

## Attachment 4 Summary of CIA Recommendations and Response

CIA Recommendation	Applicant Response
<p>9.1 Request for meeting between Te Roroa, Te Kuihi and the Moonlight Heights Limited to discuss the following:</p> <ul style="list-style-type: none"> <li>• Moonlight Heights Project.</li> <li>• Opportunity for local iwi/tangata whenua contractors.</li> <li>• Cultural Acknowledgements.</li> </ul>	<p><i>Applicant happy to meet prior to physical works commencing onsite.</i></p>
<p>9.2 Request for Private Plan Change conditions</p> <p>i. Te Roroa requests a copy of the final Private Plan Change.</p>	<p><i>Te Roroa will be supplied a copy of any Council decision.</i></p>
<p>9.3 Construction</p> <p>i. Mana Whenua requests that any proposed development is constructed away from wetlands or with bunding measures and collection of contaminated water for treatment, disposal at an approved location or re-use facility;</p> <p>ii. Commitment to stormwater control on the proposed development area that restricts impact to waterways and wetlands;</p>	<p><i>i. Proposed precinct provisions go beyond the ODP provisions to ensure protection of wetlands within the plan change area – Policy P4, Rules 13.10.7.3d) Setbacks, 13.13A Subdivision and 13.14.5 Stormwater Disposal ensure that future development will be appropriately setback and stormwater managed.</i></p> <p><i>ii. Proposed precinct provisions go beyond the ODP provisions to avoid impact to waterways and wetlands, seeking to manage stormwater in accordance with best practice, furthermore, the precinct provisions include an information requirement that all subdivision applications must be supported by a detailed stormwater assessment report and stormwater management plan.</i></p>
<p>9.4 Kaitiakitanga: Construction and Cultural Monitoring</p> <p>i. That the applicant engages with Mana Whenua at least 1 month prior to any works commencing with a program of works.</p> <p>ii. At least twenty (20) working days’ notice, the Consent Holder (MHL) shall engage, at their full expense, Mana Whenua Kaitiaki to undertake the following:</p> <p>a. A blessing from a Kaumatua is undertaken to ensure the ‘state’ of hau ora (holistic health) is maintained;</p>	<p><i>The proposed plan change seeks to rezone the plan change area Residential Zone with a Precinct, therefore, earthworks rule 13.10.1a will apply to any future development. Assessment criteria xi provides scope to apply construction and cultural monitoring conditions to any future resource consent.</i></p>

<ul style="list-style-type: none"> <li>b. Mana Whenua Kaitiaki attend an onsite pre-works meeting with the Contractors/Consent Holder;</li> <li>c. Cultural monitoring to be undertaken for the topsoil stripping and removal of earth to the site;</li> <li>d. Mana Whenua will provide a formal letter to Council confirming that upon completion, cultural monitoring has been provided for to the satisfaction of Mana Whenua.</li> </ul>	
<p>9.5 Northern Wairoa Awa Monitoring</p> <ul style="list-style-type: none"> <li>i. Any future works shall ensure that mitigation measures are robust to prevent impacts of increased runoff from entering the Northern Wairoa Awa;</li> <li>ii. An electronic copy of the Erosion and Sediment Control Plan is provided to Mana Whenua once the plan has been completed;</li> </ul>	<ul style="list-style-type: none"> <li><i>i. Proposed precinct provisions go beyond the ODP provisions to avoid impact to waterways and wetlands, seeking to manage stormwater in accordance with best practice, furthermore, the precinct provisions include an information requirement that all subdivision applications must be supported by a detailed stormwater assessment report and stormwater management plan.</i></li> <li><i>ii. Applicant will provide a copy of any Erosion and Sediment Control Plan should development occur in the future.</i></li> </ul>
<p>9.6 Whenua. Accidental Discovery Protocols (ADP) – Archaeological Sites</p> <ul style="list-style-type: none"> <li>i. If archaeological remains or buried cultural deposits are encountered at any time and Mana Whenua Kaitiaki are not present or layers of shell midden, charcoal rich or burned soils, oven stones, artefacts and an archaeologist and Mana Whenua Kaitiaki are not present, the consent holder should cease work in the immediate vicinity and Te Roroa Whatu Ora &amp; Manawhenua Trusts and Heritage New Zealand are contacted for advice on how to proceed.</li> </ul> <p>9.6.1 In cases other than suspected human remains:</p> <ul style="list-style-type: none"> <li>i. The contractor must shut down all machinery, immediately, secure the area and advise the Consent Holder or proponent and Kaipara District Council of the occurrence. The Consent Holder or</li> </ul>	<p><i>The proposed plan change seeks to rezone the plan change area Residential Zone with a Precinct, therefore, earthworks rule 13.10.1a will apply to any future development. Assessment criteria xi provides scope to apply accidental discovery protocol conditions to any future resource consent.</i></p>

<p>proponent must then notify Heritage New Zealand Pouhere Taonga office so that the appropriate Consent procedure can be initiated.</p> <p>ii. The Consent Holder or proponent must consult with an iwi representative (Mana Whenua will provide contact details) to determine what further actions are appropriate to safe guard the site.</p> <p>9.6.2 Where human remains are suspected:</p> <p>i. The contactor must take steps immediately to secure the area in a way that ensures human remains are not further disturbed. The contractor shall advise the Consent Holder or proponent of the steps taken.</p> <p>ii. The contractor shall notify the Police, Heritage New Zealand, Te Roroa/Te Kuihi (who will in turn, notify their nominated kaumatua) and Te Roroa/Te Kuihi Kaitiaki (if not present for cultural monitoring) within 12 hours of the suspected human remains being disturbed, or otherwise as soon as practically possible.</p> <p>iii. Excavation of the site shall not resume until the Police, Heritage New Zealand and Te Roroa representatives have each given the necessary approvals for excavations to proceed.</p>	
<p>9.7 Future Consent Applications / Additional Works</p> <p>i. In the event future resource/building consent applications are applied for additional engagement and a Cultural Assessment Addendum will be required.</p>	<p><i>Noted</i></p>
<p>9.8 Advice Note</p> <p>i. That any future consent holder engage Mana Whenua on the following recommendations;</p> <ol style="list-style-type: none"> <li>1. Building Capability and Capacity <ol style="list-style-type: none"> <li>a. Mana Whenua should be considered for employment during the construction phase.</li> <li>b. Mana Whenua should receive employment or contract for service opportunities for any</li> </ol> </li> </ol>	<p><i>Applicant happy to engage with Te Roroa prior to physical works commencing onsite.</i></p>

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- maintenance contracts on the proposed development area.
  - c. The data collected from monitoring the proposed development area should be collated into an education format that can be delivered to local schools and marae to educate future kaitiaki about the benefits and risks associated to a large scale development.
2. Supporting Mana Whenua Enterprise
- a. Revegetation, riparian and buffer planting - plants should be sourced from Mana Whenua-owned and operated nurseries.
  - b. To assist fulfilling plant orders, Mana Whenua should be informed as early as possible the required species needed for revegetation planting.
  - c. That Mana Whenua are instrumental in the plant selection and source of plants.
3. Future Impact Assessment
- a. Mana Whenua need a distinct process of expressing their voice regarding the ongoing social impacts that will result from this project.
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