

To the Kapiti Coast District Council

## **SUBMISSION ON PROPOSED KAPITI COAST DISTRICT PLAN COASTAL HAZARD PROVISIONS**

We, Michael Patrick and Veronica Weir, own and occupy the property at 21 Olliver Grove, Waikanae.

We oppose the coastal hazard lines and areas shown on the planning maps affecting our property and the associated restrictions contained in the Proposed District Plan.

Our grounds for opposition are that we consider the provisions affecting our property are fundamentally flawed, have not been properly considered by elected members, and are contrary to the New Zealand Coastal Policy Statement 2010, including the precautionary approach and Policy 24.

We also consider that the provisions are contrary to the sustainable management purposes of Part 2 of the Resource Management Act 1991, and that the council has failed to undertake an adequate assessment as required by section 32 of the Resource Management Act.

We believe that the council was obliged to consult with us under the Local Government Act 2002, the Local Government Official Information and Meetings Act 1987, and the Resource Management Act 1991, in preparing the said provisions for consideration for inclusion in the Proposed District Plan, and in failing to do so, is in serious breach of the law.

We are of the view that seriously wrong interpretations were made by council in advising ratepayers and the media that the purported future likely shorelines must be recorded on any LIMS for affected properties and then contemporaneously, based on the purported likely future shorelines, proceeding to include final coastal hazard areas, with highly restrictive policies and rules, in the Proposed District Plan.

As a consequence, we lodged at the end of November 2012, an application for judicial review to the High Court, which is set for a hearing on 6<sup>th</sup> May 2013

The relief we seek is that the council abandon the submissions process to the Proposed District Plan relating to the matter of coastal hazard areas and associated provisions, pending a decision from the High Court and completion of proper consultation with affected property owners.

We wish to be heard.

Signed by

Dated: 23<sup>rd</sup> March 2013

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