an important piece of legislation that should be considered when preparing reserve management plans.	Include the FCA in the diagram of national legislation that needs to be considered when preparing a reserve management plan.

23. The following is relevant for every individual reserve and associated section listed in the RMP (excluding Flax mill Reserve, Ihakara Gardens and Stuart Donnelly Park)

Table 2		
Section	Support/ Oppose or Neutral	Recommendation
Objective – Reserve Use Add Policy for each reserve	Oppose in part This section fails to recognise the importance	Add Policy to ensure the RMP duly recognises the importance and

	of freedom camping as a distinct recreational activity for the District.	value of CSC freedom camping to the public and communities. An example is; 'Freedom camping in a certified self-contained vehicle is allowed in all parts of the reserve unless prohibited in specific areas and provided all conditions for freedom camping are complied with.
Objective – Reserve Use Easton Park and the River loop Reserve Add Policy	Oppose in part This section fails to recognise that freedom camping on road reserves is a permitted activity (according to the Parks and Reserves General Policy Document 2016)	Add a policy that alludes to the fact that freedom camping in motor homes is permitted in the areas vested as Road Reserves within the RMP. 'Freedom camping in CSC motor caravans is permitted in areas of the reserve that are identified as Road Reserves'.
Actions Add Action for each reserve	Oppose in part This section should mirror the actions listed in the Parks and Reserves General Policy Document 2016, including <i>'Identify reserves and the specific parts of those reserves that are suitable for camping'</i>	Add an action that ensures options for providing for freedom camping and vehicle access to reserves are explored.

24. If there are prohibited/restricted areas, it would also be useful to identify them in the aerial maps of the reserves at the end of the RMP. This would help prevent non-compliance issues and would provide guidance for those wanting to freedom camp in central Foxton reserves.

GENERAL COMMENTS ON THE PLAN

Statutory considerations

25. Freedom Camping Act 2011

We acknowledge the Council is not statutorily required to give effect to the FCA's permissive regime when preparing this plan under the Reserves Act 1977. However, the FCA represents Parliament's intent to protect everyone's right to freedom camp (responsibly) and encourages local authorities to adopt permissive bylaws. HDC does not currently have a freedom camping bylaw; instead, overnight parking is dealt with under the Parks and Reserves General Policy Document 2016.

We believe that in time HDC will consider adopting a freedom camping bylaw. Therefore, it seems prudent to ensure that from here on in the Council's freedom camping-related policy framework will include consistent provisions.

26. Reserves Act 1977

The plans acknowledge the purpose of the Reserves Act 1977, which includes the preservation and management of areas for the benefit and enjoyment of the public, and the preservation of access for the public. In our view not referencing responsible freedom camping in each plan fails to uphold these two fundamental requirements.

27. Local Government Act 2002

Motor caravanning is a fast growing activity in New Zealand. The NZMCA has over 73,500 individual members - many of whom enjoy camping on public land. We are not convinced the RMP is designed to meet the current and future needs of the community members who also enjoy motor caravanning.

FREEDOM CAMPING – A PERMITTED ACTIVITY

28. Parliament has recognised, through the permissive regime set out in the FCA, that freedom camping is an important leisure activity for many New Zealanders. In her opening speech on the first reading of the Freedom Camping Bill in 2011, the Minister of Conservation called freedom camping "an important part of our tourism industry and great Kiwi lifestyle".

29. For many domestic tourists, freedom camping is often seen as a "Kiwi tradition". Many New Zealanders value the flexibility and independence that freedom camping offers. They do not always want to be confined to camping grounds but enjoy being on the road and having the ability to stop where they please or to enjoy the serenity of a reserve location. The NZMCA believes the RMP's should recognise Parliament's intent and this Kiwi way of life by adopting permissive provisions that demonstrate a willingness to accommodate the recreational needs of responsible freedom campers.

BENEFITS OF A PERMISSIVE REGIME

Economic benefits

30. Motor caravanning is worth over \$650 million to New Zealand's economy and the latest research has reinforced how significant the industry is to local economies, in particular, those reliant on tourism. For example; a report published in October 2012 concluded campervan hirers in the year 2011 spent on average \$195 per day during their travels². The Tourism Industry Aotearoa came out in support of these findings stating campers were contributing to communities all around New Zealand, supporting local business and jobs, and their spending was not limited to tourism operators rather spread across a wide range of businesses in the community;
31. In February/March 2014 the Central Otago District Council surveyed 1,000 campers at popular freedom camping spots across their district.
32. According to results; the average camper spent \$91 a day while visiting the District, 78% were domestic visitors, and 64% over 60 years of age. The Council's Parks and Recreation Manager, Mathew Begg, noted that this spend was quite significant to the community³.
33. A survey carried out in March/April 2012 at Ferry Road, Taupo indicated the average motorhome visitor spent \$401 per visit. Also of note, over 100 local businesses signed a petition to the Council supporting the preservation of freedom camping at this site.
34. A survey carried out in March 2012 at the Murchison town centre, by CB Marketing Consultants in Nelson, showed the average NZMCA couple spent \$117 per day in local businesses.

Social benefits

35. Areas that permit certified self-contained freedom camping generally suffer less from vandalism and other undesirable social behaviour as CSC campers provide free security for the area. Many community clubs and associations have formed reciprocal relationships with the NZMCA allowing our members to park overnight for the security it provides to their facilities. This positive benefit from allowing responsible freedom camping is frequently overlooked.

Environmental benefits

36. In addition to the benefits associated with CSC camping, NZMCA members value the places they stay and take special care to look after and improve them. Members regularly volunteer their time with local organisations and authorities to tidy up sites, pick up litter, and plant vegetation.

SUMMARY

² Understanding the Value Created by Campervan Tourists in New Zealand, COVEC (NZ Market Research Company)_

³ <http://www.odt.co.nz/regions/central-otago/309317/freedom-campers-good-spenders> [accessed 16 July 2014]

37. We recommend the RMP recognises responsible freedom camping in CSC vehicles as important passive recreational activities in New Zealand that contribute a great deal to people's enjoyment of the outdoors as well as the local economy. It is a significant part of our kiwi culture.
38. Responsible freedom camping allows people of all backgrounds to experience the various attractions and scenic pleasures New Zealand has to offer. The Council plays a vital role in supporting domestic tourism and should recognise the needs of all people who want to share in this traditional kiwi way of life.
39. We submit permitting freedom camping with (if necessary) appropriate and reasonable restrictions uphold the intent and purpose of the RA and other statutory documents that contribute to the overall planning framework.
40. The NZMCA would appreciate the opportunity to discuss these suggestions further with the Council. We would also appreciate the opportunity to speak at the hearing.

Yours sincerely,
The New Zealand Motor Caravan Association



Victoria Edmonds
Policy and Planning Advisor

8 July 2013

Chief Executive
Territorial Local Authorities
North Island
New Zealand

Dear Sir/Madam

Revised Delegation of Powers under the Reserves Act 1977

The Hon Dr Nick Smith, the Minister of Conservation has recently approved new delegations to local authorities, including regional councils, under the Reserves Act 1977.

A copy of the instrument of delegation signed by the Minister of Conservation on 12 June 2013 is attached, and updates the one currently incorporated in the *Reserves Act Guide*.

These delegations extend the scope of the existing powers by removing the previous limitations and conditions and they include some additional delegations. It is envisaged they will better enable local authorities to make decisions affecting reserves and are in accordance with the spirit of the changes taking place within the Department of Conservation with an emphasis on conservation with communities.

Local authorities will now be able to consider consent applications that previously had to be referred to the Department of Conservation for the consent of the Minister or the Minister's delegate, for matters such as the granting of leases, licences or easements over council vested reserves.

An appropriate record of any decision made under the delegations must be retained and it is suggested this should be in the form of a separate submission or component of a submission to the decision maker with clear recommendations and provision for the formal approval to be recorded.

A submission template is attached as a guide for the preparation of submissions together with, by way of example, a recent submission for the granting of a lease that required Ministerial consent by the Department. We trust that these will provide some guidance as to the information local authorities should be providing to the consenting authority.

In exercising the new delegations local authorities must, of course, still act in accordance with the requirements of the Reserves Act; and the processes set out in the Act must still be complied with.

There is an expectation that local authorities will maintain a distinction between their role as the administering body of a reserve and their role as a delegate of the Minister.

It is important to note that the decision making function, whereby the merits of the proposal are considered, is a fundamental responsibility of the reserve administering body. The Minister is not the decision maker, but has, instead, a supervisory role in ensuring that the necessary statutory processes have been followed; that the administering body has taken the functions and purposes of the Reserves Act into account in respect of the particular classification and purposes of the reserve; that it has considered any objections or submissions from affected parties; and that, on the basis of the evidence, the decision is a reasonable one.

A more detailed explanation of the differing roles and the matters which need to be considered in exercising the delegation of consent is attached as [Appendix 1](#)

It should be noted that the power to revoke a reservation has not been delegated to ensure that such a significant step would remain subject to consideration by the Minister or the Minister's departmental delegate.

The Minister is confident that the delegations will be exercised responsibly and the Department is of course still able to provide guidance and advice to you; however, where the required advice is complex and lengthy we may need to recover costs, though this would be discussed prior to incurring them.

There are some actions that the Department will need to be notified of to enable the maintenance of its national reserve records. Such actions would include changes to a reserve classification and other actions requiring a gazette notice. Please ensure that a system is put in place whereby such notification is undertaken.

Notices should be sent for the attention of Anna Ginnaw at our Hamilton office; and Anna may be contacted by phoning (07) 858 1050 or by email to aginnaw@doc.govt.nz

Please do not hesitate to contact Anna for advice.

Yours faithfully



Deidre Ewart
Manager Permissions/SLM

EXERCISING THE DELEGATION OF CONSENT TO LOCAL AUTHORITIES

The Minister's Role

It is important to note that the decision making function, whereby the merits of the proposal are considered, is a fundamental responsibility of the reserve administering body ("the AB"). The Minister is not the decision maker, but has, instead, a supervisory role in ensuring that the decision was arrived at in compliance with the requirements of the Reserves Act; with the primary considerations being:-

- (a) That the status of the land has been correctly identified and the AB has the power and authority to make the decision;¹
- (b) That the necessary statutory processes have been followed;
- (c) That the AB has taken the functions and purposes of the Reserves Act into account in respect of the particular classification and purposes of the reserve, as required by section 40 of the Act;
- (d) That the AB has considered any objections or submissions from affected parties; and that, on the basis of the evidence, the decision is a reasonable one.²
- (e) That pursuant to the requirements of section 4 of the Conservation Act 1987, the AB has consulted with and considered the views of tangata whenua or has in some other way been able to make an informed decision.³

An example of the different roles can be seen in the consideration of submissions or objections under s.120 of the Reserves Act; which only requires that the AB provide a "summary" of all objection and comments received by it and state the extent to which they have been allowed or disallowed. The purpose of this requirement must be for the administering body to demonstrate that it has carried out its obligation to consider every objection and submission.

The actual content of the submissions is a matter for consideration by the AB as the primary fact finding body and decision maker; and it would be inappropriate for the Minister to receive and consider objections or submissions in relation to the merits of an application.

The Minister may, however, consider submissions relating to procedure; as these do relate directly to the consenting role. Another exception is under the provisions of s.24 of the Act, where the AB is required to forward all objections to the Minister for consideration. In this instance the Minister's delegate would need to consider the actual content of the submissions and be able to conclude that the AB had given fair and reasonable consideration to the subject matter.

¹ i.e. the legislative authority for the proposed consent has been clearly identified, and where necessary, that there is sufficient evidence that the reserve is vested in the AB.

² The word 'reasonable' is used in the public law sense, whereby a decision would be considered unreasonable if it were one which no sensible decision maker acting with due appreciation of their responsibilities would have made.

³ See Chapter 4 of the Reserves Act Guide for local Government.

RESERVES ACT 1977

INSTRUMENT OF DELEGATION FOR TERRITORIAL AUTHORITIES

1. PURSUANT to section 10 of the Reserves Act 1977 I, NICK SMITH Minister of Conservation, DELEGATE to all territorial authorities (as defined in this Instrument of Delegation) such of my powers, functions and duties under the Reserves Act 1977 as are set out in the following Schedule subject to the Limitation of Powers in the Schedule and to the conditions in paragraph 2 of this Instrument.
2. The delegations in this Instrument apply only where the territorial authority is the administering body of the relevant reserve (i.e. affected by the decision to be made) by virtue of a vesting or an appointment to control and manage.
3. This Instrument replaces the previous Instrument of Delegation dated 10 March 2004, which is hereby revoked.

Definitions:

"Administering body" - means an administering body under the Reserves Act 1977.

"Territorial authority" - means a local authority and a unitary authority as defined in section 5 Local Government Act 2002.

"Vested reserve" - means a reserve vested in a territorial authority (not in the Crown).

SCHEDULE

SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
6(3)	Revoke a Gazette notice and issue a fresh notice or amend the original notice		Only applies to notices in the Gazette given by the territorial authority
14(4)	Gazette resolution to declare vested land to be reserve.		
	<u>Note:</u> it is, therefore, no longer necessary to consult the Commissioner in terms of sec 14(3) of the Act.		




SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
15(1)	Authorise or decline to authorise, by Gazette notice, the exchange of land in any reserve or any part(s) of a reserve for any other land to be held for purposes of that reserve.		Only to be exercised where the territorial authority did not derive title from the Crown, or title would be deemed not to be derived from the Crown if the reserve was going through a revocation process (s.25). The territorial authority must consult with the Crown before making a decision under s.15(1) if the land it proposes to grant in exchange was purchased with funds provided either wholly or partly by the Crown.
15(3)	To do all things necessary to effect any exchange authorised by the local authority under Section 15(1) of the Act, or by the Crown in the case of vested reserves derived from the Crown, including the payment or receipt of any money by way of equality of exchange in the case of non Crown derived reserves.		
16(1)	Classify, by Gazette notice, according to their principal or primary purpose all reserves. [Note this delegation does not affect sections 16(2) and 16(2A) Reserves Act]		
16(4)	To advertise the intention to classify a reserve in accordance with sec 16(1).		
18(2)(e) 19(2)(a) 19(3)(a)	Determine in which cases exceptions can be made to the preservation of flora and fauna and the natural environment.		
24(1)	Change the classification or purpose of a reserve by notice in the Gazette.		Does not apply to the revocation of reserves
24(2)(e)	To consider all objections received to a proposed change of classification or purpose.		
24(3)	To form an opinion that the change of classification or purpose of a scenic, nature or scientific reserve is justified.		



SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
24(5)	To form an opinion that the change in the classification of a historic reserve is justified.		
25(1)	Upon revocation of the reservation of any public reserve (or part of one) pursuant to section 24 Reserves Act, dispose of that land in such manner and for such purpose as the Minister specifies. [Note this is intended to allow Territorial Authorities to decide how and for what purpose the land may be disposed of].		The delegation only applies where the title to the reserve was not derived from the Crown, or is deemed not to be derived from the Crown in terms of s.25(4) or (5).
41(1)	To approve reserve management plans.		
42(1)	Give or decline to give express written consent to the cutting or destruction of trees and bush on any historic, scenic, nature, or scientific reserve. Determine terms and conditions subject to which written consent is given.		
44(1)	To consent to the use of a reserve for temporary or permanent personal accommodation.		
44(2)	To consent to any vehicle caravan, tent or removable structure remaining on a reserve during the period 1 November to 31 March.		
45	Give or decline to give prior approval to administering body to erect, or authorise any voluntary organisation or educational institution to erect shelters, huts, cabins, lodges etc., on any recreation or scenic reserve.		



SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
48(1)	<p>Consent or refuse consent to administering body granting rights of way and other easements over any part of a vested reserve for any of the purposes specified in section 48(1).</p> <p>Impose such conditions as it thinks fit in giving the consent.</p>		
48A(1)	<p>Consent or refuse consent to administering body granting a licence over a vested reserve to any person or department of State -</p> <p>(a) To erect, maintain and use buildings, dwellings, masts and other structures, and plant and machinery; and</p> <p>(b) To construct, maintain, and use tracks and engage in other works</p> <p>- for any of the purposes specified in section 48A(1).</p>		
48A(3)	<p>Approve terms and conditions determined by the administering body.</p>		
49	<p>Grant or decline to grant in writing any qualified person a right to take specified specimens of flora or fauna or rock mineral or soil from a reserve for scientific or educational purposes.</p> <p>Form opinion as to whether qualified person has the necessary credentials.</p> <p>Impose conditions on the grant in writing.</p>		<p>With regard to fauna, the delegation is for exotic fauna which are not protected under the Wildlife Act 1953.</p>
50(1)	<p>Authorise or decline to authorise any person to take and kill any specified kind of fauna that may be found in any scenic, historic, nature or scientific reserve.</p> <p>Authorise or decline to authorise the use of firearms, traps, nets or other like objects within reserve for the foregoing purposes.</p>		<p>The delegation is for non-protected exotic fauna only.</p> 

SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
51(1)	<p>Authorise or decline to authorise in writing an administering body to introduce indigenous flora or fauna or exotic flora into any scenic reserve for any of the purposes referred to in section 51(1).</p> <p>Impose conditions on the giving of the authorisation.</p>		
52(1)	<p>Declare by Gazette notice that any 2 or more reserves, or parts of 2 or more reserves, or parts of one or more reserves and the whole of one or more other reserves, are to be united to form one reserve.</p>		<p>All affected reserves or parts of reserves must have the same administering body and must all either be vested in that body or all held under an appointment to control and manage.</p>
53 (1)(d)	<p>To consent to an increase in the number days the public shall not be entitled to have admission to a reserve.</p>		
53 (1)(e)	<p>To approve the fixing of charges generally or with respect to any specified occasion or event.</p>		
54(1)	<p>Give or decline to give prior consent to administering body, in the case of a recreation reserve vested in it, to grant leases for any of the purposes specified in paragraphs (a), (b), (c) and to grant a lease or licence for any of the purposes specified in paragraph (d) and to exercise all powers of the Minister referred to in the First Schedule that pertain to leases under s.54(1)(a), (b), (c) and (d).</p>		



SECTION SUMMARY OF POWERS

O

LIMITATION OF POWERS

Give or decline prior consent to administering body permitting, in a lease, the erection of buildings and structures for sports, games or public recreation not directly associated with outdoor recreation.

Consent or decline consent to variations or amendments to leases and consent to the carrying out of any other necessary actions arising out of the leases consistent with the First Schedule, Reserves Act.

55(2)(a) (d),
(e) (f) and
(g)

In the case of a scenic reserve to give or decline to give consent to :-

- the enclosure and grassing or grazing of open parts of the reserve;
- the setting apart of areas for other purposes;
- the erection of buildings and other structures and amenities;
- such things considered necessary for the public to obtain the benefit of the reserve;
- the setting apart of sites for residences and other buildings and structures necessary for the management of the reserve.

Must be satisfied that the facilities, amenities, buildings or structures are necessary and cannot readily be provided outside or in close proximity to the reserve.

SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
56(1)	<p>Give or decline prior consent to administering body, in the case of a scenic reserve vested in it, to grant leases or licences for the purposes set out in s.56(1) and to exercise all powers of the Minister referred to in the First Schedule that pertain to leases under s.56(1)(a) and (b).</p> <p>Consent or decline consent to variations or amendments to leases and licences, and consent to the carrying out of any other necessary actions arising out of the leases and licences consistent with the First Schedule, Reserves Act.</p>		
56(2)	<p>Give public notice in accordance with section 119 of the Reserves Act and give full consideration in accordance with section 120 to all objections and submissions.</p>		
58(b)	<p>Set apart and use part of a reserve as a site for residences and other buildings.</p>		
58A(1)	<p>Give or decline prior consent to administering body, in the case of an historic reserve vested in it, to grant leases or licences for any of the purposes specified in that subsection.</p> <p>Consent or decline consent to variations or amendments to leases and licences and consent to the carrying out of any other necessary actions arising out of the leases and licences, consistent with the First Schedule, Reserves Act.</p>		



SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
---------	-------------------	---	----------------------

59A(1) In accordance with Part IIIB Conservation Act 1987, grant or refuse a concession in respect of any reserve controlled or managed by an administering body under s.28 Reserves Act so that the administering body may apply Part IIIB as if references in that Part to a conservation area were references to such a reserve and references to the Minister of Conservation and to the Director-General of Conservation are references to an administering body.

67(1)(b) Consent or decline consent to lease of recreation reserve set apart for race course purposes, to a racing club.

72(1) To enter into and agree the terms of a lease or other agreement for the farming of a recreation or local purpose reserve.

Note sec 72(3) applies.

73(1) Consent or decline prior consent to an administering body granting a lease of recreation reserve in the circumstances specified in s.73(1), where the reserve is vested in the administering body, and consent or decline prior consent to an administering body granting a lease in the circumstances specified in section 73(1) in all other cases.

Exercise all powers of the Minister referred to in the First Schedule that pertain to leases under s.73(1).

SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
---------	-------------------	---	----------------------

73(2) Consent or decline prior consent to an administering body granting a lease of recreation reserve for afforestation where the reserve is vested in the administering body, and consent or decline prior consent to an administering body granting a lease of recreation reserve for afforestation purposes in all other cases.

Exercise all powers of the Minister referred to in the First Schedule that pertain to leases under s.73(2).

73(3) Form opinion as to whether recreation reserve is not likely to be used for purposes of a recreation reserve.

Consent or decline consent to administering body granting leases of whole or part of reserve vested in administering body.

Grant or decline to grant leases of whole or part of a reserve held under an appointment to control and manage.

Exercise all powers of the Minister referred to in the First Schedule that pertain to leases under s.73(3).

73(5) Consent or decline consent in writing to a member of an administering body becoming the lessee of any land under the control of that body.

73(6) Consent or decline consent to surrender of lease.

74(1)(b)(ii) Consent or decline consent to granting of a licence to occupy a historic, scenic or scientific reserve.
(proviso)

Note: The provisions of Part IIIB Conservation Act apply (s.73(3A)(b))

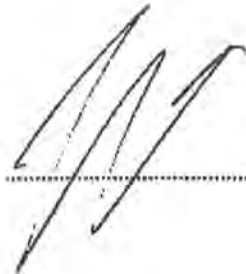
Note: s.73(3A) (a) applies.

Only exercisable where the original approval for the lease was given by the territorial authority under this delegation.



SECTION	SUMMARY OF POWERS	O	LIMITATION OF POWERS
75(1) and (2)	Consent or decline to consent to the afforestation of a recreation or local purpose reserve.		
121	Where under the provisions of the Reserves Act consent or approval is required, give consent or approval subject to such conditions as are thought fit.		Only exercisable in respect of matters delegated under this Instrument of Delegation.

SIGNED at Wellington this)
))
10th day of Jul . 2013)
))
by NICK SMITH)
Minister of Conservation)



Submission to: *[name of MOC delegate]*

HEADING *[e.g. Easement of Esplanade Reserve - Whale Bay, Wellington]*

1. Proposal

[what you are wanting decision maker to do; e.g. "That you consent to...]

2. Background / Explanation

[only include brief details if any relevant to the recommendation/decision]

3. Land and Status

[this information helps validate the authority for the transaction]

4. Location

[describe if it will help the delegate make a decision]

5. Authority, Criteria, and Policy for Decision

5.1 *[provide details of the legislation and other relevant criteria or statutory tests in providing authority for the proposed activity]*

6. Management Planning

[Refer to reserve management plan if applicable]

7. Public Notification/Consultation

[as required/exempted/not required by statute or principles of administrative law]

8. Treaty of Waitangi

[refer to Chapter 4 of the Reserves Act Guide]

9. **Attachments**

[list relevant attachments]

10. **Conclusion/Comments**

[based on the justification]

11. **Authority**

[state the relevant section of the Reserves Act 1977 and the delegation from the Minister of Conservation]

12. **Recommendation**

[make a recommendation on whether to consent or not consent]

Report prepared by:

Signature
Name

Decision

Recommendation Approved / Not Approved

Signature
Delegate

/ /

21 June 2013

Submission to: Community Support Manager, Northland

**Rawene Domain Recreation Reserve
Far North District Council Lease to Hokianga Volunteer Coastguard**

Proposal

That you consent to a lease over an area of recreation reserve vested in the Far North District Council.

Explanation

It is proposed that an area of Rawene Domain be leased to the Hokianga Volunteer Coastguard Incorporated, for a term of 10 years with a right of renewal for a further 10 years.

The lease is for the purposes of a building to house a coastguard rescue boat; together with the local sailing and boating club, and the Rawene school sailing programme; and to provide workshop space for repairs and maintenance of boats.

The building is to be a 15 x 7.5 corrugated iron Durobuilt Industries farm shed; to be sited on a lease area of approximately 4650 m², shown cross hatched on the attached plan - with the location to be decided between the lessor and lessee. The general public is to have access to the leased area at all times (excluding the building).

Description & Status

Approximately 4650 m², shown crosshatched on the site plan in the Schedule of the Deed of Lease; being part Sections 4 and 5 Block XIV Mangamuka Survey District.

Classified as recreation reserve by NZ Gazette 1980 p.1283; and vested in the Far North District Council pursuant to s.26A of the Reserves Act 1977 - see file records [Appendix 1](#)

Policy & Criteria

Section 40 of the Reserves Act 1977 provides that the administering body is charged with the duty of administering, managing, and controlling the reserve, in accordance with the appropriate provisions of this Act, so as to ensure the use, enjoyment, maintenance, protection, and preservation of the reserve, for the purpose of its classification, as the case may require and within the means at its disposal.

Section 53(1)(h) provides that in the exercise of its functions under section 40 and to the extent necessary to give effect to the principles set out in section 17 (purposes of recreation reserves) - the administering body may set apart any part or parts of a reserve for, among other things, parking places for vehicles or mooring places for boats, or other facilities for public recreation or enjoyment or facilities and amenities necessary for the public using the reserve.

Section 54(1)(a) provides that, with the prior consent of the Minister, the administering body may from time to time lease any area set apart under section 53(1)(h) for a parking or mooring place, or other facilities for public recreation or enjoyment.

Section 54(1)(a) also requires that the lease comply with the relevant provisions set out in Schedule 1 of the Act; which allows for a lease to be issued for a term of up to 33 years, and renewal terms of up to 33 years, perpetual or otherwise.

Section 54(2) requires that the administering body give public notice and consider any objections in accordance with the provisions of sections 119 and 120 of the Act.

The proposed lease (draft copy attached), is considered to comply with all the above mentioned requirements.

Public Notice

The proposed lease was publicly notified in the Northern News and Bay Chronicle. The only submission received was from the Rawene Area Residents Association, and this was in support of the proposal. The application is also supported by the 'Domain Committee'.

Section 4 Conservation Act 1987

Council consulted with Steve Morunga, representing the local Omanaia Marae (also a member of the 'Domain Committee') and he is in agreement with the project.

Authority

Section 54(1)(a) of the Reserves Act 1977; and Instrument of Delegation from the Minister of Conservation - Version 13

Attachments Draft lease document; land plans and consent notice.

Recommendation

It is recommended that you consent to the granting of the proposed lease.

If you approve the recommendation please sign the attached consent notice.

B Ashbridge
Statutory Land Manager Advisor
Hamilton

Decision

RECOMMENDATION APPROVED

Andrea Booth
Community Support Manager

Dated:

CONSENT OF MINISTER

Section 54(1)(a) of the Reserves Act 1977 and to a delegation from the Minister of Conservation, the Community Support Manager, for the Northland Conservancy, Department of Conservation, hereby consents to the granting of a lease over the area of recreation reserve described in the Schedule, in accordance with the provisions of the attached draft Deed of Lease.

Schedule

Approximately 4,650 m², as shown crosshatched on the site plan in Schedule 1 of the attached draft Deed of Lease; being part Sections 4 and 5 Block XIV Mangamuka Survey District.

Classified as recreation reserve by NZ Gazette 1980 p.1283; and vested in the Far North District Council pursuant to s.26A of the Reserves Act 1977.

Dated this day of 2013

SIGNED BY

Andrea Booth)
Community Support Manager) _____

In the presence of:

Witness _____

Occupation _____

Address _____

(SO 877)
 DCDs Document Id: CP 752730
 4738271
 Pt Sec 85
 Town of Rawene
 (SO 377)

0251
 144
 Rawene
 (SO 877)
 012

4870018
 Lot 1
 DP 114342
 0.202

5120090
 Lot 2
 DP 114342
 0.8464

5118278
 Reclaimed Land

507084
 Sec 134
 Town of Rawene
 (SO 26371)
 0.1708

4867088 Sec 162 Town of Rawene (SO 877) 0.1021	4852931 Sec 161 Town of Rawene (SO 877) 0.1021	4886784 Sec 158 Town of Rawene (SO 877) 0.1021	4738726 Sec 157 Town of Rawene (SO 877) 0.1021	5015348 Sec 153 Town of Rawene (SO 877) 0.0818
4867140 Sec 164 Town of Rawene (SO 877) 0.1021	5127903 Sec 160 Town of Rawene (SO 877) 0.1021	4754091 Sec 159 Town of Rawene (SO 877) 0.1021	4739485 Sec 156 Town of Rawene (SO 877) 0.1021	4096740 Sec 134 Town of Rawene (SO 877) 0.0483
4867140 Sec 165 Town of Rawene (SO 877) 0.1021	4754091 Sec 160 Town of Rawene (SO 877) 0.1021	4754091 Sec 159 Town of Rawene (SO 877) 0.1021	4739485 Sec 156 Town of Rawene (SO 877) 0.1021	4867558 Sec 155 Town of Rawene (SO 877) 0.0528

5125265
 Sec 5
 Blk XIV Mangamuka Survey District
 (SO 36371)
 2.0993

4896735 Sec 229 Town of Rawene (SO 877) 0.1012	4905194 Sec 230 Town of Rawene (SO 877) 0.1012	4857657 Sec 233 Town of Rawene (SO 877) 0.1012	5136590 Sec 234 Town of Rawene (SO 877) 0.1012	5008977 Sec 288 Town of Rawene (SO 877) 0.1012
4867140 Sec 228 Town of Rawene (SO 877) 0.1012	4867683 Sec 231 Town of Rawene (SO 877) 0.1012	4867657 Sec 233 Town of Rawene (SO 877) 0.1012	5136590 Sec 234 Town of Rawene (SO 877) 0.1012	4867659 Sec 257 Town of Rawene (SO 877) 0.1012
4867140 Sec 227 Town of Rawene (SO 877) 0.1012	4867683 Sec 231 Town of Rawene (SO 877) 0.1012	4867657 Sec 233 Town of Rawene (SO 877) 0.1012	4867659 Sec 257 Town of Rawene (SO 877) 0.1012	4867659 Sec 256 Lot Town of Rawene DP 738280 0.0806

4942714
 Lot 2
 DP 27081
 0.6566

4739480
 Sec 112

504984
 Sec 7
 DP 41145
 0.1075

Town of Rawene
(SO 877)
0, Kos Maureen Elaine

Clemondon Esplanade

Mariner Street

Reclaimed Land

Lot 1
DP 114342
0.202
65A/471, Te Kohanga Reo National
Trust Board

*Lease
Area*

Sec 4
Blk XIV Mangamuka Survey District
(SO 2837/6)
0.0708
RECREATION PURPOSES(NZG
1980/1283/2)
PUBLIC DOMAIN(NZG 1954/956/4)
RESERVE(NZG 1980/1283/2)
more...

Mcdonell Street

Rawene Domain

Sec 161
Town of Rawene
(SO 877)
0.1021
PURPOSE (EDUCATIONAL
FACILITIES) RESERVE(GAZ 1998 P
2905)
RESERVE EDUCATIONAL
FACILITIES(NZG 1998 P 2905)

Sec 158
Town of Rawene
(SO 877)
0.1021
RECREATION RESERVE(NZG
1998/921)
P 921)

Sec 157
Town of Rawene
(SO 877)
0.1021
RECREATION RESERVE(GAZ 1998
P 921)

Sec 153
Town of Rawene
(SO 877)
0.0619
RECREATION RESERVE(GAZ 1998
P 921)

Sec 154
Town of Rawene
(SO 877)
0.0483
LOCAL PURPOSE (EDUCATIONAL
FACILITIES) RESERVE(GAZ 1998 P
2905)

Sec 160
Town of Rawene
(SO 877)
0.1021
LOCAL PURPOSE (EDUCATIONAL
FACILITIES) RESERVE(GAZ 1998 P
2905)
RESERVE EDUCATIONAL
FACILITIES(NZG 1998 P 2905)

Sec 159
Town of Rawene
(SO 877)
0.1021
LOCAL PURPOSE (EDUCATIONAL
FACILITIES) RESERVE(GAZ 1998 P
2905)
RESERVE EDUCATIONAL
FACILITIES(NZG 1998 P 2905)

Sec 156
Town of Rawene
(SO 877)
0.1021
LOCAL PURPOSE (EDUCATIONAL
FACILITIES) RESERVE(GAZ 1998 P
2905)
RESERVE EDUCATIONAL
FACILITIES(NZG 1998 P 2905)

Sec 155
Town of Rawene
(SO 877)
0.1021
LOCAL PURPOSE (EDUCATIONAL
FACILITIES) RESERVE(GAZ 1998 P
2905)
RESERVE EDUCATIONAL
FACILITIES(NZG 1998 P 2905)

Sec 155
Town of Rawene
(SO 877)
0.0528
LOCAL PURPOSE (EDUCATIONAL
FACILITIES) RESERVE(GAZ 1998 P
2905)
RESERVE EDUCATIONAL
FACILITIES(NZG 1998 P 2905)

Sec 5
Blk XIV Mangamuka Survey District
(SO 36371)
2.0993
RECREATION PURPOSES(NZG 1980/1283/2)
RECREATION RESERVE(GAZ 1953 P 33)
RECREATION RESERVE(NZG 1952/1683/6)
more...

Nimmo Street East

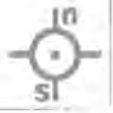
Sec 238
Town of Rawene
(SO 877)
0.1086
2065/80, Blair Maryanne
2065/80, Blair Michael John
2065/80, Blair Jodie Caroline
NZG 1928/2788/1

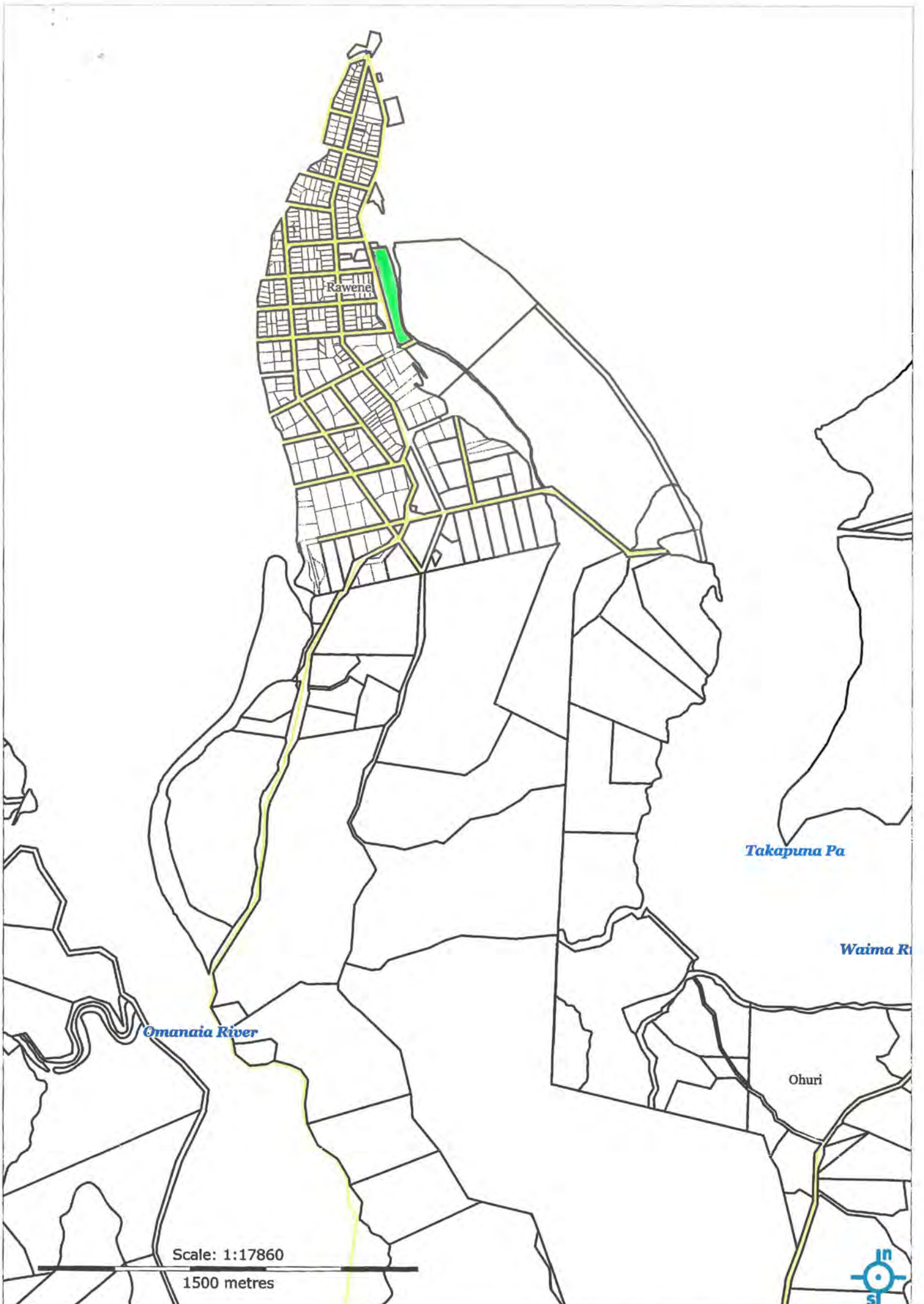
Sec 237
Town of Rawene
(SO 877)
0.1012
2065/80, Blair Michael John
2065/80, Blair Jodie Caroline

Sec 230
Town of Rawene
(SO 877)
0.1012
199/150, Hokiang Hea
Enterprises Trust

Sec 233
Town of Rawene
(SO 877)
0.1012
199/150, Hokiang Hea
Enterprises Trust

Sec 234
Town of Rawene
(SO 877)
0.1012
199/150, Hokiang Hea
Enterprises Trust





Rawene

Takapuna Pa

Waima R

Omanaia River

Ohuri

Scale: 1:17860

1500 metres



APPENDIX 1

Evidence of Vesting in Far North District Council

Attached

Papers from archived Lands & Survey file: DO 8/3/38

RESERVES ACT 1977
SUBMISSION TO COMMISSIONER OF CROWN LANDS
CLASSIFICATION OF RESERVE

HO: Res 2/2/206
DO: 8/3/38

CASE NO. R80/41

NORTH AUCKLAND
LAND DISTRICT

PROPOSAL

To classify the reserve described below as a reserve for recreation purposes.

NAME OF RESERVE

Rawene Domain Recreation Reserve.

LOCATION

Approximately 42km west of Kaikohe.

LEGAL DESCRIPTION

Part Allotments 106 to 109, adjoining closed road and Allotments 110 and 111 Suburbs of Rawene, Allotments 153 to 166 Town of Rawene, and Sections 4, 5, 6, 7 and 11, all situated in Block XIV Mangamuka Survey District.

AREA

31.4311 hectares.

STATUS

Public Domain by New Zealand Gazette 1907/2181, 1953/33, 1953/437, 1954/956, 1955/771 and 1977/1017.

CONTROL

Hokianga County Council by New Zealand Gazette 1962/1556. Council agree with classification, Folio 701 refers.

ADVERTISING

Not required as reserve is being classified for the purpose it was reserved.

GENERAL

Under CCL Case No. R78/275 preliminary approval was given to the classification of the above reserve as recreation.

As all required conditions have been complied with, and there being no objections to the proposed classification, approval to formally classify the reserve recreation is in order.

If you concur the attached notice is in order for your signature please.

RECOMMENDATION

That pursuant to Section 16 Reserves Act 1977 you approve the classification of recreation for the above land.

DECISION

Approved/~~Declined~~


ASSISTANT COMMISSIONER OF CROWN LANDS

14/4/80

Gazette to H.C.

& Register noted 15/4/80
M.C.C.

2206,

AUCKLAND C.1.

24 May 1963

Miss F.M.J. Irvine,
Maning Street,
RAWENE.



Dear Miss Irvine,

RAWENE DOMAIN BOARD

We write in reply to your letter of 14 May 1963.

On looking further into the legal position we find that by virtue of the action taken by the Hokianga County Council under the Counties Act 1956 and in terms of Section 47 (2) of the Reserves and Domains Act 1953, that Council is legally already the new Rawene Domain Board.

The notice issued in the New Zealand Gazette 1962 page 1556 abolished the Rawene Town Council as from 19th September 1962 and this is the effective date of the change of control in respect of the Rawene Domain.

A copy of this letter is being sent to the County Council.

Yours faithfully,

J.H. SINCLAIR
commissioner of Crown Lands
per:

The County Clerk,
Hokianga County Council,
P.O. Box 3,
RAWENE.



Dear Sir,

Copy for your information. In terms of the special order made by your Council under Section 88 of the Counties Act 1956 and in pursuance of Section 47(2) of the Reserves and Domains Act 1953, your Council became the Rawene Domain Board. Section 47(2) of the Reserves and Domains Act reads:-

"Where any Borough Council or Town Council or County Council or Road Board has been appointed to be the Domain Board of any public Domain in this district and subsequently the Domain is included in the district of any local authority of any of those kinds, the last mentioned local authority shall, without further appointment become the Domain Board in respect of that Domain in place of the first-named local authority."

Yours faithfully,
J.H. SINCLAIR

Commissioner of Crown Lands

per:

425

DAJ

8/3/38

DEPARTMENT OF LANDS AND SURVEY,
P.O. BOX 2206,
AUCKLAND. C.1.

21 May 1963

TITLES:

Your minute of 20 May. I share your view that the Hokianga County Council is now by operation of law the Domain Board. The Rationale of this is as follows:-

1. Rawene Domain was gazetted as such - N.Z. Gazette 1910 page 3350.
2. The Rawene Town Board was appointed Domain Board - N.Z. Gazette 1925 page 662.
3. The Rawene Town Council was abolished by Special Order of the Hokianga County Council under Section 88 of the Counties Act 1956 - N.Z. Gazette 1962 page 1556.
4. This was a merger of a dependant town district in a county under Section 27 of the Counties Act 1956. The legal effects of the dissolution of a town council set out in Section 28 which, in part, read "(b) all functions, powers, rights and duties theretofore vested in or imposed upon the town council shall become vested and imposed upon the County Council".
5. Moreover, Section 47 (2) of the Reserves and Domains Act 1953 as substituted by Section 11 of the Reserves and Domains Amendment Act 1956 provides "where... Town Council... has been appointed to be the Domain Board of any public domain in its District and subsequently the Domain is included in the District of another local authority... the ... local authority shall, without further appointment, become the Domain Board in respect of that Domain in place of the first mentioned local authority (i.e. the Town Council)."

May 1962 p. 1556
 Special Order Made by Hokianga County Council Merging
 Rawene Town District in the County of Hokianga

J. A. B. O'KEEFE.
 21.5.63

PURSUANT to section 88 of the Counties Act 1956, the Acting Secretary of Internal Affairs hereby publishes the following special order made by the Hokianga County Council.

Dated at Wellington this 19th day of September 1962.

E. PERYMAN, Acting Secretary for Internal Affairs.

SPECIAL ORDER

1. That in order to give effect to a petition signed by a majority of ratepayers in the Dependent Town District of Rawene praying for their merger with the county, by authority and direction of the Local Government Commission, and in exercise of the powers conferred upon it under the provisions of section 27 of the Counties Act 1956, the Hokianga County Council resolves that the said Rawene Town District be abolished and merged with the county.

2. That the merger of the town district (described as all that area in the North Auckland Land District bounded on the west by the Omanaia River, on the north by the Hokianga River, on the east by the Waima River and Okura Creek, and on the south by White's Old Land Claim) take effect from the 19th day of September 1962.

I hereby certify that the foregoing special order has been duly made.

D. B. CUNNEEN, County Clerk.

Submission Form: Draft Foxton Reserves Management Plan



Submission date: 03/07/2017 03:09 PM

Receipt number: 6

Question	Response
Contact Details	
Full Name:	David Batchelor
Name of Organisation (if on behalf of an Organisation)	Beca Ltd on behalf of the Ministry of Education (Coley Street School)
Address for Service:	Beca Limited 85 Molesworth Street Wellington
Postcode:	6011
Daytime Telephone:	048969302
Mobile:	
Email:	david.batchelor@beca.com
Draft Combined Foxton Reserves Management Plan	
Foxton Reserves	Stuart Donnelly Park
Enter your comments:	Please see the attachment.
Attachments:	Coley Street School - Submission on Draft Combined Foxton Reserves Management Plan.pdf
Reserve Management Plan Hearing	
Do you wish to attend a Council hearing for the Draft Foxton Reserves Management Plan?	Yes
Do you wish to speak in support of your submission at the hearing?	Yes
Declaration	
Signature:	Name of signatory: David Batchelor Link to signature
Date:	03/07/2017
Council Use Only	
Date Received:	
Submission No:	



Horowhenua District Council
126 Oxford Street Levin
Private Bag 4002, Levin

Attn: Caitlin O'Shea

RE: DRAFT COMBINED FOXTON RESERVES MANAGEMENT PLAN

Dear Caitlin,

This is a submission on the Draft Combined Foxton Reserves Management Plan made by the Ministry of Education (the Ministry), on behalf of the Coley Street School.

The specific parts of the Draft Combined Foxton Reserves Management Plan that the Ministry's submission relates to are:

1. The operation and management of Stuart Donnelly Park in regards to its effects on Coley Street School, Foxton. In particular, the safety of the School's students commuting through the Park and the effects of the public playing on the neighbouring School grounds.
2. Future consultation and forming a relationship between Coley Street School and Horowhenua District Council regarding the future management of Stuart Donnelly Park.

The Ministry therefore requests that the amendments requested in Attachment 1 below be considered for inclusion in the Foxton Reserves Management Plan, to promote the safe and efficient use of Stuart Donnelly Reserve.

We are happy to discuss these matters further with the Council going forward. Please contact me on the details below if required. If a hearing is held on this matter, the Ministry would like to reserve the right to attend at this point.

Regards,

David Batchelor

Planning Consultant to the Ministry (Beca Ltd)

Phone Number: +64 4 896 9302

Email: david.batchelor@beca.com

(Signature of person authorised to sign on behalf of the Ministry of Education)

Date: _____

Attachment 1:

ID	Proposed Provision	Support/Oppose/ Neutral	Reason for submission	Decision requested
1	8.7.1 Objective – Reserve Use	Support		Retain.
2	8.7.1.1 Policy	Support		Retain.
3	8.7.1.2 Policy	Support with Amendments	Coley Street School’s students use the park to commute through before and after school hours. Evidence of this is the walkway through the park between a parking bay and the School. The School requests partnership with the Council over the park’s management and that transportation matters are included in the policy’s scope of delivery.	Look at opportunities to improve the recreational and leisure opportunities for local residents and consider partnering with <u>the adjacent school Coley Street School</u> to deliver an enhanced leisure, <u>transportation</u> , and recreation experience <u>for students and the public</u> .
4	8.7.2 Objective – Management & Development	Support		Retain.
5	8.7.2.1 Policy	Support		Retain.
6	8.7.2.2 Policy	Support with Amendments	Coley Street School requests that they are consulted with regarding the installation of facilities at the park. This is to ensure that duplicates with the School are avoided and suitable facilities are provided for the student’s safety and enjoyment.	Explore <u>in consultation with Coley Street School</u> providing <u>the provision of</u> more playground equipment that does not duplicate what is already provided on Coley Street School.
7	8.7.2.3 Policy	Support		Retain.
8	8.7.2.4 Policy	Support		Retain.

'Save Our River Trust' Submission on Draft Foxton Reserves Management

Plan:

June 2017



Save our River Trust
Robin Hapi - Chair
PO Box 110
Foxton 4814

Thank you for the opportunity to submit on the Draft Foxton Reserves Management Plan, our submission is directed at the Foxton River Loop Reserve area.

Please note that we would like to speak to this submission.

Who are SORT?

Save our River Trust (SORT) was formed in 2004 from the Save Our River Association which started in 1986. We are made up of dedicated community people who wish to see the Manawatu River Loop at Foxton (Piriharakeke or 'the Loop') restored to some semblance of its former state. The cause of the severe downgrading of the loop water quality and quantity has been Drainage Scheme alterations of the Manawatu River (e.g. the construction of the Whirokino Cut and Moutoa Floodway) that were undertaken primarily for the benefit of those upstream of Foxton.

Currently in low water flows, the river vegetation (mainly exotic weeds such as *Glyceria*, Celery Grass and others) and silt, dry in the summer sun and create a stench that makes the Loop an undesirable place to be.

In flood flows these weeds exacerbate river silting by trapping the silt, which is highly fertile and accelerates grass growth. This deposited silt, predominantly coming from the Moutoa Floodway, has accumulated in the loop environs and has now made the loop unnavigable for approximately 1.5 km at the upstream end of the loop and narrowed and shallowed the remainder of the Loop. This IS a situation that will only get worse if nothing is done.

What are SORT's aims?

- To promote the restoration and conservation of the Manawatu River and its environs, particularly the Foxton Loop, for the benefit of the community of Foxton and the public in general.

- To promote the restoration of wildlife, including bird life and fisheries, in the Manawatu River and its environs, particularly the Foxton Loop.
- To develop and promote the Manawatu River and its environs, particularly the Foxton Loop, for the recreational benefit of the community of Foxton and the public in general.
- To work towards recognising the relationship of Tangata Whenua with the Manawatu River, and their role as Kaitiaki.
- To promote awareness of environmental issues in general.
- To work with other individuals, groups and organisations to advance any of these aims.
- To do anything else within New Zealand that will advance any of these aims.

What have we done?

- Built the Piriharakeke Walkway.
- Removed willows from the upstream end of the forest (covering the old Foxton Dump) through to almost the end of the Te Awahou Boardwalk (a continuing project) allowing access for removal of silt from the town side of Foxton. This willow removal has largely been achieved by private funds, supplemented by a grant from the Manawatu River Accord and a DoC Community Conservation Partnership Fund Grant. SoRT has a Resource Consent from Horizons Regional Council (HRC) that permits current willow removal.
- Removed and thinned willows from some parts of Matarapa Island opposite the Town frontage.
- Convinced HRC through submissions to erect a 1.2 kilometre electric fence to exclude stock and permit plantings on accretionary land on Matarapa Island that was the old river bed of the Manawatu River.
- Planted 1700 giant flax (*Phormium tenax var. prince majestic*), and 1000 cabbage trees (*Cordyline australis*) and many other native plants within the confines of this fence and primarily on the banks of the loop opposite the town. It is hoped that these plants will replace most of the bank stabilising willows.
- Obtained a Resource Consent from HRC to build and plant a wetland immediately downstream of King's Canal with expertise and plants provided by HRC.
- Obtained a Resource Consent from HRC for a trial removal of *Glyceria*, Celery Grass and silt from the loop to widen and deepen the loop in order to remove the smell that emanates from the drying sediment and rotting vegetation in the Loop river bed during the low summer flows. This has been completed and the material removed from the Loop used to build up the area opposite 40 Harbour Street which has been grassed and gardens planted, successfully achieving SoRT's aims for the project.
- Created and maintained garden areas between the road and the loop to protect walkers from the vehicles that like to speed in the grassed areas. These gardens have been planted and the plants provided by HRC and community volunteers under SoRT's guidance.

- Obtained a Resource Consent to remove material for a boat harbour opposite Union Street, filled in a dangerous and unstable sided drain at the end of Union Street, capped rogue bores below Seaview Gardens and used the excavated material to make a usable piece of grassed recreation reserve land out of a deep, willow infested wetland. This project was successfully completed with the financial support of Horowhenua District Council (HDC).
- Submitted a petition to HRC from Foxton area residents on the state of the Loop and made a submission recommending a new Channel Working Party (consisting of members of SoRT, HRC, HDC, the Foxton Community Board and Iwi) be formed. This working party is examining the best way to get more permanent flow back into the Loop. It is known that marine or brackish flow will reduce the growth of weeds and provide more water flows in summer. To date independent hydrological consultants have reported on options, and a Resource Consent to dig out the old channel is under way. This committee continues to meet.
- Obtained our 32 year consent from HRC to remove *Glyceria*, Celery Grass and other weeds, as well as silt from the upstream end of the forest covering the old Foxton Dump through to the end of the Te Awahou Bowling Club Building. A Resource Consent Management and Operations Plan is currently being discussed with HDC for lodging with HRC. This plan describes in detail what SoRT has permission to do and how we will achieve our aims.
- Is working towards linking Piriharakeke Walkway with Te Awahou Boardwalk.
- Is maintaining Te Awahou Boardwalk.

Save our River Trust have spent many years and voluntary hours cleaning up the river loop at the Foxton town frontage and at Piriharakeke.

Our vision is to return healthy flow to the loop and strategies are in place to ensure this occurs. This vision also includes the continued beautification and accessibility of the land alongside the frontage, restoring and developing the focal point for community recreation and activity. A significant amount of this area is Horowhenua District Council reserve land.

Last year Horizons Regional Council granted SORT a 32 year Resource Consent to undertake restoration and enhancement works at this location. We are currently developing operational and management plans that will allow this work to begin. Funding will be a major barrier to progress. SORT is a charitable Trust and must therefore raise all the investment needed and do all the work required. This is a huge task but we will not be deterred.

With Te Awahou Nieuwe Stroom about to open and with all the visitors and locals it will attract, this area will be a major showcase for Foxton - but unfortunately because of the condition of our river loop a great deal of work is needed to make it a place we can all be proud of.

With the River Loop Reserve becoming once again the focal point for the town, it is our vision that it will also be a hub for many activities including walking and cycling. The new 'shared pathways' project for instance, has the potential to build and enhance linkages between this hub and many destinations including: to Foxton Beach on the stop banks beside the Manawatu River; to Himatangi Junction (connecting to the pathway from Palmerston North) on the old Foxton Railway course alongside SH1: Continuation of the Piriharakeke track on the Levin or to Shannon etc, etc, etc.

The History of Foxton/Te Awahou and the River Loop/Piriharakeke will be told within Te Awahou Nieuwe Stroom but we need to extend this learning and experience by providing a beautiful and interesting place outside on the river reserve. SORT can envisage a wharf and jetty for water-sports, boating, fishing and environmental tours. There needs to be picnic tables and BBQ's and safe access across the road from TANS. Parking for Campervans is also a necessity and additional toilets need to be provided.

SORT believes the opportunities for social and economic enrichment to Foxton and the Horowhenua district will be greatly improved with the restoration of the river loop and its reserve – but this cannot be achieved without support.

What do we want to do?

With previous Resource Consents obtained by SoRT lasting only one year, the 32 year consent will allow SoRT to maintain advances made in re-energising the loop rather than let it degrade further because of the silt that constantly accumulates every time the Manawatu River floods and the Moutoa Flood Gates are opened. The HDC will be informed of SoRT's activities before work is undertaken on the reserves. The HDC already has the information contained in the 32 year Resource Consent that includes maps of the proposed work SoRT wishes to undertake and your staff have been invited to comment.

However, our primary efforts are focussed on the long term restoration of the loop by creating a new channel at the upper end of the loop to replace the currently choked upper channel, thus enabling a greater volume and velocity of water to enter.

The Channel working party is advancing on this target and despite the complexities the parties involved are working together in a very purposeful manner. Funding will be a challenge, but the enormity of the task and the fact the problem was not created by our community leads us to the view that national support is not only warranted it will be required. A deeper entry to the upper end of the loop will be a major effort in stopping the silt from settling to allow the *Glyceria* and other invasive weeds to take hold.

SoRT has successfully worked with DoC, HRC, HDC, our Community and Iwi and completed many valuable contributions to fulfil SoRT's aims.

SoRT has a Memorandum of Understanding with HDC and is deeply involved with staff on several levels.

SoRT wishes to raise the level of our relationship with the Horowhenua District Council and work in partnership to achieve our aims for the river loop reserve for the benefit of our community.

We firmly believe that collaboration and co-operation will help deliver continued results through co-design and management. A partnership between SoRT and HDC to work on projects that enhance the river verge reserves will be in both our interests. The operations and management plan for the maintenance of the verge is but one example of where HDC is having input into how SoRT will give effect to the 32 year consent provided by HRC. There are a range of opportunities where input from SoRT and the expertise and resources of HDC can lend to more efficient and effective outcomes.

Creating recreational facilities while working with council previously has resulted in a number of facilities that are now heavily utilised by our community. These include:

1. The Piriharakeke walk way
2. The reshaping of the old dog pound into a well utilised rest area
3. Planting and maintaining the Foxton verge to the river

This partnership would confirm the values of both SoRT and HDC by further demonstrating perseverance, resilience, passion and vision – attesting to the desire to go from ‘Good to Our intention is to involve our community in the final designs.

We have been on this restoration project on behalf of our Foxton/Te Awahou community for many years and, given recent developments, we are proposing to organise a public workshop to hear and consider new ideas. We would welcome assistance from HDC to undertake this process and help take our community and environment from Good to Great by doing the best we can for and with our community.

As previously indicated we would like the opportunity to be heard if that can be accorded to us.

**Ka Manawatu te Awa
Ka Manawaora te Iwi**

**When the river is in good heart
Our people are in good health**

Ngā mihi nui ki a koutou.



Robin Hapi CNZM
Chair
Save our River Trust