

Summary of Information

Proposed Flood Protection Management Bylaw 2022

Introduction

The Otago Regional Council (ORC) has reviewed the Flood Protection Management Bylaw 2012 (Current Bylaw) and prepared the Proposed Flood Protection Management Bylaw 2022 (Proposed Bylaw).

The purpose of the Proposed Bylaw is to manage, regulate and protect the effective operation and integrity of flood protection works owned by, or under the control of the ORC.

Council provides flood protection and land drainage to approximately 43,000ha of rural and urban land in Otago. This is achieved through managing infrastructural assets that include 218km of floodbanks, 12 pumping stations, 55 bridges, culverts, and various other assets, across the region's rivers and a total of seven flood protection and/or drainage schemes.

Different types of assets are situated within or near to our rivers to maintain river and stream channel capacity, and bank stability in targeted areas, as well as satisfying environmental needs.

Flood protection works can include:

- Scheduled drains
- Overland flow paths
- Defences against water (e.g. rock buttresses and floodbanks)
- Floodways
- Groynes
- Cross-banks
- Training lines
- Flood protection vegetation.

The ORC encourages anyone who is interested in the Proposed Bylaw to review its contents and provide a submission.

Submissions on the Proposed Bylaw can be made until 12pm Monday 2nd May 2022.

Proposal

The Proposed Bylaw lists activities which require prior written approval from ORC if undertaken on or near flood protection works, as they could adversely affect the operation and integrity of the flood protection works. These include, but are not limited to:

- Alteration of flood protection works
- Tree, shrub or hedge planting
- Removal of trees, in some locations
- Construction of structures
- Dumping and depositing material
- Obstruction of flood protection works

- Removal, interference or operation of machinery and equipment
- Earthworks

Proposed changes to the Current Bylaw include:

- Expanding the land disturbance restrictions to include all earthworks
- Allowing cultivation within 20m of a defence against water (such as a floodbank, spillway or retaining wall) and within 50m of a groyne or cross-bank
- Recording that the Proposed Bylaw does not apply to ORC employees, or persons authorised by ORC, who are carrying out maintenance or emergency works on its flood protection assets
- Adding of the Albert Town rock buttress and Shotover training line and associated flood protection vegetation to the relevant schedules
- Restrictions around the planting or growing of shrubs, hedges or trees within specified areas
- Restrictions around removing trees on or near defences against water
- Restrictions around removing or altering structures between the bank of a river and any associated defence against water
- Combining 'plantings' and 'anchored tree protection' under 'flood protection vegetation' and implementing specific rules (e.g., restricting stock grazing) within these areas
- Provision for an objections process
- Additional details on the revocation process (when authorities are cancelled) including the ability of ORC to revoke an authority immediately where flood protection works are compromised
- Adding diagrams of drains, overland flow paths and defences against water in Appendix 1
- Expanding the details required in the application form
- Updating maps in the Schedules
- Adding or amending definitions to support changes in the Proposed Bylaw

Note: No physical works are proposed as part of this review.

Area where the Proposed Bylaw applies is shown on Figure 1.

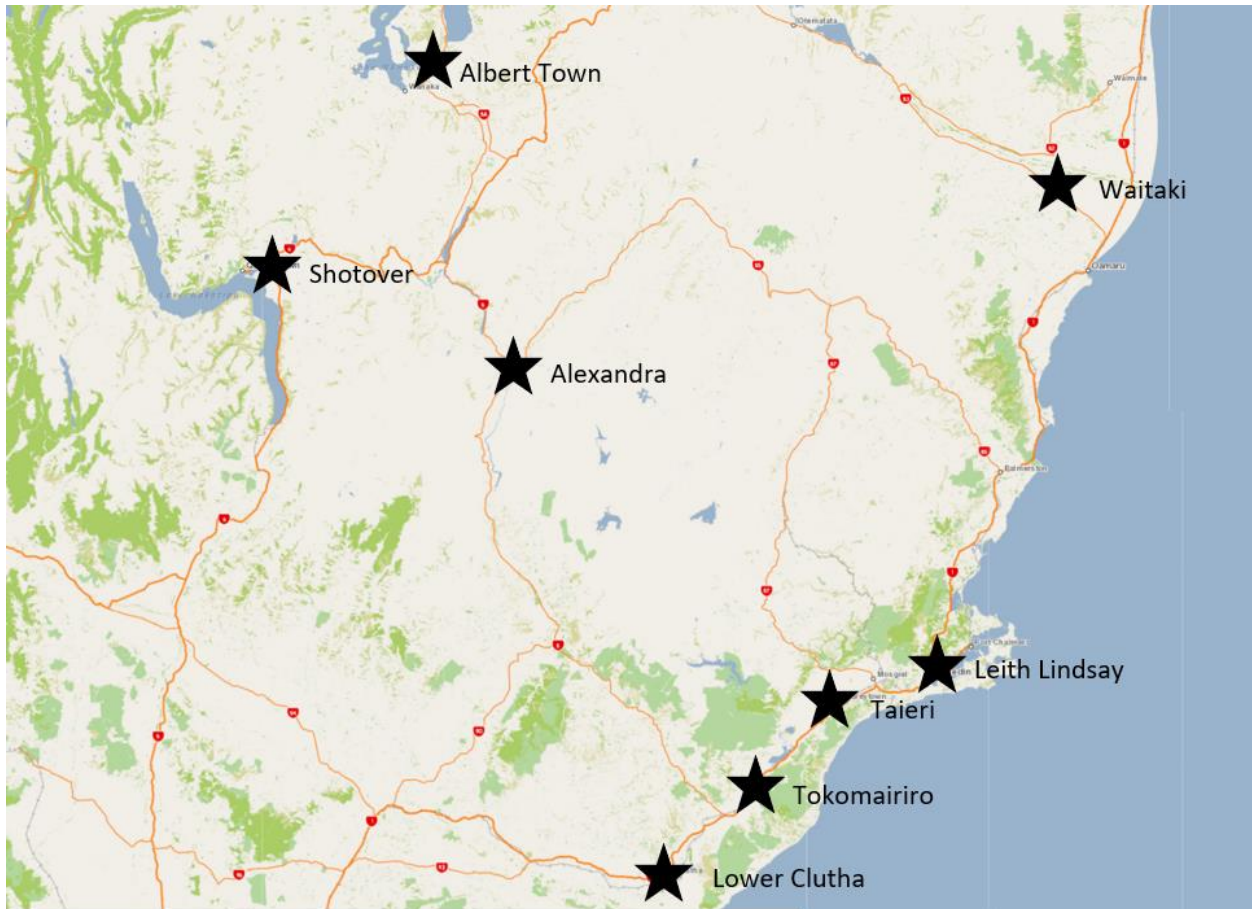


Figure 1: Map showing where the Bylaw applies across ORC's flood protection assets

Timeline:

- Public notification Thursday 31 March 2022
- Submissions close Mon 2 May 2022, 12.00 pm
- Hearing 4 May 2022
- Council Decision 22 June 2022

Please indicate in your submission if you wish to speak to your written submission at a hearing. The hearing will be heard online by a panel.

Statement of Proposal and Consultation

The Statement of Proposal includes:

- Proposed Flood Protection Management Bylaw 2022
- The reasons for the proposal

- A report on relevant Council determinations

View the full proposal and submission form at:

- ORC offices, (open Monday to Friday 8.00am to 1.00pm; 2:00pm to 4:30pm, closed on public holidays):
 - **Dunedin Office**
Philip Laing House
Level 2
144 Rattray Street
Dunedin 9016
 - **Queenstown Office**
Alta House
Level 1
Terrace Junction
1092 Frankton Road
Queenstown 9300
- City and District Council offices in Otago
- Public libraries throughout Otago
- www.orc.govt.nz/floodbylawreview and www.yoursay.orc.govt.nz/flood-bylaw-review

Obtain copies from:

- ORC offices
- www.orc.govt.nz/floodbylawreview and yoursay.orc.govt.nz/flood-bylaw-review
- By phoning 0800 474 082
- By emailing floodbylawreview@orc.govt.nz

Send submissions to:

- Post: ORC, Private Bag 1954, Dunedin
- Deliver: ORC Offices
- Fax: (03) 479 0015
- Email: floodbylawreview@orc.govt.nz

For more information, contact:

Phone: 0800 474 082

Email: floodbylawreview@orc.govt.nz