

Our Reference: A1029361  
File: RM17.229

25 August 2017

Peter Ronald Graham  
PO Box 5974  
**Dunedin 9058**

Dear Sir/Madam

**Request for further information under section 92(1) of the Resource Management Act 1991 (the Act) – Coastal Permit applications to authorise “golf hole in one challenge” in the Otago Harbour**

An initial assessment of your application has been made. To be able to make a full assessment of the application we request the following information <sup>[s92(1)]</sup> .

Public access and occupation of Coastal Marine Area

Although you have indicated that there will be no public restriction or exclusion through the operation of the activity, Council determines that this activity will cause restrictions to public access. As you have proposed a procedure around ceasing operations while other water users are passing by this is not considered to be public exclusion, rather public restriction. This is the restriction during the operation of golf balls entering the Harbour and the associated avoidance by other water users. This avoidance would be due to the discouragement through the potential of injury while entering the striking zone. As such a further application is required to temporarily occupy the coastal marine area within the full extent of the striking zone during the operation of the activity. It is further noted that without the authorisation of temporarily occupying the Coastal Marine Area within the striking zone, Council cannot provide any priority of this activity (if consents are granted) over any other future activities. For example, if a swing mooring application is applied for which is within the immediate vicinity of the pontoon Council’s discretion in assessing the application would be restricted to navigation as there is would be no current restriction with the area.

Please provide the maximum radius of the striking zone that will be affected by the operation. This radius should be considered in accordance with the distance left, right and straight when facing the pontoon that the spotter would need to identify other water users in accordance with Section 2 of your safety guidelines. Along with this radius also provide a proportionate assessment of environmental effects.

#### Hours of use/lighting

Section 2.1.7.1 of the application states that the golf activity will operate from 10 am to 10 pm 7 days a week with no indication of seasonal variability. Given the daylight hours throughout the winter months are reduced significantly, will hours of operation be reduced accordingly? If hours of operation are not restricted to day light hours, how do you propose to maintain visibility within the full area where the spotter would need to identify other water users? If means of visibility includes visual aids such as lighting within the coastal marine area, please provide a detailed description as well as a proportionate assessment of environmental effects.

#### Harbour Master queries

Council's Harbour Master will provide an assessment of the effects on navigation and safety as a result of the proposed activity. The Harbour Master has made an initial assessment and has requested the following information:

1. Please provide a detailed description of the proposed mooring system?
2. Will the pontoon be free of sharp corners or protruding items that would be likely to puncture the hull of a vessel or person accidentally coming into contact with it?
3. Will the pontoon be painted a light colour?
4. What is the proposed size and colour of the reflectors?

#### **What are Your Options? – You may**

- (a) Provide the information requested within 15 working days <sup>s92A(1)(a)</sup> of this letter (15 September 2017) or
- (b) Tell us in writing the date you will be providing the information, if you need longer than 15 working days <sup>[s92A(1)(b)]</sup>. If you choose this option we would expect to receive the information no later than 6 October 2017.
- (c) Tell us in writing that you refuse to provide the information <sup>[s92A(1)(c)]</sup>.

## What Happens Then?

**Straightforward Option:** If you decide to provide the information under option (a) or (b) above, your application will be placed on hold until the information arrives on the agreed date [s88C(2)(b)]. After that it will be taken off hold and processing of the application will continue.

### **Complex Option:**

1. If you choose option (c) above and refuse to provide the information, or
2. If you agree to provide the information by an agreed date and don't do so or
3. You don't respond at all:

**The Section 42A recommendation will be based on the information available to date.**

We strongly urge you to choose either option (a) or (b) above, to avoid the unnecessary cost of public notification and the potential declining of your application.

If you have any further queries please contact me on (03) 474 0827 or 0800 474 082.

Yours sincerely



Charles Horrell  
**Consents Officer**

cc: James Taylor-Cyphers, PO Box 5005, Dunedin 9058