

Box	Name and Subject	File Number	ID
EKMT 00019	54/20/33 - Raglan County Council - Control of Foreshores - Port Waikato (1970-1983)	15 47 01	<b>11036</b>



11036

File No. 54/20/33

DEPARTMENT: \_\_\_\_\_

SERIES:

902-003

SUB-SERIES:

~~COA 040~~ ARCHIVED  
DO NOT DESTROY

MOT  
1-441

SUBJECT: FORESHORE CONTROL  
PORT NAIKATO  
RAGLAN C.C.

MOT-263

File Opened: 3.7.1970 File Closed: \_\_\_\_\_

Previous File: \_\_\_\_\_ Subsequent File: \_\_\_\_\_

OTHER RELEVANT FILES

Subject: \_\_\_\_\_ File No. \_\_\_\_\_

**ARCHIVES**

TRANSIT DIRECTIONS

DISPOSAL CATEGORY: **A**

Folio	Referred to	Date	Actioned by		Referred to	Folio	Date	Actioned by		Referred to	Folio	Date	Actioned by	
			Initials	Date				Initials	Date				Initials	Date
	Open				Deen		22/3/82							
	Deen	16.3.77			Deen		8/4/82							
	Deen	1.4.77			Deen		29/4							
	Deen	29.8.77			Deen		4/10							
	RMO	29.8.77			Deen		3/10							
	D. Sperry	29.8.77			Deen									
	D. Sperry	10/11/77			Deen									
	D. Sperry	19.12.77			Deen									
	D. Sperry	27.1.78			Deen									
	D. Sperry	8.2.78			Deen									
	RMO	26.9.78			Deen									
T9	D. Sperry				Deen									
	R. MO				Deen									
	D. Sperry	9.10.78			Deen		2/4/80							
	Deen	24.6.80			Deen		27/6/80							
	R.M.O	9.12.80			Deen		19/2/82							
	P. Sperry	19.12.80			Deen		5/12/80							
	P. Sperry	5.2.81			Deen		2/3/81							
	A. Nishi	3.6.81			Deen		15/6/81							

*The Port Waikato Order 1971*

ARTHUR PORRITT, Governor-General  
ORDER IN COUNCIL

At the Government House at Wellington this 18th day of  
October 1971

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to sections 8A and 165 of the Harbours Act 1950,  
His Excellency the Governor-General, acting by and with the  
advice and consent of the Executive Council, hereby makes  
the following Order.

ORDER

1. (a) This Order may be cited as the Port Waikato Order  
1971.

(b) This Order shall come into force on the date of its  
publication in the *Gazette*.

2. In this Order—

“The Act” means the Harbours Act 1950;

“The Council” means the Raglan County Council;

“Foreshore” means such parts of the bed, shore or banks  
of a tidal water as are covered and uncovered by the  
ebb and flow of the tide at ordinary spring tides;

“Minister” means the Minister of Marine and Fisheries;  
and includes any officer, person or authority acting by  
or under the direction or authority of the Minister.

3. There is hereby granted to the Council for a period of 21  
years from the commencement of this Order, the control of  
foreshore and waters described in the First Schedule to this  
Order subject to the provisions of sections 8A and 165 of the  
Act, and to the conditions specified in the Second Schedule to  
this Order.

FIRST SCHEDULE

DESCRIPTION OF FORESHORE AND WATERS

ALL the foreshore and waters of the Tasman Sea and the  
Waikato River bounded by a line commencing at high-water  
mark at a point in line with the extension of the western  
boundary of Lot 2, D.P. S. 4761, thence due north into the  
Tasman Sea for a distance of 200 yards, thence generally  
northerly, at a distance of 200 yards from high-water mark  
to a point due north of the extremity of the southern spit at  
the mouth of the Waikato River, thence by a right line bear-  
ing 045° true to the opposite bank of the Waikato River, and  
then generally easterly by the line of low-water mark to a  
point bearing 315° from the most northerly point of Section  
5 40422L and thence by a right line in a 135° direction to high-  
water mark on the opposite bank of the Waikato River, and  
thence generally westerly along the line of high-water mark to  
the point of commencement.

SECOND SCHEDULE

CONDITIONS

1. Her Majesty or the Governor-General and all officers in  
the Government service acting in the execution of their duty  
shall, at all times, have free ingress, passage, and egress into,  
over, and out of the foreshore and waters described in the  
First Schedule to this Order.

2. Nothing in this Order shall authorise the Council to do or  
cause to be done anything repugnant to or inconsistent with  
any law relating to the Customs or any provisions of the  
Harbours Act 1950, that is or may hereafter be in force.

3. The rights, powers, and privileges conferred by this Order  
in Council shall not apply to those portions of the foreshore  
required for securing the shore ends of any telegraph cables  
that are at present or may be at any time laid down within  
the area of foreshore described in the First Schedule to this  
Order.

4. The Council may enclose any part or parts of the fore-  
shore described in the First Schedule to this Order for the  
purpose of holding sports meetings or games, and may, by  
bylaws, fix a charge for admission to any such enclosed part  
or parts: Provided that the total number of days on which  
any particular part of that foreshore is so enclosed shall not  
exceed 6 in any 1 calendar year.

5. Nothing in this Order shall authorise the Council to  
remove or cause to be removed from the foreshore described  
in the First Schedule to this Order any stone, sand, shingle, or  
shells without the consent in writing of the Minister being first  
obtained.

6. The rights, powers, and privileges conferred on the  
Council by this Order may be at any time resumed by the  
Governor-General, without payment or any compensation what-  
ever, on giving to the Council at least 6 months' notice in  
writing. Any such notice shall be sufficient if given by the  
Minister and delivered at or posted to the Council at its public  
office.

P. J. BROOKS, Clerk of the Executive Council.

(M. 54/14/28)



# MINISTRY of TRANSPORT

## MARINE DIVISION

PRIVATE BAG, AUCKLAND 1  
TELEPHONE: 773 400

CUSTOM HOUSE  
QUAY STREET  
AUCKLAND

**FILE** 54/20/33

Date.....  
15 August 1983

.....  
The County Clerk  
.....  
Raglan County Council  
.....  
P.O. Box 1  
.....  
Ngāruarua

DISPATCHED  
15 AUG 1983  
BY RECORDS

Dear Sir

### APPLICATIONS FOR SECTION 178 APPROVAL : LOCATION PLANS

In future all applications received in this office for approval in terms of Section 178 of the Harbours Act 1950 should be accompanied by a location plan containing sufficient information to accurately locate the site of proposed structures.

This information should be shown as either latitude and longitude co-ordinates or as a bearing and distance measurement from some fixed locatable point such as a prominent headland or trig point.

Yours faithfully

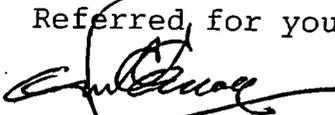
P.D. Spackman  
for Regional Secretary for Transport

Rmo

cc

~~SA 30/11~~  
The Regional Secretary  
AUCKLAND

Referred for your information.

  
W. McCarroll  
ASA

~~Mr Gordon H. Forbes  
Secretary  
Tainui Maori Trust Board  
11 Knightsbridge Place  
HAMILTON~~

Dear Mr Forbes

Thank you for your letter and enclosures of 14 October 1982 regarding the control of the West Coast Harbours of Kawhia, Aotea and Whaingaroa (Raglan).

I have carefully considered your proposals that these three harbours be placed under Maori communal control with your Board being the duly constituted and recognised authority, and having the role to manage, conserve and develop the fish, shellfish and other marine resources of these harbours on a tribal basis, rather than on an individual basis.

In this connection I note that you are aware that not all activities on foreshores and coastal waters are covered by the provisions of the Harbours Act 1950. For example the management of the fish and seafood resources is the responsibility of my colleague the Minister of Agriculture and Fisheries under the Fisheries Act 1908.

I appreciate the reasons for your proposals. However the current policy is based on the approach that in crown ownership, all foreshores and coastal waters, including as appropriate harbours, should be preserved and developed for the benefit and enjoyment of all New Zealanders and, therefore, the management of foreshore and coastal waters should be undertaken by a representative local or regional body which can respond to all local conditions. This includes the local or regional body taking into account the views of all community interests and the users of the particular area. Overall the system of a grant of control to a local or regional body for the management of foreshores and coastal waters has proved to be successful with all sectors of the community involved in developmental proposals.

On this basis I prefer to continue the present policy for management of foreshores and coastal waters rather than change to give effect to your proposals which would mean control by one section of the community.

In so far as the Kawhia Harbour is concerned my Ministry is at present processing an application from the Waitomo District Council for a grant of control of foreshore, riverbeds and waters within and adjacent to the District. The Kawhia Harbour is excluded from this proposed grant of control, but I understand that discussions are at present being held between the Waitomo District Council and the Otorohanga District Council with a view to a joint application being made under the Harbours Act 1950 for control of all the waters, foreshore and seabed of Kawhia Harbour. While the Otorohanga District Council already has a grant of control over some areas of foreshore in Kawhia Harbour, a joint application for the whole of the harbour would remove the confusion over who controls particular areas.

In the event of appropriate proposals being finalised they will be advertised and interested parties will have the opportunity to forward their written comments and objections for my consideration.

In connection with the Whaingaroa Harbour (Raglan Harbour), the situation is that on 19 November 1979 the Raglan Harbour Board was granted control of all the Harbour's foreshore pursuant to section 165 of the Harbours Act 1950. The Order-in-Council granting control for a period of 21 years was published in the New Zealand Gazette of 29 November 1979 page 3700.

In conclusion I am enclosing booklets published by the Ministry relating to the control of the intertidal zone. If you require further information please write to the Regional Secretary, Ministry of Transport, Auckland.

Yours sincerely

(Sgd) GEORGE F. GAIR

George F. Gair  
Minister of Transport



# Ministry of Works and Development

District Office

Dey St.

Private Bag, Hamilton

Telephone 62 899. Telex NZ 2777

Inquiries to

Date

Our ref

Your ref

## DISTRIBUTION

1 The Commissioner of Crown Lands  
Department of Lands and Survey  
P O Box 460  
HAMILTON

ATTENTION R McQuoid

→ 2 The Regional Secretary  
Ministry of Transport  
Private Bag  
AUCKLAND

ATTENTION Mr Spackman

Your letter 54/20/33 of 19 March 1982 refers.

3 The Conservator of Forests  
NZ Forest Service  
P O Box 39  
AUCKLAND

ATTENTION R W Dale

Your letter 45/12/1 of 9 March 1982 refers.

4 The Resident Engineer  
MWD HAMILTON





**Ministry of Works  
and Development**

District Office

Dey St.

Private Bag, Hamilton

Telephone 62 899. Telex NZ 2777

Inquiries to Mr S G Colson Date 7 April 1982

Our ref 60/15/4

Your ref

The Manager  
Murray North Partners  
P O Box 9041  
HAMILTON

ATTENTION Mr N Lewthwaite

Dear Sir

**TOWN AND COUNTRY PLANNING :  
RAGLAN COUNTY DISTRICT SCHEME REVIEW**

The following information and discussion is provided in response to our meeting of 5 March 1982 to which your letters dated 10 March refer. The outstanding matters relating to provisions concerning coal mining, proposed coastal reserves and the Huntly power station will be sent under separate cover in due course.

**1 SCHEDULE OF PUBLIC WORKS :**

The attached schedule of public works has been prepared and corrected on the basis of your draft. The following changes should be noted.

- a The schedule includes all requirements of the Minister of Works and Development, with the exception of proposed reserves. The Department of Lands and Survey is undertaking a revision of proposed reserves.
- b The Port Waikato Fire Station (Proposed) is included although this is a requirement of the NZ Fire Services Commission. No other fire stations are included and the commission should be consulted.
- c Council reserves included in your draft schedule have been excluded. The gazette references have been checked to ensure that the control for these reserves has been vested in council. This applies to the following work numbers :  
  
C32, C42, C44, C58, C79, C91, C92, C94,  
C99, C100
- d The designation of the primary school and post office in Rotowaro township is required until such time as the closure of these works is prompted by State Coal Mines proposal to opencast the area. A request to uplift the designations will be issued at the appropriate time.

- e Natural gas facilities such as the valve station on Tikotiko Road (item C45) is deemed to be a public utility under section 64(1)(c) and is not required to be designated.

2 WILDLIFE :

Mr Cheyne of the Wildlife Service, Department of Internal Affairs is preparing a statement on the wildlife resources of the county which will be forwarded shortly.

3 RAGLAN, AOTEA HARBOURS AND COASTAL AREAS :

I agree that any attempt to incorporate detailed provisions of a maritime planning nature in the scheme would involve considerable resources of time and effort. Therefore your suggestion to explain the current administrative procedures in the district scheme is appropriate. The Marine Division of the Ministry of Transport has confirmed that the position is as follows :

a Port Waikato

The Raglan County Council has the delegated authority for Port Waikato, both waters (under section 8A of the Harbours Act 1950) and foreshore (under section 165 of the Harbours Act 1950) on the south side. Its area of authority extends from the river mouth to the sea.

b Raglan Harbour

The County Council also acts as the Raglan Harbour Board which has the delegated authority for the waters and foreshore of Raglan Harbour.

c Aotea Harbour

The waters and foreshore of the Aotea Harbour are controlled by the Crown.

d Administration

Should anyone wish to construct a jetty, wharf or any other structure under the Harbours Act 1950, they must apply to the Raglan County Council in the case of the Raglan Harbour and Port Waikato and to the Marine Division, Ministry of Transport, Auckland in the case of the Aotea Harbour.

If the local authority approves a proposal, it must then be forwarded to the Ministry of Transport for their approval before the local authority issues a licence.

Before any proposal is approved by the Ministry of Transport, it is their policy to consult the local authority.

e Marine Farming

In the case of a proposal to carry out marine farming an application for a licence must be made to the Ministry of Agriculture and Fisheries. The application is advertised for public submissions for at least two months and the Minister must uphold objections which meet the criteria of section 7 of the Marine Farming Act 1971.

At the same time, the Ministry of Agriculture and Fisheries must refer the application to the Ministry of Transport for its approval who in turn, must consult with adjacent territorial authorities or harbour boards and grant of control authorities in the area. In this case, the Raglan County Council qualifies in all instances. The ultimate decision is made by the Minister of Agriculture and Fisheries.

4 LIMITED ACCESS ROADS :

No sections of state highway in Raglan County have been declared limited access roads.

5 FORESTRY :

The provisions made for forestry in the draft review are generally most satisfactory. In particular, the use of the Forestry Development Notice concept is appropriate. However, I have some suggested amendments which would improve the detail provisions. I refer you to paragraph 705.1, page 54 of the draft document.

In clause (iii) it would be preferred if a brief description or outline were given of the principle management techniques proposed to be used. This could include information on pruning, thinning and expected harvest method and use.

Information on the area to be used, species and an outline of management techniques could be supplied at the initial stages of the project. However, information required by clause (iv) would be more precisely known 3-4 years before harvesting. In other words, it would be more appropriate to require notice of harvesting volumes, method and use at this time.

I trust these comments will assist the preparation of the Raglan County review.

Yours faithfully

*Stephen Colson*

S G Colson  
for District Commissioner of Works

Encls



Private Bag  
AUCKLAND  
TELEPHONE: 773-400

Customhouse  
Quay Street  
AUCKLAND

54/20/33

19 March 1982

The District Commissioner of Works  
Ministry of Works & Development  
Private Bag  
HAMILTON

Attention: Mr Coulson

Dear Sir

**RAGLAN COUNTY COUNCIL: DISTRICT SCHEME**

Further to our telephone conversation of 17 March 1982, in regard to the above.

I am sorry to say that I get confused on some matters, I trust what follows will clarify this.

Raglan County Council has been delegated the administration of Port Waikato, both waters (under Section 8A of the Harbours Act 1950) and foreshore (under Section 165 of the Harbours Act 1950) on the southern side.

Raglan Harbour is under the control of the Raglan Harbour Board and this board has also been delegated the administration of the foreshore.

Aotea Harbour is controlled by the Crown, both waters and foreshore.

It is our policy to consult with local authorities in regards to the use of foreshores and waters in their areas.

In the case of local authorities which have been delegated administration of the foreshore and/or waters, the public would contact them. They would have first consideration of the proposal and if they approve the proposal, they would then forward it onto us for our consideration. Upon our approval these authorities would administer the licensing.

If the local authority does not have delegated control, in the process of our consideration we would request their comments.

In the case of Marine Farming, the Ministry of Agriculture and Fisheries is the authorising body. They contact our Head Office to obtain our Minister's consent. Head Office contacts this office to obtain Regional comments on the proposal. At the same time they contact local authorities to obtain their comments.

I trust this answers all your questions, if you have any further queries please contact the writer.

Yours faithfully

J. M. Dean (Miss)  
for Regional Secretary for Transport

LW

Private Bag  
Auckland  
Telephone: 773-400

Customhouse  
Quay Street  
Auckland

54/20/33

14 April 1981

The County Engineer  
Raglan County Council  
P. O. Box 1  
NGARUAWAHIA

Attention: Mr R. B. Murray

Dear Sir

FORESHORE PROTECTION WORKS : PORT WAIKATO

Your letter of 9 April 1981 ref. P2/6 refers.

As discussed by telephone, provided the rocks  
are placed above M.H.W.M. the approval of this  
Ministry would not be required.

Yours faithfully

  
P. D. Spackman  
for Regional Secretary for Transport

# RAGLAN COUNTY COUNCIL

TELEPHONE 8 6 3 3

Our Reference P 2/6

If calling, please ask for

Mr R.B. Murray



ADDRESS ALL  
CORRESPONDENCE TO  
THE COUNTY CLERK

P.O. BOX 1  
NGARUAWAHIA

9 April 1981

Regional Secretary for Transport,  
Marine Division,  
Ministry of Transport,  
Private Bag,  
AUCKLAND.



Dear Sir,

## Protection of Foreshore at Port Waikato

I refer to your letter of 12 March 1981, Ref. 54/20/33 addressed to Mrs R.J. Thomas with a copy minuted to this office.

The area of foreshore at Port Waikato to which Mrs Thomas refers has obviously eroded to a considerable extent over a long period of years, and it is likely that further changes will take place. The attached survey sketch from Birch, Madsen and Partners, of recent date shows the current foreshore line in relation to legal section boundaries and demonstrates that the old public road is now well out beyond HWM, as indeed it was shown to be on some old survey drawings in our possession.

It is proposed to offer a measure of protection to the foreshore by the erection of random-placed stone walls at or just below HWM, in the areas shown on the drawing and further indicated on the colour photos. Rock is to be salvaged from the river bank upstream of the wharf and hand placed as facing material. No major footings or other works are proposed.

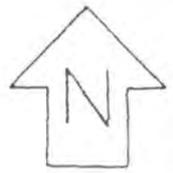
Will you kindly arrange to inspect the work and approve in due course.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'R.B. Murray'.

R.B. Murray,  
County Engineer.

RBM:LC



WAIKATO RIVER

Public Rd

63

edge

ALLOT. 115

Areas of Random Rubble Protection

New Ramp

Angle of view of colour photos NOT FORMED submitted

31

conc area

30

29

Existing Ramp

28

bank

32

36

37

38

27

BIRCH, MADSEN & PARTNERS

64 KING STREET  
PUKEKOHE  
PH 86-369

QUEEN STREET  
WAIKUKU



member of  
D.N. BOAK  
CONSULTANT

REGISTERED SURVEYORS  
CONSULTING ENGINEERS  
TOWN PLANNERS

PREPARED FOR W & R.J. THOMAS

DRAWING TITLE PLAN OF PART PORT  
WAIKATO PROPERTY

DESIGN

OFFICE

SCALE 1:500

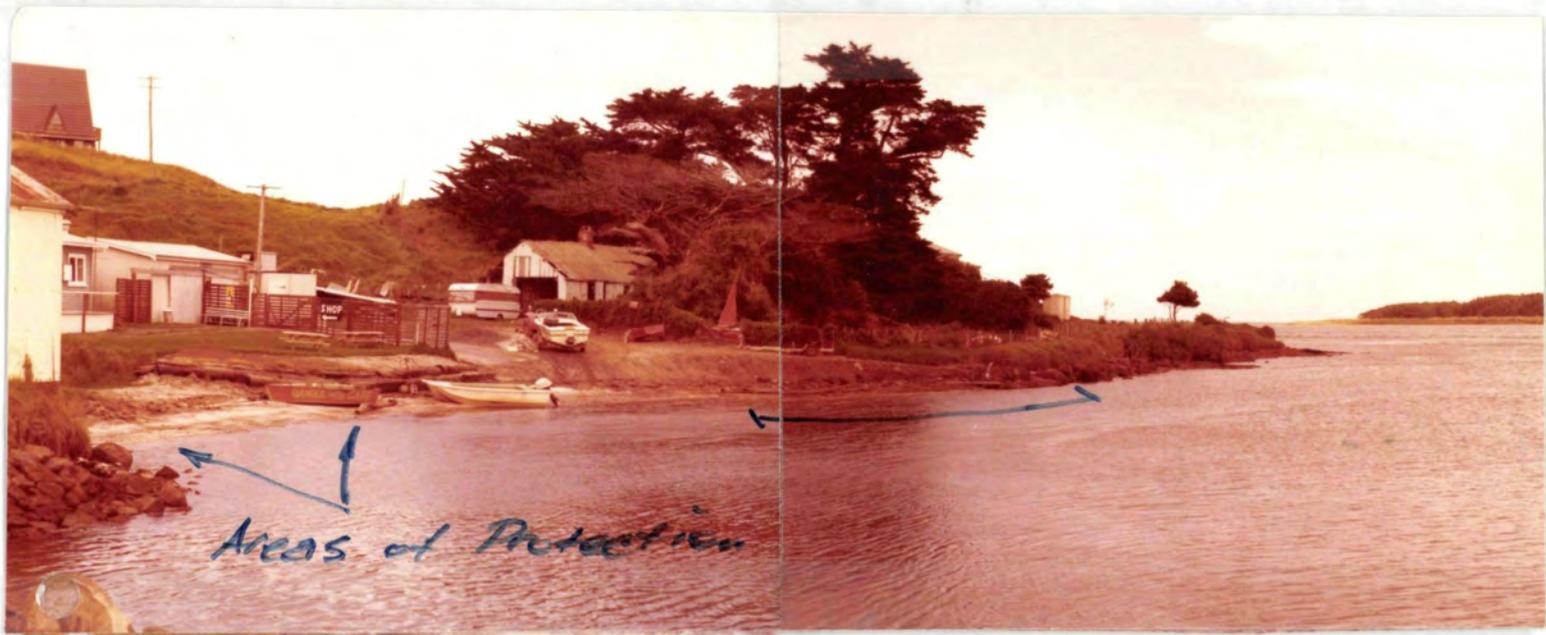
DATE 10 2 81

FILE NO

SHEET NO

M-778

1



Areas of Protection

**PHOTO**

**PRIVATE BAG  
AUCKLAND  
TELEPHONE: 773-100**

**CUSTOMHOUSE  
QUAY STREET  
AUCKLAND**

**51/20/33**

**12 March 1981**

**Mrs R. J. Thomas  
Mercer Ferry Road  
R.D.1  
TUAKAU**

**Dear Mrs Thomas**

**PORT WAIKATO : PROTECTION WALL**

**Thank you for your letter of 2 February 1981. I regret the delay in replying to your letter and hope this has not inconvenienced you.**

**... Before approval could be considered we would need plans showing the location and structural design of the wall. I have enclosed a booklet to give you additional information.**

**As the area concerned is in the Grant of Control area for Raglan County Council these plans should be submitted to them. Once they are satisfied with the proposal they apply to this Ministry for approval on your behalf.**

**Should you have any queries at this stage please do not hesitate to contact the writer.**

**Yours sincerely**

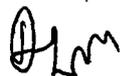
**D. W. le Marquand  
for Regional Secretary for Transport**

**Encl.**

**COPY TO:**

**County Clerk  
Raglan County Council  
P.O. Box 1  
NGARUAWAHIA**

**Copy for your information.**



**D. W. le Marquand  
for Regional Secretary for Transport**

File.  
~~5172~~



Mercer Ferry Rd.,  
R.D. 1,  
TUAKAU.

2nd February, 1981.

Ministry of Transport,  
Marine Division,  
Private Bag,  
AUCKLAND.

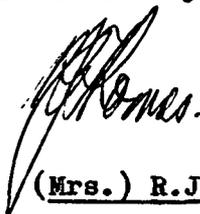
Dear Sir,

re Port Waikato - Protection Wall.

I have been in touch with the local Raglan County Council, and I understand from them that I have to obtain your permission before I build a retaining wall to protect my land at Pt. Waikato. I hereby apply for your permission to place rocks and stones where the river and the sea have eroded the land. Legal description Sections 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, Blk Vlll, Maioro S.D., C.T. 901/192. This land is adjacent to the wharf at Port Waikato, and as this wharf area has been protected satisfactorily by filling with rock, I have decided I would be wise to follow suit.

I trust this meets with your approval.

Yours faithfully,

  
(Mrs.) R.J. THOMAS.

COPY TO: R.C.C.

210 Post office,  
Port Waikato,  
Taranaki.  
08/12/80



Dear Sir,

Enclosed is a copy of a letter sent to Head of the Region Council, Mr. Brownlee, and to the Secretary of the Port Waikato Ratepayers Association.

This letter is further to our telephone conversation today.

Dear Sir,

We would like to lodge an objection to the bulldozing of a public beach at Port Waikato and the reclamation of the beach to such an extent, so at full tide there is very little beach left for recreational purposes, and when you do find a spot to sit or swim,

you have to contend with fish  
scales and mud which have been  
washed from the commercial fishing  
boats on to the beach, and straight  
into the river. In the heat of  
the summer, this could be a health  
hazard, and not to mention the  
stink.

Also we would like to know  
how five commercial fishing boats  
are allowed to work off a public  
beach.

Surely a handful of fishermen  
cannot dictate to the rest of the  
public, how the beach is going  
to be formed and used.

Yours faithfully,  
Mrs J. M. Steer

Mr. P. Steer



Complaint from

Mervyn Deed

Commodore

Yacht Club at Port

Waikato

ph Pukekohe Exchange  
886 Okewhero.

Local fishshop <sup>owner</sup> bulldozing onto  
beach building a ramp.

MINISTRY OF TRANSPORT

MOT 1542

BRUCE HURBERT EMS  
RAGLAN C.C.

TELECOMMUNICATION MESSAGE FORM

9/12/80

Date Stamp

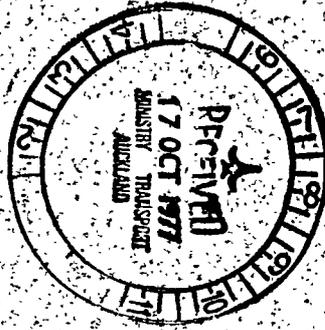
Mrs Steit rang explaining that a  
small beach kiosk to the fish shop  
at Port Waikato has been bulldozed.  
She is a member of Port Waikato ratepayers  
association & cannot obtain info from  
the Raglan Beauty Bureau whom I believe  
has foreknowledge of what is involved in the  
area.

Do you know anything about this  
work.

Mrs Steit phone: 874 Port Waikato

*Memo here on 54/27/77*

JH:LR



Our Ref: 54/14/28

Your Ref: 2/5/7

12 October 1977

County Clerk  
Franklin County Council  
Private Bag  
PUKEKAHE

Dear Sir

RAGLAN COUNTY COUNCIL - PORT WAIKATO ORDER 1971

I am pleased to advise that on 5 September 1977 the Governor-General signed an Order in Council granting control of foreshore and waters for a period of 21 years to the Raglan County Council.

Enclosed find extracts from New Zealand Gazette.

Yours faithfully

J. Benjamin  
for Secretary for Transport

Encl.

cc. Regional Secretary  
Ministry of Transport  
AUCKLAND

Attention: D Greig - 54/19/27

Copy for your information.

*Decimation of  
1971 Order in Council*

*Rms  
to  
S. J. [unclear]  
17/10/77*



Ministry of Works  
and Development

*File on Return*

District Office

Dey St.

Private Bag, Hamilton

Telephone 62 899

Telex NZ 2777

Inquiries to Mrs E J Carroll Date 30 May 1980

Ref 60/15/4

*The Secretary  
Road Transport Division.*

*H.O.T.*

*AUCKLAND*



TOWN AND COUNTRY PLANNING ACT 1977 : REVIEW OF RAGLAN  
COUNTY DISTRICT SCHEME

Raglan County Council is undertaking a review of the District Scheme and as a first step has prepared a pre-review statement in the form of a booklet entitled "Raglan County Plan - Discussion of Issues", a copy of which is enclosed, for your examination. Your comments are requested on any matters which you feel should concern Government generally or your department in particular, so that these matters may be raised at discussions to be held with the Council at a later date.

Would you also check the operative district scheme to ensure that any existing or possible future works for which your department is responsible are adequately recorded and if not, advise this office so that requirements to designate such works may be included in the Review.

Copies of the operative district scheme may be inspected at:

- a Town and Country Planning Division, MWD, Wellington.
- b District Office, MWD, Dey Street, Hamilton.
- c Resident Engineer's office, Knox Street, Hamilton.
- d Raglan County Council, Ngaruawahia.

This is your opportunity to be involved in the form of development that takes place in Raglan County and to ensure that your needs are met for the next five years. If you wish to be represented at future Council discussions please advise when your comments are forwarded, to reach this office, no later than Friday 29 August 1980 please.

B J Butcher  
District Commissioner of Works  
Per

(E J Carroll)

Encl

# **RAGLAN COUNTY PLAN**

## **DISCUSSION OF ISSUES**

**this is the pre-review statement  
of objectives and policies  
required by s.60 of the town  
country planning act 1977**

**march 1980**

RAGLAN COUNTY PLAN  
DISCUSSION OF ISSUES

Prepared by Murray-North Partners Ltd  
Hamilton

Special Acknowledgement: Waikato Valley Authority  
"Raglan County Resources Survey"  
which provides much of the data  
concerning physical resources on  
which this Statement has been based

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## INTRODUCTION

### Purpose of Booklet

1. In order that local people can have a say in how their area develops the Town and Country Planning Act 1977 requires every Local Authority to prepare and operate a Plan or "District Scheme". People may contribute their ideas now while the plan is being prepared. Appendix 2 indicates the matters which Council may be concerned with in preparing the plan.
2. One of the main purposes of planning is to ensure that investments by public agencies, private organisations and individuals are efficiently provided for. The District Scheme is concerned with the co-ordination of development to ensure that the timing and location of investment achieves the most efficient uses of resources and secures social and economic benefits for the community.
3. Every County Plan must be reviewed after five years. This allows local people the chance to take stock of the changes that have occurred over five years and to see whether the Plan still provides for and encourages the types of development desired.
4. As can be seen from the next section, this booklet (the Pre-Review Statement) is perhaps the most important part of the review. Its aim is to initiate public comment so that Council can formulate objectives and policies which recognise the many different needs of people in the County.
5. Therefore, in the Pre-Review Statement, attention is focussed on the basic issues which need to be tackled in planning for the County's future development, However, this exercise will be worthwhile to the extent that the public and interested groups take up the invitation to comment on this booklet and tell Council their ideas.

### What Kind of Plan?

6. In practice the major decisions affecting the County are made outside of the area - e.g. Governmental and private corporation investment decisions - but in many cases these may be influenced by the provisions of the County Plan. Council's concern is not with producing a rigid plan for determining the physical form of development but with setting guidelines for changes and co-ordinating the activities of various authorities in the area.

Procedure for Review of the County Plan

7. The procedures for a review of a County Plan (District Scheme) are designed to give people full opportunities to protect their own interests and to contribute to the preparation of the plan. The steps to be undertaken are outlined in the following chart:

Steps Taken by the Council	Approximate Date	Steps Taken by Other People
1. The Council puts forward its ideas for the new County Plan in this booklet. This Pre-Review Statement is made public. The Council asks for comments and suggestions on its ideas.	May 1980	
2.	Until Sept. 1980	People can make comments to the Council about the ideas in this Pre-Review Statement.
3. The Council considers all suggestions and draws up a new Plan. This new Plan is advertised in the newspapers and Council sends a notice to every rate-payer.	November 1980	
4.	February 1981	People have three months to comment or object.
5. Council advertises all the objections.	April 1981	
6.	May 1981	One month is allowed for people to tell the Council if they are for or against the objections.
7. Council holds meetings to consider the points of view of people who object to the new Plan and people who are for or against those objections. Council decides - either to amend the Plan or leave it as it is.	June, 1981	

8.	July 1981	Any person who objected to the Plan (or supported it) can appeal to the Planning Tribunal if they do not like the Council's decision.
9.	January 1982	The Tribunal considers the case - taking account of what the objector and Council says, and may direct the Council to amend the Plan.
10. Council incorporates all objections that have been allowed and announces that the Plan is operative.	March 1982	

THE PRESENT SITUATION

The People

8. The most recent statistics of any value in determining changes in population - including e.g. their places of residence, and occupational status - are from the 1976 census. We should be wary of basing policy on such statistics, especially as the reviewed District Scheme will be expected to take the County through beyond 1985.
  
9. Some indication of present trends may, however, be gained from the 1976 census. These results clearly show a marked increase in population in the Raglan Town and Huntly vicinities - particularly an increase in the numbers of young people and those engaged in building and construction activities. To what extent this has continued through till 1980 is open to contention. Over the last two years there has been a general downturn in building and construction nationwide. In Raglan County this is reflected in the decrease in numbers of building permits issued. Furthermore, the completion of heavy construction phases at the Huntly Power Station would suggest that people may have left that area as well.
  
10. On the other hand, between 1971 and 1976 there was a significant movement into Raglan Township and environs of people over the age of 65. In the more isolated areas of the County a decrease in population in this age group was experienced, whereas most other age groups increased numerically.
  
11. Just what can be reliably determined from the 1976 census figures regarding 1980 and beyond depends on the factors taken into consideration. For instance, the following estimates of future population were made in 1974 and formed the basis of the present District Scheme.

1976	8,700
1981	8,150
1986	7,700
1991	7,350

12. In 1976 the actual population was 9,885, 14% greater than estimated two years previously. Neither the population increases due to the Huntly Power Station nor the popularity of Raglan as a holiday and retirement settlement had been anticipated.
13. The Department of Statistics in 1976 produced projections indicating a rapidly declining population for the County. These projections were based on purely demographic factors and no attempt was made to allow for future economic development, or other non-demographic factors. This clearly means that our understanding of future population in Raglan County will have to be derived from informed guesses about likely future developments.
14. Significant aspects of Raglan County's future depend on world markets for agricultural commodities and government policy. The government's policies on energy will be important. The opening and expansion of coal mines could arrest the downturn in mining employment in the Huntly region, for example, and government policy of the future could encourage the growth of new crops in the County for energy production. Higher costs for energy relative to labour could result in greater needs for rural workers to live in the county.
15. Because population trends are so uncertain it is important that the County Plan is flexible and does not restrict development unnecessarily.

#### The Land

16. Raglan County is characterised by a number of distinctive environmental features. Climatically it is influenced by being adjacent to the western coastline and by the relatively high country extending over part of the County.
17. Both climate and topography form a basis on which pastoral farming, by far the most dominant land use, has developed. In 1976 over 70 percent of the county was in grasslands, with less than 2 percent in productive forestry or cropping.

Table 1 shows livestock numbers in recent years.

TABLE 1

Raglan County - Numbers of Livestock (June)

('000s)

	<u>1971</u>	<u>1975</u>	<u>1979</u>
Sheep	1,196	1,050*	1,233
Cattle (Beef)	125	163	159.5
Cattle (Dairy)	51	44	45.1
Pigs	N/A	7.5	7.2

Source - Department of Statistics Agricultural Statistics  
1971-2, 1975-6, and 1979 (\*estimated)

18. While there is scope for further intensification, and some extension of livestock farming in the hill country, perhaps the greatest opportunities in the County for further agricultural development occur in the Pukekawa, Huntly, Raglan and Te Pahu areas.
19. The same hill country which has enabled the development of pastoral farming also suffers serious accessibility problems. Poor roading in the western areas increases the costs involved in farming. Difficulties in access have also influenced patterns of settlement and servicing. Residents in the northern areas, Pukekawa and Onewhero for instance, look to the Auckland area for services and markets for their agricultural produce. The more central areas of the County are encouraged by the pattern of roading to utilise the services of Huntly and Ngaruawahia Boroughs, and south eastern parts of the County look to Te Awamutu.
20. Raglan County is particularly well endowed with mineral resources which, given the current energy crises combined with recent trends toward policy favouring major industrialisation in New Zealand, is likely to have major impacts on the County in the longer term.

RURAL AREAS

21. There are a number of issues in rural areas requiring planning attention. In the following sections a number of these problems are discussed. The present pattern of land use is shown on Map 1.

Diversification of Land Use

22. One of the problems facing many farmers in Raglan County is a relative lack of potential for diversification. A major part of the agricultural land in the County is limited in use by factors such as slope or soil type.
23. The way land in the County is used is influenced by many things other than the physical character of land or climate. Other factors can be as or more important. For example, existing and potential export markets, the availability and cost of capital for development work, the experience of farmers, the advice available to them, the cost of transport to markets or processing plant, the taxation and subsidy policies of central Government, subdivision policies of local government and the attitudes of the local farming community are all important.
24. During the Review of the County Plan these issues will be examined to ensure that the Plan does not impose any unnecessary restriction on the use of rural land. By identifying the things which influence land use in the County the review will contribute toward the co-ordination of land use decisions. Future public investment in the County will be recorded.
25. Substantial opportunity for new crops and new forms of agriculture exist in the Onewhero-Pukekawa area particularly but also in the areas west of Huntly, near Raglan and around Te Pahu. More limited opportunity for new forms of agriculture exist in the hill country and scarplands in the County. Council has in mind a number of changes to the County Plan which could encourage diversification and so broaden the economic and social base of the County. These are discussed in the following sections.

Land Subdivision in Rural Zones and Rural Land Uses

26. One of the most controversial aspects of rural planning has been the question of rural subdivision and the consequences of various policies to deal with it. A common action of Local Authorities in the past has been to oppose and restrict closer subdivision in order to protect against possible loss of agricultural land and the uneconomic extension of basic services.
27. Recent thinking on the issue suggests that such a policy fails to reflect the complexity of the issue. Council policies on rural subdivision may have widespread implications not only for urban sprawl but for productivity and its diversification, the viability of small rural service centres, environmental quality and the population characteristics of an area. Subdivision policies have often conflicted with other policies. For instance, a policy to encourage a variety of rural activities in order to arrest the population outflow and improve the social and economic viability of rural communities could be hindered by efforts to preserve agricultural productivity by the strict controls that have been imposed on subdivision.
28. Obviously there is a need to be more discerning in the types of policies Council adopts on this matter. Neither a blanket restriction nor complete relaxation of control is likely to be in the County's interest. Policy must therefore be sensitive to the problems of different localities.

Present Subdivision Control In Raglan County

29. The present County Plan reflects Council's concern in the early seventies to control the apparently excessive demands for subdivision characteristic of the times. In 1975 Council increased the standard area permitted in Rural zones from 4 ha to 40 ha. Less than the 40 ha minimum standard is presently permitted if the area can be "an independent economic unit" or if it is suitable and is not contrary to the Public Interest and is unlikely to lead to a demand for services which cannot be economically met. These provisions raise a number of problems for development that may be expected in the future and there is a need to consider the various arguments for and against different policy.

Discussion

30. Arguments for and against more flexible subdivision guidelines have been the subject of much discussion. The main points against such subdivision may be summarised as follows:

- (a) it may lead to an uneconomic extension of services - power, telephone, mail, sewerage etc.
- (b) it may be uneconomic and have detrimental effects on agricultural production
- (c) it can put prime agricultural land into non-agricultural and (by implication) non-productive uses
- (d) smaller farm lots increase the density of population and may endanger environmental qualities - soil, water, vegetation and landscape
- (e) if some rural subdivision is permitted in an area this will act as a precedent and the Local Authority will not then be able to successfully prohibit further subdivision.

31. Although still used throughout New Zealand to support restrictive subdivisional controls, many of these disadvantages are debatable. For instance, rural subdivision has been suggested by some studies not to reduce productivity and actually to improve the economic efficiency of land use. Point (e) above suggests that authorisation of a few subdivisions will constitute a "foot-in-the-door" for others. Logically however there seems to be no reason why a Local Authority could not control future subdivision where control is justified.

Points often made in favour of allowing more flexible policies for rural subdivision are:

- (a) it encourages more intense and diverse farming and expands the economic base of the area
- (b) it is one of the few effective means available to a Local Authority of bringing people to country districts and so maintaining the economic use of existing schools, shops and community services
- (c) a minimum subdivision size tends to become the standard size. This does little to keep agricultural land and encourages unproductive use by forcing people to own more land than they need

- (d) it provides younger farmers the opportunity to buy land suited to their financial capacities rather than forcing them into larger holdings, larger mortgages and the resultant financial difficulties
- (e) in some cases, it would increase the productivity of the land
- (f) it recognises the importance of people living in country areas and that a rural lifestyle is not the exclusive right of farmers
- (g) if there is a legitimate need for rural subdivision to meet a demand for country living, it is not the function of planning to prohibit this in suitable areas.

Questions for Consideration in Reviewing the County Plan

32. The Council intends to consider the following matters in reviewing the County Plan:
- (a) To what extent is rural subdivision a problem in Raglan County? Has it led to the problems outlined earlier or have existing subdivisions exhibited the advantages claimed?
  - (b) Is it the wish of Raglan County residents to maintain the economic and social viability of existing settlements, and do the present controls on subdivision encourage this?
  - (c) Have the circumstances which led to strict control in 1975 changed since then, given the downturn in the economy, the low general level of demand for subdivision and building permits?
33. If the blanket restrictions in the present District Scheme were continued, the remaining rural population is likely to face increasing isolation, deteriorating services and higher costs for commodities. In conjunction with the ongoing energy crises and higher costs of transportation, restrictive subdivision standards could result in the further centralisation of population and services for rural areas. More flexible subdivision policies could not only support greater agricultural diversity in the County but also positively encourage rural social development.

### Proposed Policy

34. In considering these questions, two objectives will be pursued:

- (a) to stabilise the rural population and encourage the movement of people into the area so as to retain and improve community services and facilities
- (b) to permit a wider range of farm and non-farm activities and land uses while still protecting against uneconomic extension of services and loss of agriculturally productive land.

35. Subdivision proposals will be assessed according to guidelines developed from the following principles:

- (a) subdivision should
  - (i) create sites that are suitable for use in a manner which is permitted by the plan
  - (ii) be in keeping with the existing social and environmental character of the area, by for example, contributing to the development of existing settlements
  - (iii) contribute to the economic and agricultural development of the area
  - (iv) be self supporting for water supply and sewage disposal
- (b) subdivision should not
  - (i) promote settlement in specified areas (e.g. areas close to highways or towns such as Ngaruawahia and areas having high value for the production of food would be specified, but development in existing small rural settlements would be encouraged)
  - (ii) require the uneconomic extension of services
  - (iii) have detrimental effects on soil, water or vegetation.

### Forestry

36. At present, there are no substantial exotic plantations of State Forest in the County. Moreover, preliminary investigations suggest that no extensive afforestation is likely in the foreseeable future. Winstone Forest Products Ltd has established a substantial exotic plantation near Ngaruawahia. This could encourage farmers to plant areas in exotics in that area.

37. On the other hand there is a trend towards small-lot plantations. In 1972 exotic forests in the County covered only 300 ha, by 1976 this had risen to 1032 ha, an increase of over 300 percent. Although not affecting large areas of land, it is becoming increasingly frequent for farmers to plant small areas for fencing uses or long-term commercial value. Significant on farm planting is also undertaken for water and soil conservation and amenity purposes.
38. In considering these trends, the County Plan Review will recognise forestry as a legitimate rural land use throughout the County. The Plan may require that Council be notified of all plantation proposals so that the implications for future harvesting, roading and servicing can be provided for in future plans.

#### Horticulture

39. Areas of relatively flat fertile land exist within Raglan County, and these are capable of supporting a wide variety of agricultural uses. There has been a marked increase in cropping, orcharding and the production of vegetables. In 1972 these activities occupied 800 ha, and by 1976 this had increased to over 2200 ha. Most of this increase has apparently taken place in the relatively easy volcanic plateau land around Pukekawa, and this development is expected to intensify in several parts of the County.
40. In this development however, there arises a potential conflict between horticulture and pastoral farming particularly close to hill country areas. The use of hormone weedkillers on surrounding livestock farms can lead to considerable damage to sensitive crops. In some counties vineyards are not permitted as of right for this reason.
41. It has been suggested that the conflict could be eliminated by ensuring that an adequate buffer protection zone is established around land to be developed for horticultural purposes. This however, assumes that Town and Country Planning should be involved in the allocation of certain areas to particular crops. It is highly questionable whether that would be a proper use of planning powers in the circumstances of Raglan County.

42. With regard to horticulture the Council proposes the following policies:
- (a) to provide for a full range of agricultural activity without giving particular preference to any particular form over another. Agricultural land management and choice of crop will not be subject to planning control
  - (b) to ensure that new agricultural uses and practices are considered carefully as they arise and where they would conflict with existing uses any controls that appear necessary will be introduced by change to the Plan

#### Intensive "Factory" Farming

43. Some forms of intensive farming such as large scale piggeries or poultry production, glass house horticulture or mushroom production can have side effects arising for example from disposal of wastes which require careful management. Council will set guidelines for the location of such farming activities to ensure that they do not cause significant nuisance to County residents. These are proper and legal activities however and they will not be subject to formal planning applications except in circumstances (e.g. close to a residential area) where they may create significant nuisance.

#### Rural Services and Facilities

44. Many rural services are provided for in the townships in the County but others can be properly located within rural areas. Facilities such as stock loading races, farm buildings such as shearing sheds, saleyards, agricultural contractors depots, truly rural industries which are better located in the country than in town, and craft industries or marae enterprises and recreation facilities such as golf courses, should be allowed in rural areas. Some of these activities now require a formal application for planning consent.
45. Council intends to make a wide range of these rural buildings and rural activities predominant uses (permitted as of right). It is clear that certain standards must be set to protect neighbours, and traffic safety, to ensure that there is enough space for the activities to function properly, and to protect the landscape.

46. Council will normally require planning consent to be obtained for industries processing agricultural produce (e.g. dairy factories, woolscourers, sawmills or alcohol manufacture). Realistic guidelines will be included in the plan so that persons proposing to open such an industry would be able to judge their prospects with reasonable certainty. Council is willing that its advisers hold discussions with any interested organisations who wish their point of view to be considered.
  
47. Some rural activities are short term (e.g. bull sales, gymkhanas, motorcross) and Council will consider making general provision for short term land use without formal planning consent. An application without notice may be required to enable Council to ensure that traffic safety and the wellbeing of residents are protected.

CONSERVATION OF RESOURCES

48. This section deals with resources which may require specific conservation action. Map 2 illustrates these resources.

Water Resources and Soil Conservation

- Ref → 6
49. Recent Waikato Valley Authority investigations indicate that Raglan County is relatively well-endowed with water resources. The County has an annual rainfall averaging 1500 mm and even during summer most of the streams retain a reasonable minimum flow.
50. The stream and drainage pattern reflects a watershed which approximately bisects the County with half draining to the Tasman Sea and Raglan or Aotea Harbours and the other draining to the Waipa and Waikato Rivers.
51. Approximately 10 percent of the County is covered by lakes or wetland areas. These serve as important water storage areas.
52. Instances of inadequate water and soil conservation arise in a variety of different circumstances in the County. At present Council can influence and ensure the proper management of water and soil only where major changes of land use are proposed. Under the Town and Country Planning Act 1977 Council does however have the responsibility to ensure that land uses are considered in a manner which protects the land from erosion, and has regard to the quality of the nearby water and the quality of the landscape. A major responsibility for the control of bad land management practices lies with the W.V.A. and the Soil Conservation and Rivers Act.
53. The W.V.A. has identified a number of areas in the County where there are high soil erosion risks. These generally comprise the steeper hill country and scarplands subject to slip and sheet erosion. In addition, wind erosion and deposition of sand occurs along practically the entire coastline particularly on the mobile sand dunes at the heads of the Raglan and Aotea Harbours.

54. A number of lakes and streams in the County are subject to various types of water pollution. Much of this has been found to result from the effluent discharges of the 470 or so dairy farms in the County. It is expected, however, that the increasing use of two pond oxidation systems and spray irrigation of wastes of these farms will reduce the impact on water quality.
55. The use of natural water for waste transport and assimilation may however interfere with other beneficial uses, such as recreation, wildlife and amenity purposes. Industrial discharges derive primarily from the Huntly West and Rotowaro coal mining areas and contain high concentrations of suspended solids and dissolved organic materials. Studies are presently underway to gauge the full extent of water pollution.
56. In the County Plan Review Council proposes to investigate ways in which the activities of various authorities responsible for dealing with water and soil matters may be co-ordinated and whether any particular actions should be taken by Council. Council will seek to:
- (a) provide for proper conservation of water and soil when urban and other developments taken place and when changes in land use occur
  - (b) provide, if found necessary, for controls on changes in land uses which are likely to result in deterioration of land resources, such as industrial development or mining
  - (c) provide basic information about the need to obtain water rights, and water classification.

#### Native Bush Remnants, Reserves and Wildlife

57. The largest areas of indigenous bush are contained in the Pirongia and Kariori Forest Parks and the Hakarimata Scenic Reserve. Aside from these major areas, several small areas of scenic reserve exist in the County. These are mainly composed of areas or small remnants of native bush. Several important wetlands with national or regional wildlife importance occur in the County. Council has two objectives in regard to these areas:

- (a) to encourage landowners to maintain remaining areas of natural bush and wetlands where suitable for conservation and recreational purposes
- (b) to investigate through the County Plan Review, various ways in which areas of native bush or other important areas may be maintained through the co-ordination of responsible authorities, and through recording the protection available in the County Plan. In this context Council has expressed concern at the effects of policies pursued by the Rural Bank.

### Coastal Areas

58. In the current District Scheme, a Coastal Protection Zone exists between the Mean High Water Mark and a line varying between 200 and 800 metres inland. The purpose of this zone is to safeguard the coastline from unsuitable forms of development and to achieve a co-ordinated approach in the provision of holiday homes or accommodation. The zone extends over a rather arbitrary area and its boundaries will be examined to ensure that coastal controls cover a sensible area in terms of topography and protection of the coastline.
59. Some parts of the Raglan Coast, particularly in the vicinity of Karioi Mountain, and the northern side of Raglan Harbour have unique beauty. Council will encourage the protection of these areas from development which would harm the beauty but intends to do so by encouraging private or Maori reservation, the use of conservation covenants and other voluntary measures rather than public purchase. Council will draft policies to encourage a co-ordinated approach to such areas.
60. The remote coast between Raglan Harbour and Port Waikato has little practical vehicular access, but legal access is available at a number of points. Council will seek to improve access to this area in a manner which will not damage its character as wild coastline.
61. Council will consider possible amendments to the present coastal protection zone to achieve the following purposes:
- (a) to exclude from development land which is subject to coastal erosion or flood

- (b) to concentrate holiday home development to limit its overall effect on the coastline and to provide for the economic extension of services.

#### Historic Sites

62. The County has a particularly wealthy heritage of pre-European sites in the coastal area. Many of these are specifically protected by law under the Historic Places Amendment Act 1975.
63. The Council will consider whether any of these sites, and whether any important records of the history of European settlement deserve listing or special protection. Any controls proposed by Council will contain special provisions to protect the rights of landowners who could be affected.

#### Raglan and Aotea Harbours

64. The beds of Raglan and Aotea Harbours are within the County, and it is a clear responsibility of the County to consider the relationship between land use and water use. Apart from obvious important recreational functions the harbours are also biologically important. Council's advisers are authorised to hold discussions with any interested parties to determine whether any particular maritime policies should be included in the County Plan.
65. This will require consideration of the effects of harbour side development such as residential development, port facilities, boat launching facilities and landing places, and mining, and their effects on the harbour. Activities within the harbour such as shell fishing and erection of jetties may be subject to adequate regulation but the County Plan should record the existence of such controls, for public information.

MINING AND ASSOCIATED ACTIVITIES

66. The history and development of Raglan County is closely associated with mining. Since the 1860's mining has been pursued for coal, fire-clay and other earth resources. Some of these have made significant contributions to the economic and social development of the County in the past and will likely continue to do so in the future. The mineral resources of the County and the points of current exploitation are shown on Map 3.
67. The most important recent developments are in coal mining. These stem from construction of the Huntly Power Station and the general increases in electricity costs.

Issues of Concern

68. With the recent upsurge in potential for mining activity, particularly that associated with coal, a number of issues are arising which require attention in the County Plan Review.
- (a) In the past, mining activities have given rise to extensive dereliction of land. Although contemporary developments have shown considerable improvement in landscape and amenity practices, Council is anxious to develop policy relating to the wise use and management of mineral resource development.
  - (b) High roading costs have derived from road use by heavy traffic. With the opening of new mines and the extension of existing operations, considerable increases in heavy traffic and the consequent deterioration of roads has occurred. Council wishes to see that when national resources are exploited to meet national needs, there is corresponding national contribution to provision of local services such as roads. Some such contributions have been made.
  - (c) There is a lack of any clear planning jointly between the County Council and the Mining Industry for future works in terms of their effects on other land uses and services. Many of the major coal operations are conducted by State Coal but all must be undertaken in accordance with the Coal Mines Act 1979. The effective development of the

District Scheme largely depends on the extent to which agencies such as State Coal can make their intentions known, and are willing to meet the reasonable requirements of the local community.

- (d) There are social and economic impacts on the residents of Raglan County arising from present and proposed developments in the mining industry. Of most immediate concern is the intention of State Coal to mine the area presently occupied by Rotowaro township.
- (e) The wider environmental consequences of mining activities. These include noise, dust, vibration, visual intrusion etc.

### Ironsands

69. The seaward boundary of Raglan County has an extensive sand resource. This sand may contain iron in sufficient concentration to justify working and in the future it may become economically attractive to begin its development. The Iron and Steel Industry Act 1959 regulates exploitation of Ironsands in some areas.

In Review process, Council intends to initiate consultation concerning:

- (a) various schemes for the long term management and exploitation of this resource
- (b) the environmental consequences of ironsands mining elsewhere and the relevance of this experience for Raglan County planning policy
- (c) the impact ironsands mining could have on the rich archaeological records in the coastal areas of Raglan County.

### Sand

70. Sand winning from the Waikato River is being undertaken on a large scale by several operators mainly in the Mercer-Meremere area operated from bases outside the County. Land based sand deposits are to be found adjacent to the Waikato River. The Waikato Valley Authority suggests that these could form a viable alternative to river based operations.

### Limestone

71. Raglan County contains limestone exposures at various localities some of which could offer a potential for future development. Present limestone quarrying is directed mainly towards supplying agricultural lime both within and outside the County. Major quarrying is currently being undertaken at Karamu and there are several smaller operations. Areas of potential development include Wairamarama, Onewhero, Port Waikato, around Raglan Harbour and Whatawhata.

### Metal

72. Several metal quarries exist in the County. The largest quarries are located on greywacke near Ngaruawahia and Huntly. These quarries serve the Hamilton area generally. Several smaller quarries meeting mainly local roadmaking and construction needs occur in greywacke and volcanic rocks in the Raglan, Te Akau, Waingaro, Waikaretu and Mercer areas. Substantial reserves exist, but transport costs demand exploitation close to the area of demand where possible.

### Coal

73. The County clearly contains extensive reserves of coal. In recent times there has been extensive prospecting activity in the region. Although the results of this activity have not been revealed to the County, State Coal has supplied a tentative and generalized map showing areas "known to contain coal" and areas which "are likely due to their geological formation to contain coal". These areas are illustrated on Map 3.
74. The former N.Z. Mines Department stated in 1973 that "Preliminary investigations .... has proved 190 million tons of coal in the reserve adjacent to the power station site. With existing technology at least 50 million tons of coal is considered economically recoverable for the required purpose. At Rotowaro there is a proved reserve of 10 million tons that can be economically recovered by open cast methods".\* The Mines Department then proposed to open two open cast mines in the vicinity of Rotowaro as shown on Map 5. This proposal will involve a number of conflicts. These issues were briefly canvassed in the Environmental Impact Report on Coal Mining for the Huntly Power Station\* (July 1973).

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\* N.Z. Coal Mines Department (1973) "Coal mining for Huntly Power Station Environmental Impact Report"

75. The rate of coal production quoted in Appendix A of that report (1.6 million tonnes per annum approximately) appear now to have been overtaken by government policy. "Energy Strategy '79" issued by the Minister of Energy in December 1979 states:

"Meremere Power Station has burnt an average of 660,000 tonnes per year over the last 5 years which made it easily the largest single customer of the coal industry. Over the next 4 years Meremere will be shut down and Huntly Power Station will take a maximum of 350,000 tonnes per year for some years. The effect will be that the coal industry's largest single customer will cut its order almost in half for the next few years .....

New mining proposals will only be favourably considered when a new market demand cannot be readily satisfied by an existing supply source or the new mine is to replace a worked out mine where there is a continuing demand for its production."\*

76. In May 1979, State Coal announced to residents of Rotowaro that they intended to mine the 3.5 million tons of coal lying under the township. Notice to residents stated "It is expected to be 8 years before there is any major upset to the area which will require movement of householders from the township".\*\*
77. On the basis of the recent trends in policy it appears that the timing of new open cast mining must be highly speculative. Theoretically, it may be a very long time before any further mining is undertaken in the area.

#### Planning for Mining

78. Under the Coal Mines Act 1979, all coal mines require a mining licence and similar rules apply in many cases for other minerals under the Mining Act 1971. The Minister of Energy has sole discretion over the issue of licences. The local Planning

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\* Energy Strategy '79 - Issued by The Minister of Energy, December 1979, pp. 71 & 72.

\*\* Letter to Rotowaro householders, 30 May 1979.

Authority is not entitled to be informed or consulted except that a new State Coal mine may not be opened without the proposal having been advertised and the local authority having been notified. The Minister is required to consider any submissions. It is practise for the Local Authority to be consulted over applications for mining licenses.

79. It appears that private mine operations may be exempt from compliance with the District Scheme if they have an appropriate mining privilege, as the special licensing procedure probably has higher status at law than general district planning requirements (2NZLR577).
80. However, State coal operations which account for approximately three quarters of Waikato coal production appear to be in a different position. Section 104 of the Coal Mines Act 1979 declares that all coal mining and related operations are public works. The Town and Country Planning Act 1977 requires that public works may only be carried out if they are provided for in any relevant Operative District Scheme. The Act creates a special procedure to provide for works of the crown, and the Raglan County Council expects this procedure to be used for State operations. The procedure involves:
- (a) Official requirement being issued by the Crown for designation of all land to be used by the Crown for coal mining or coal processing or marketing. This would clearly identify what land is to be affected by open cast or underground mining, any conveyor, processing plant and the like.
  - (b) If the designation does not give details of the proposed operations, an outline plan must be submitted to Council before any works commence. The Council is able to request amendments. The Planning Tribunal is able to consider and determine any disagreement at this stage.
81. The Council intends to prepare a well defined statement of policy regarding mining and its effects, and to use this as a basis for submissions under the Coal Mines Act 1979, the Mining Act 1971 and for its response to Outline Plans under the Town and Country Planning Act. Council will base these policies on a recognition that the coal resources in the County are of major importance and their

development must ultimately be expected.

### Social and Economic Consequences of Mining

82. Under the Town and Country Planning Act 1977, Council must ensure that adequate consideration is given to the economic, social and general welfare of people and to amenities in the area. It is therefore obliged to satisfy itself that mining developments have regard for these interests.
83. This draws attention to the issues arising from the displacement of approximately 400 residents of Rotowaro at some time, probably after 1987. In the meantime the progressive purchase of remaining privately owned homes and the dereliction of unoccupied crown houses is a cause of community concern. In the absence of a clearly defined public programme for development of mining in the area, and of clearly defined housing management policies for Rotowaro on the part of State Coal, N.Z. Electricity and Housing Corporation, the consequences of the announcement that the area is to be mined are difficult to determine.
84. Experience elsewhere indicates however that the effects will be more serious for some residents than others (e.g. the elderly), that community associations and organizations are likely to be weakened, that facilities and services are likely to be downgraded and that the character of the population of the area is likely to change markedly.
85. Council is seeking the support of government agencies involved in Rotowaro to ensure that these consequences are properly investigated and that action is taken to resolve any community difficulties. An appropriate Planning policy for the Rotowaro area, subject to any formal requirements from the crown, will be prepared.

### Mining Related Industry

86. Raglan County has within it two major energy using industries. These are the Huntly Power Station and associated ash disposal sites and the Waikato Carbonisation works at Rotowaro. In addition there are various servicing activities related to the mining industry and Power project. None of these are recognised by the Operative

District Scheme and no requirement has been received from the crown for any of them to be designated as Public Works.

87. Areas of the County near Huntly are well located to attract further industry:
- (a) There are ample supplies of coal.
  - (b) The Maui gas pipeline passes through the area.
  - (c) The area has an existing mining/industrial environment and may be able to accommodate industry within a less restrictive set of controls than is commonly applied to industry.
  - (d) The area is well located in relation to markets and to ports at Auckland and Tauranga.
  - (e) The area has existing rail and road links.
  - (f) There is a substantial labour force which will include, on completion of the power project, a significant female labour force.
88. Council will enter into discussion with interested parties to determine the appropriateness of setting aside a significant area to encourage the development of general or energy related industries in the County.

#### Natural Gas

89. Part of the Maui gas pipeline already exists in the County. An Environmental Impact Report dealing with the Huntly to Pukekohe section of the extension of the pipeline to Auckland was published in January 1980. The route for the pipeline would run from the Huntly "take off" east of Renown, west of Lake Whangape and northwards on a similar alignment to State Highway 22 to the area west of Pukekawa to cross the Waikato river probably about 3 km upstream from the Tuakau Bridge.
90. Once the alignment is determined, it will be recognised for information in the District Scheme.

Proposed Objectives on Mining and Associated Activities

91. Council's objectives and policies have been formed primarily in terms of the following major issues:
- (a) resource development and use: including environmental effects of exploitation, e.g. dereliction of land and loss of agricultural production
  - (b) road repair and maintenance costs associated with mining activities
  - (c) the social and economic impact on Raglan County and residents arising from developments in the mining industry.
  - (d) the need for clear policy and guidelines on which to base decisions with regard to the above issues.
92. Council proposes to:
- (a) have regard to mineral resources and their protection in preparation of the district scheme
  - (b) develop clear guidelines on which to base submissions to the relevant authorities regarding any proposed mining activities
  - (c) have regard for the conservation and wise use of the County's mineral resources and landscape amenity in forming guidelines as to the standards expected by the local community in order to maintain and enhance the character of the County
  - (d) investigate and define the role that Council will adopt through the County Plan to protect the social and economic welfare of the County's residents.
  - (e) investigate and consult concerning provision for further industrial development in the County.
93. Council expects that proper notice will be given of all public mining works to be undertaken within the County, as requirements under The Town and Country Planning Act.

SETTLEMENT AND COMMUNITY

94. There are numerous small settlements in the County. They have distinctive functions and are dealt with in the following paragraphs. They are illustrated on Map 4.

Rural Centres

95. Most areas of settlement, particularly ex-mining villages and small rural service centres, have been experiencing a loss of residents over the last two decades. Although this outflow had declined in recent years, Council considers it of major importance and that measures should be taken in the County Plan to protect the social and economic welfare of those remaining.
96. Many rural settlements cater for a widely dispersed farming population as well as those resident within the townships. The standards of social, commercial and educational services available in an area contribute in large part to the sense of community residents enjoy.
97. With the closure of some schools, the decline of services such as shops and other facilities people who might otherwise enter or stay in the area are reluctant to do so. As a result such communities often become composed largely of older people, services are reduced both in number and quality, and facilities such as schools are under-used.
98. The present District Scheme gives little attention to these issues. Moreover, zoning provisions and other planning controls have tended to prohibit activities in small rural centres that might potentially contribute to the long term economic and social viability. It is in recognition of these problems that Council proposes new rules for rural subdivision and proposes to provide for a wider range of land uses in rural areas, and in rural villages.
99. In proposing these changes Council is recognising its limited ability to influence the trends that might contribute to the movement of people back into rural service centres. Whether further decline will continue, or whether rising fuel and travel costs will lead to an increase in local support for local services is difficult to foretell. It is evident however that the existing District Scheme does little

to accommodate these possible changes should an increase in population become possible.

100. The Operative District Scheme separately zones or designates individual sites in the small townships and allocates these to specific uses. This makes the scheme unnecessarily complicated. Council proposes the following policies:

- (a) to incorporate small villages into the rural zone but preserve predominant use rights for development in those areas
- (b) to develop a comprehensive view of rural service centre development in the County and provide for a relatively wide range of activities in planning for their future.

#### Maori Community

101. Council recognises the importance of Marae and affiliated areas as key points in the social and cultural lives and the history of the Maori people.
102. In the past, planning has tended to be insensitive to the special needs of people wishing to live and work in the vicinity of maraes. It has often been difficult for instance to gain planning permission for the location of houses on marae and to establish industrial and craft activities in the vicinity. This has in part promoted a pattern of development in which the focus of a Maori community, the meeting house, becomes isolated on the rural landscape.
103. Council therefore intends to make provision for communal rural residential development associated with marae through the setting aside of some areas as marae areas. These areas will cater for those marae where some residential development is anticipated or where residents desire to establish small scale craft and industrial activities. In other marae areas where such developments are not anticipated to occur the marae will be given predominant use status.
104. Council also recognises that some important places will not be catered for or protected by the marae zone. It is therefore proposed to provide for the identification of such places, e.g. Urupa, in the County Plan.

105. Council proposes to pursue the following policies:

- (a) to recognise and promote the importance of Marae as social, cultural, historical, and residential places
- (b) to encourage maximum decision making on the use and development of Marae by the marae communities themselves with minimum planning requirements
- (c) to consider submissions seeking provision for residential and other development at particular marae.

Raglan Township and Waikato Heads

106. As well as the servicing function of Raglan, these two settlements have an important recreation and holiday function and will be zoned accordingly. In the Raglan Community Council area particularly, the permanent population grew rapidly between 1971 and 1976 to 1310, and although growth has probably slowed it appears to have continued. Raglan appears to be attractive to retired people.
107. Peak holiday population in Raglan is estimated to be approximately 5000 and the existing sewerage system could cope easily with about 6000. Further capacity could be cheaply created. Water supply is currently being investigated and the County Council proposes to upgrade the water supply to more adequately meet summer peak demand.
108. There are no active plans to extend public services at Waikato Heads in the foreseeable future, and development there will be consolidated.
109. Council proposes the following policies:
- (a) to provide for residential development within the area covered by the existing residential zone at Raglan and Waikato Heads, but to make the requirements for development more flexible. No extensions to the area zoned for development appear to be necessary.
  - (b) to provide for commercial and industrial activity servicing the area in a commercial zone which would permit a relatively wide range of uses.

RECREATION AND COMMUNITY SERVICES

110. The County has a wide range of recreation facilities and organisations and the basic Community services are actively available within the area. The pattern of Towns bordering the County however mean that many sporting and cultural and service activities are undertaken in those towns rather than in the country.

Recreation

111. The County has extensive partially developed recreation resources. These include the coast, the harbours, Pirongia State Forest Park, (controlled by N.Z. Forest Services) and the Hakaremata Range. The walkway on the Hakaremata Range was one of the earliest walkways established under the Walkways Act. Further development of the resources will be considered and the review of the County Plan and the views of groups of individuals on questions such as provision of boat ramps, walkways, parking areas, picnic sites and the like will be welcome.

112. The developed recreation facilities in the County include four golf courses, three Rugby Clubs, Tennis and Bowls clubs, polo facilities, and several community or memorial halls. More of these facilities have been provided by community effort sometimes with Council or Crown support. An example of this community effort is seen at the new Te Akau complex. It is Council's policy to continue development on this basis. Council does not at this stage have any new recreation development projects planned, but will not discourage private initiative in this direction.

113. Council proposes the following policies:

- (a) To make provision in the village areas and where appropriate in rural areas generally for all established and likely recreational developments.
- (b) To support where appropriate, community efforts to provide better recreational facilities.

Education

114. Schools in the County are administered by the Education Department and the South Auckland Education Board and in the case of Onewhero District High School, the Auckland Education Board. Education services are currently stable and the Boards have indicated that no change in the education services is expected.

Health

115. The Waikato Hospital Board maintains a Geriatric Hospital with associated services at Raglan. "Extra mural" Hospital services are available through the District Health Nurse in Raglan. Elsewhere in the County services are provided from towns close to the County boundaries.

Health related voluntary community services are available with some board assistance (e.g. meals on wheels) and the Board prefers this to remain the basis for such services in the area.

Social and Welfare Services

116. Many services available to residents in the County are provided by organisations such as the Department of Social Welfare and voluntary organisations based outside the area, and few of these have any large or direct land use requirements. They are however an essential part of the life of the district. Some services which are not directly welfare services have important social and welfare consequences. For example the policies of agencies controlling farm finance or rental housing can have considerable effect respectively in rural areas and in areas where private home ownership is minimal.

117. In the Review Council will consider its policy toward co-ordination of services available to residents.

Camps

118. The County has a number of Youth and Christian Camps used periodically for recreational, religious and educational purposes. Council recognises this as an appropriate use of rural land where they are sited in appropriate locations.

TRANSPORT AND COMMUNICATION

119. The quality of roads in the County are of considerable importance to future development of land resources and of rural communities particularly in the more remote western and southern portions of the County. There are no major railways in the County and the only significant transport facilities other than road are short railways and the Raglan port and airfield. Main transport facilities are illustrated on Map 4.

120. Telephone, radio and T.V. services are available throughout the County but it is evident from the pattern of communications that northern parts of the County look north for services and the central and southern parts look to the Waikato area generally.

Roading

121. A preliminary investigation of the quality and use of roads in the County combined with observation of the areas to which the Rural Community look for services has been undertaken to define a road classification. In this exercise, a functional network agreed with the NRB in 1975 has been incorporated. Some roads which have use by heavy coal transporters are identified as "energy resource roads" and for these special financial arrangements exist or should be made. Energy roads do of course have a general function and they occur at all levels of the classification.

122. The proposed classification is:

(a) Group A1 - Arterial roads giving access to major parts of the country

- State Highway 22 Waingaro to Tuakau Bridge

- Glen Murray - Rangiriri Road

- Waingaro - Ngaruawahia Road

- Rotowaro - Waingaro Road - Energy Resource road power Huntly to Rotowaro

- State Highway 23 Whatawhata to Raglan Wharf

(b) Group A2 - Arterial roads which are also energy resource roads  
Huntly-Rotowaro road

- (b) Group B1 - Collector Roads which are or should be of a generally good standard and which provide important access into parts of the country:
- Port Waikato - Tuakau Road
  - Onewhero - Tuakau Road from Bridge to Junction of Ponganui Road
  - Milebush Road and Mercer Ferry Road
  - Waikaretu Valley Road to Waikaretu
  - Waikorea - Waimai - Waingaro Road
  - Dunmore - Te Akau Road
  - State Highway 22 Waingaro to Te Uku Rd and Mangiti Rd to Ruakiwi Rd
  - The road from Raglan to Whale Bay
  - Kauroa - Kawhia Road to the junction with Te Papatapu Rd
  - Ruapuke - Te Mata Rd
  - Whatawhata - Te Rore Rd
  - Karamu Limestone Road to Quarry Rd
  - Hetherington Rd from Rotongaro to State Highway 22
- (c) Group B2 - Collector Roads (on the same basis as Group B1) which are also energy resource roads
- Huntly to Rotowaro via Waikokowai
  - Te Ohaki Road to the temporary Bridge
  - Mahuta Station Road
  - Waikokowai - McDonalds Mine Road
  - Waikokowai - Renown Road

A new road which is not a public road has been built to the west of Waahi Lake to link the No. 1 mine to the area south of the Huntly Waingaro Road

- (d) Group C - Relatively minor roads giving local access.

123. Council intends to refine this preliminary hierarchy of roads and to examine whether any Group C roads should be classified as Group B2 roads and upgraded to support the further development of the County.
124. The roading hierarchy will be used as a guide both to decisions concerning future road improvement works and to land use requirements.

### Railway

125. The County contains no major railway and minor branch lines that once existed have been closed. Rail now serves only the Weavers Crossing/Rotowaro area and its use is primarily for coal transport.
126. Council will designate any railways in accordance with specific information defining the areas concerned if such information is supplied by the Railways Department.

### Air Transport

127. Apart from minor private traffic into Raglan the major use of air transport in the County is for agricultural purposes. The Council intends to make provision for necessary facilities to support agricultural air services.

### Bus Services

128. Few public passenger services are available in the County and they have to date required no specific planning provisions for facilities such as depots and garages.

### Port

130. Raglan port has experienced increasing numbers of fishing boat registrations and declining cement tonnages handled. Although limited in scale, the port has an important local function and if its fisheries role were to increase specific provision for related on-shore facilities would be required. This will be examined in the Review of the Plan.

PUBLIC WORKS

109. One of the primary purposes of the County Plan is to give public notice of existing and planned public works. This is important both to residents who may be affected by the work itself and to residents and organisations who may benefit from the establishment of the work.
110. It is now illegal for any public work (with certain exceptions) to proceed without it first being provided for in the County Plan. For many works the Council must be given an opportunity to comment on an "outline plan" of the work before it can proceed.
111. It is very important that the County Plan contains a full and accurate record of public works, and the Council requests all public authorities to ensure that adequate notice of planned works are given.
112. The Council intends to include in the County Plan, a schedule of existing and proposed works specifying:
  - (a) the purpose and nature of the work
  - (b) the agency responsible
  - (c) the location
  - (d) any special terms or conditions to which the work is subject.These would all be designated if they are the responsibility of the Council and those which are the responsibility of other authorities would be recorded for information only unless specific requirements to designate are received by the Council.

THE FORM OF THE PLAN

113. It is Council's intention that the new County Plan should be simpler and more direct than the Operative District Scheme and that the reasons for all controls should be clearly explained.

114. To achieve this the plan is likely to take the following general form:

- (a) An introduction explaining how to use the plan, what it is for, and the various procedures that are necessary if a project requires planning consent.
- (b) A brief description of three zones: Rural, Residential and Commercial. It is envisaged that only three zones are necessary in the County. This section would explain their purposes.
- (c) A section dealing with activities provided for in the plan. For each activity or building (e.g. "Agriculture", "Rural Industries" or "Houses") Council's policies would be explained, the standards that must be met specified, and if a planning application is required in any circumstances, this would be explained. Guidelines would be included so that those who wish to carry out some development that requires consent will know what Council's criteria are.
- (d) General provisions relating to Subdivision, Public Works, Conservation, Dispensations and Information to be Supplied with Applications.

M A P S



KEY

-  Swamp
-  Horticulture & Intensive Grazing
-  Maize & Intensive Grazing
-  Intensive Grazing & Some Fodder Crops or Maize
-  Hill County Extensive Sheep & Beef
-  Native Bush & Scrub
-  Exotic Forest
-  Sand Dune

0 5km

Raglan Harbour

Waikato River

Waipo River

Source WVA.

LAND USE



MURRAY NORTH PARTNERS LIMITED

ENGINEERS SURVEYORS

ARCHITECTS TOWN PLANNERS

AUCKLAND HAMILTON ROTORUA

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BOX 4011 - 201 HURSTVILLE ST

MAP 1



KEY



Wetlands



Reserve

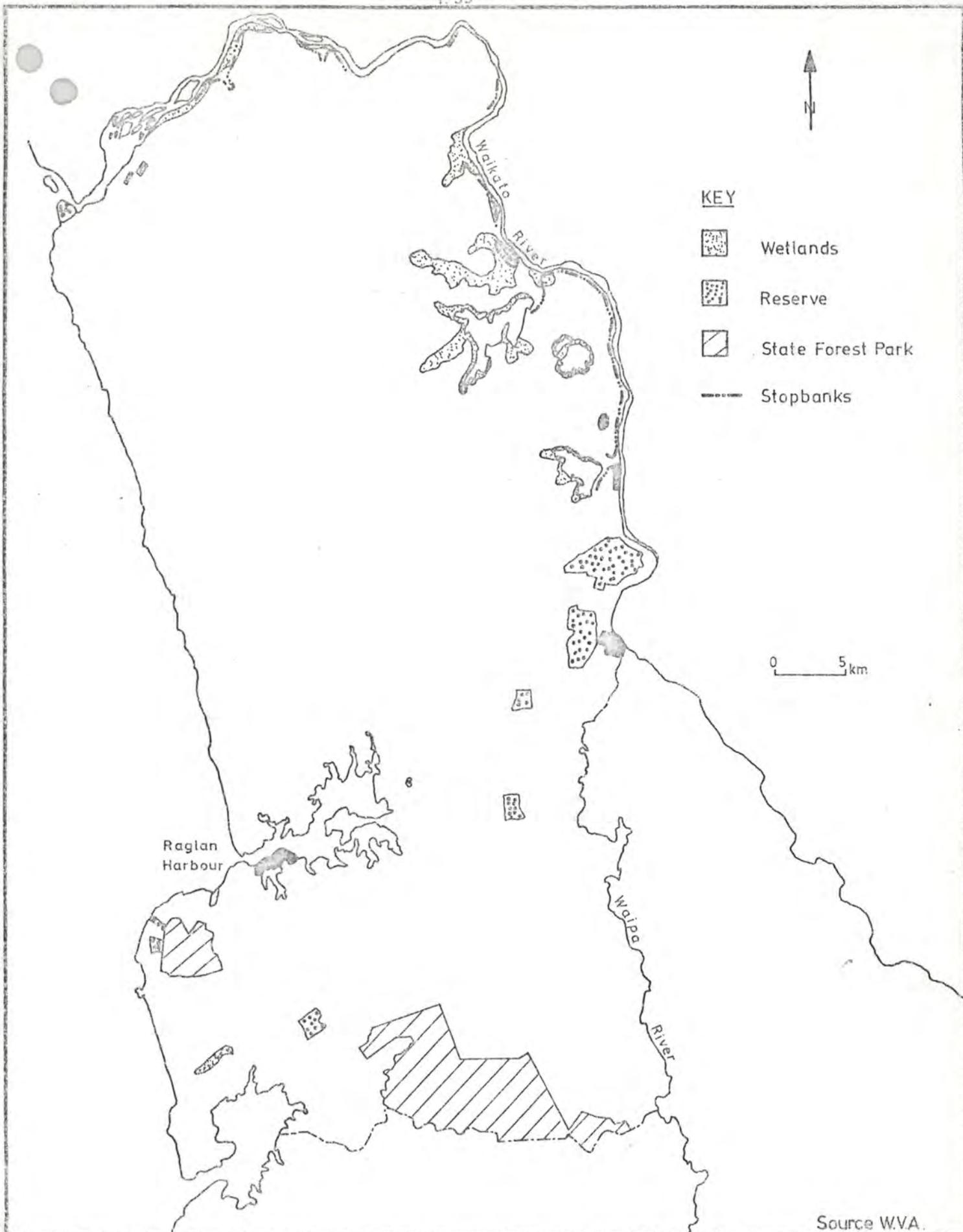


State Forest Park



Stopbanks

0 5 km



Raglan Harbour

Waipo River

Waikato River

Source WVA.

RESERVES / WETLANDS / CONSERVATION  
AND RIVER CONTROL WORKS



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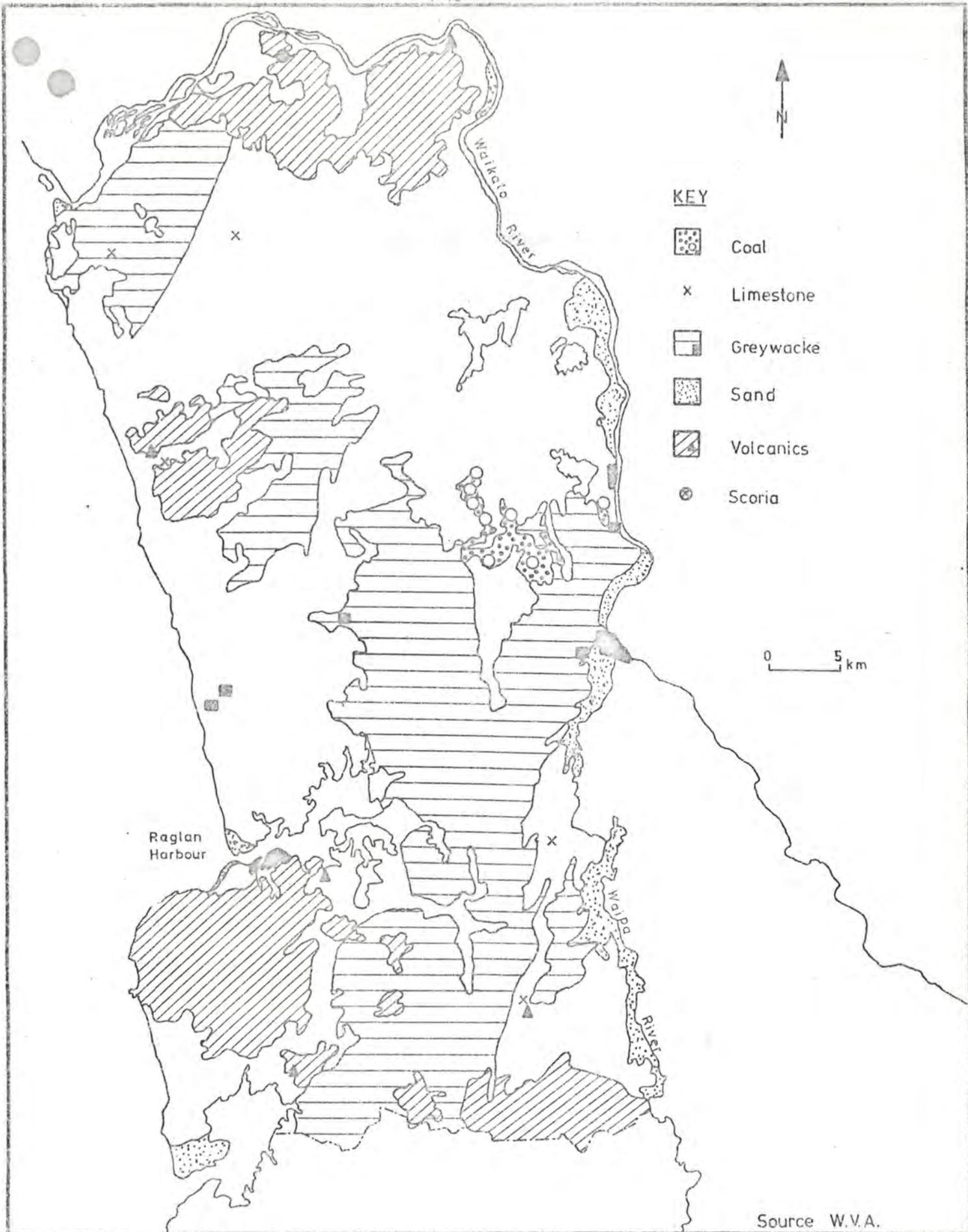
AUCKLAND - HAMILTON - ROTORUA - TAURANGA

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PH 80-144

MAP 2

REVISIONS



Source W.V.A.

# MINERAL RESOURCES



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## MAP 3A

REVISIONS




KEY



Known Coal Areas



Possible Coal Areas

0 5 km

Raglan Harbour

Waikato River

Waipa River

Source: State Coal

MINERAL RESOURCES  
(COAL)



MURRAY NORTH PARTNERS  
LIMITED

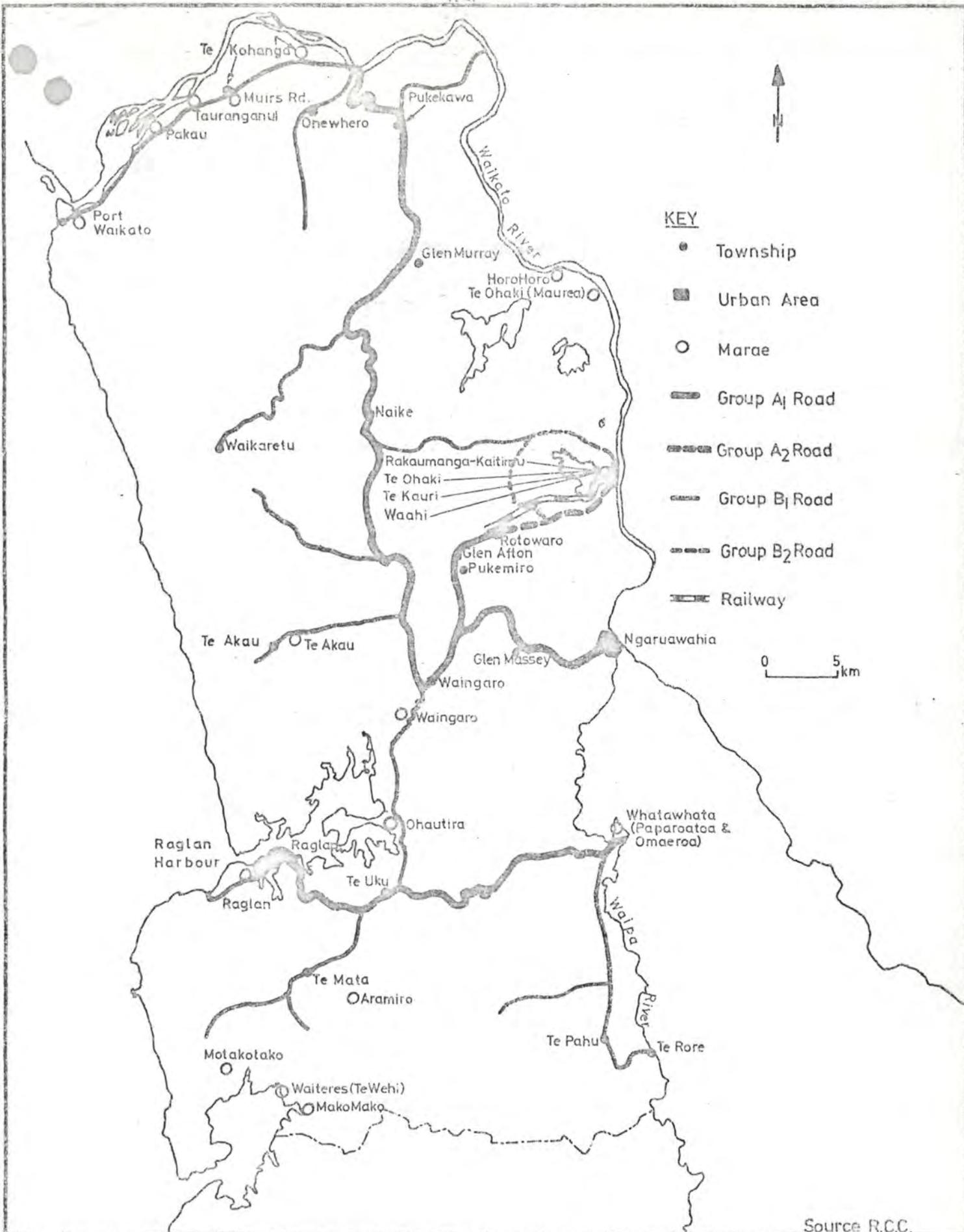
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DRAWN BY: N. RIVISONS

MAP 3B



Source R.C.C.

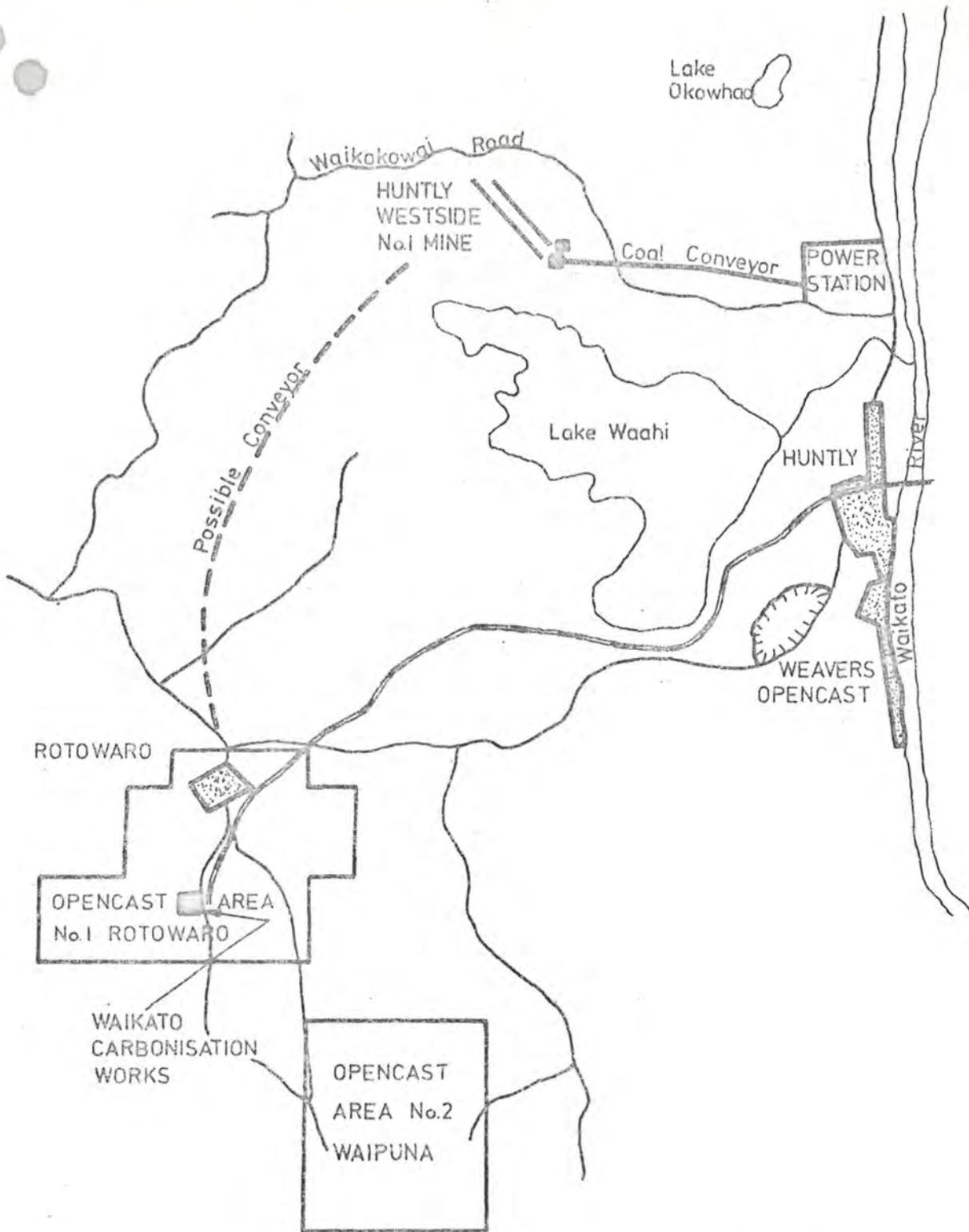
# TRANSPORT AND SETTLEMENTS



**MURRAY NORTH PARTNERS LIMITED**  
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 REVISION

## MAP 4



**SOURCES:**

Stokes E.(1978) "Coal Mining in the Waikato Region" W.P. 7. Huntly Social & Economic Impact Monitoring Project  
 Mines Dept.(1973)"Environmental Impact Report-Coal Mining for the Huntly Power Station.

PROPOSED MINES  
 ROTOWARO AREA



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MAP 5

REVISED

APPENDICES

APPENDIX 1

EXAMPLE OF THE LIKELY FORM OF THE NEW COUNTY PLAN - For Illustration Only

RURAL INDUSTRIES

1. Explanation

Council wishes to encourage rural servicing industries and activities such as garages and transport depots, but will set standards to protect safety and the amenity of residents. These services are essential to the efficient operation of the farming industry and can provide important employment opportunities for the rural community.

2. Predominant Uses - Permitted as of Right

The following uses are compatible with the purposes of this plan and are permitted as of right but they must:

- (1) be located in the Rural Zone and outside a village area marked on the planning maps, and
- (2) comply with the standards specified in paragraph 3.
  - (a) Agricultural contractors depots (including fencing, drainage or topdressing contractors)
  - (b) Storage of fertilizer and other agricultural materials
  - (c) Rural transport depots
  - (d) Stock saleyards
  - (e) Service stations and repair garages
  - (f) Preliminary processing and packaging of agricultural produce

*(This list may be extended)*

3. Standards Required

Council may reduce some of these standards in certain circumstances - see paragraph 5.

- (a) No rural industry may be located closer than 500 metres from any residential zone or dwelling unit, unless that dwelling unit is normally occupied by the owner or an employee of the owner or operator of the industry.

Purpose: This standard is intended to ensure that there is generous space between activities which could create a nuisance, and residential areas or farm houses.

(b) A yard of 10 metres shall be provided to all site boundaries.  
Purpose: This is intended to provide basic protection to the amenities of neighbours.

(c) All road access shall be laid out so that sight lines complying with the requirements of paragraph shall be available to departing traffic and shall be to roads of Class B2 or C.

Purpose: This standard is intended to ensure that access to and from public roads is safe and that the through traffic on main roads is not endangered.

(d) A plan shall be deposited with Council showing how all vehicles likely to visit the site will be accommodated, and the parking areas shown on that plan shall be suitable for parking, and provided with practicable access. All such parking areas shall comply with the requirements of Chapter , and shall be made available for use at all times when the permitted activity is in operation.

Purpose: This standard is intended to protect safety on roads in the County by avoiding roadside parking.

(e) Any water rights required must be obtained before a building permit is issued by Council, or the use is commenced.

Purpose: This is intended to ensure co-ordination with the requirements of the Waikato Valley Authority and to remind people of the need to obtain water rights.

*(Other standards may be set)*

#### 4. Discretion - Where Standards Cannot be Met

Council may permit any rural industry that does not comply with the standards specified in paragraph 3 to be commenced if consent has first been granted to a dispensation from the relevant standard.

Council cannot grant dispensations from standard (c) or (e).

For application procedure and the requirements for consent see Chapter .

Explanation: Some flexibility in standards may be necessary where circumstances such as topography or special design justify it.

Read paragraph 6 for guidelines.

5. Conditional Uses

The following Rural Industries are appropriate in the country but may not be appropriate on every site, or may require special conditions if the purposes of the plan are to be achieved but they must:

- (1) be located in the Rural Zone and outside a village area marked on the planning maps, and
- (2) obtain planning consent.
  - (a) Any rural industry specified in paragraph 2 which does not comply with the standards in paragraph 3(c).
  - (b) Industries processing agricultural produce such as dairy factories, wool scourers, abattoirs, large scale alcohol manufacture, sawmills.

*(This list may be extended)*

6. Guidelines

In considering any application for consent to a dispensation or conditional use Council will have regard to the following guidelines. These are not minimum standards but are policies which may need to be balanced against one another in any particular case.

- (a) Where a reduction in the standards required by paragraph 3 are sought Council shall grant consent only if conditions can be imposed to ensure that the amenities of the area will not be detrimentally affected to any greater degree than if the proposal complied in full.
- (b) Council may impose conditions to protect safety or amenity (such as noise standards) and will be guided by the standards required for Industrial activities (see page ).
- (c) Council will grant consent only if it is satisfied that the proposal would not lead to urban forms of development other than in or adjacent to defined village areas specified on the planning maps.
- (d) Land with high potential for production should not be used (see information map ).
- (e) Development should not be located close to Ngaruawahia, Huntly, or Raglan so that it would be likely to create pressure for unplanned extension of those towns.

- (f) The proposal should not lead to demands for uneconomic extension of services, and in assessing this Council shall have regard to proposals to make the industry self sufficient in services such as water or energy supply.

APPENDIX 2

SECOND SCHEDULE

Section 36

MATTERS TO BE DEALT WITH IN DISTRICT SCHEMES

1. Provision for social, economic, spiritual, and recreational opportunities and for amenities appropriate to the needs of the present and future inhabitants of the district, including the interests of minority groups.

2. Provision for the establishment or for carrying on of such land uses or activities as are appropriate to the circumstances of the district and to the purposes and objectives of the scheme.

3. Provision for marae and ancillary uses, urupa reserves, pa, and other traditional and cultural Maori uses.

4. Provision for the safe, economic, and convenient movement of people and goods, and for the avoidance of conflict between different modes of transport and between transport and other land or building uses.

5. The preservation or conservation of—

- (i) Buildings, objects, and areas of architectural, historic, scientific, or other interest or of visual appeal:
- (ii) Trees, bush, plants, or landscape of scientific, wildlife, or historic interest, or of visual appeal:
- (iii) The amenities of the district.

6. Control of subdivision.

7. The design and arrangement of land uses and buildings, including—

- (a) The size, shape, and location of allotments:
- (b) The size, shape, number, position, design, and external appearance of buildings:
- (c) The excavation and contouring of the ground, the provision of landscaping, fences, walls, or barriers:
- (d) The provision, prohibition, and control of verandahs, signs, and advertising displays:
- (e) The provision of insulation from internally or externally generated noise:
- (f) The location, design, and appearance of roads, tracks, cycleways, pathways, accesses, and watercourses:
- (g) Access to daylight and sunlight:
- (h) The requirements of sections 24 and 25 of the Disabled Persons Community Welfare Act 1975.

8. The avoidance or reduction of danger, damage, or nuisance caused by—

- (a) Earthquake, geothermal and volcanic activity, flooding, erosion, landslip, subsidence, silting, and wind:
- (b) The emission of noise, fumes, dust, light, smell, and vibration.

9. The relationship between land use and water use.

10. The scale, sequence, timing and relative priority of development.

Please make up Planning File  
or return

5/16/80 54/64  
file +  
return

LM:BY

Private Bag  
AUCKLAND

Telephone: 773-400

5A/68

1 August 1980

Ministry of Works & Development  
District Office  
Private Bag  
HAMILTON

Attention: E.J. Carroll

**TOWN AND COUNTRY PLANNING ACT 1977 : REVIEW OF RAGLAN COUNTY DISTRICT  
SCHEME**

Thank you for your letter of 30 May 1980 and the opportunity to submit  
comments on the booklet "Raglan County Plan - Discussion of Issues".

My comments are made in respect of the purpose of the booklet, "Its aim  
is to initiate public comment so that Council can formulate objectives  
and policies..." on foreshore matters that are the concern of this  
Department.

**1. What kind of Plan?**

In discussing the kind of plan the booklet expresses concern for  
"setting guidelines for changes...". It would be desirable not  
to restrict the setting of guidelines to cope with change only.  
Rather guidelines should be established for general management  
purposes. Any pressure for change could then be accommodated within  
that framework and likewise pressure for non-development.

**2. Coastal Areas**

The coastline and associated waters should be considered as a finite,  
non-renewable resource which is capable of multiple use activity  
when these are co-ordinated, managed and planned for.

**(1) Coastal Protection Zone**

Your discussion of the above zone will need identification  
of areas of potential erosion. This will need careful  
consideration, possibly scientific evaluation.

A change in the building code for areas of potential erosion  
could be valuable, allowing only houses that could be  
readily moved should circumstances warrant this.

Cont... /2...

## (ii) Improving Access

Improving access to the remote coastline between Raglan Harbour and Port Waikato will obviously increase the human impact in this area. Care should be taken to ensure that any resulting indiscriminate vehicular use be controlled to minimise not only erosion but impact on any beach shellfish beds. Consultation with the Agriculture and Fisheries Department would be advisable in this respect.

## 3. Raglan and Aotea Harbours

The establishment of planning guidelines expressed for these harbours could be extended to cover all the coastline and rivers in the Raglan County.

## 4. Ironsands

Where possible it would be desirable for reinstatement of mined areas back to their natural state.

For areas of future exploitation there should be safeguards to ensure removals do not transfer erosion problems elsewhere on the coast or affect areas highly valued for other reasons.

## 5. Sand

There is no mention of sand removals from other areas apart from iron-sands and sand from the Waikato River. However in future there could be demand for this, therefore some guidelines should be set.

## 6. Recreation

Future development of boating facilities should ensure that it will not be to the detriment of the public good e.g. boat ramps should be open to public use where possible even if this means a small charge for launching. There is no mention of any river recreation. Guidelines should be set for ensuring safe boating on these rivers and defining any special areas that require restriction.

D.W. le Marquand  
for Regional Secretary for Transport

PRAS  
HEAD OFFICE

Copy for your information.



D.W. le Marquand  
for Regional Secretary for Transport

Please make up Planning File 54/68  
on return.

HLM:BY

Private Bag  
AUCKLAND

Telephone: 773-400

5A/68

1 August 1980

Ministry of Works & Development  
District Office  
Private Bag  
HAMILTON

Attention: E.J. Carroll

**TOWN AND COUNTRY PLANNING ACT 1977 : REVIEW OF RAGLAN COUNTY/DISTRICT  
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Cont... /2...

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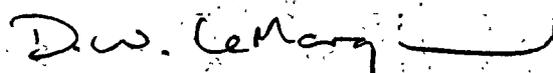
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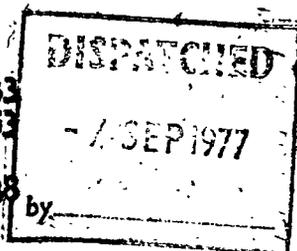
D.W. le Marquand  
for Regional Secretary for Transport

PRAS  
HEAD OFFICE

Copy for your information.

  
D.W. le Marquand  
for Regional Secretary for Transport

DJG:BY



HEAD OFFICE

Regional Office, AUCKLAND

Attention: S.E.O. Harbours

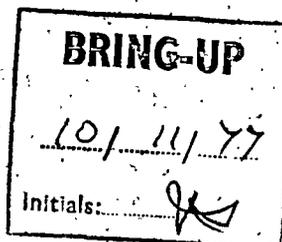
6 September 1977

RAGLAN COUNTY COUNCIL : WHARF, POINT WAIKATO

Your memorandum of 24 August 1977 refers.

A recent advice of the Raglan County Council states that the end span of the wharf has been removed as it was in a derelict condition but the future of the remainder of the wharf is still uncertain until negotiations with other interested parties in the Point Waikato Area are completed. A Council Meeting will be held on 26 September 1977 and at that time, Council will decide its action with regard to the structure. A diary is being kept for 17 October 1977 awaiting Council's advice.

D.J. Greig  
for Regional Secretary



*The Port Waikato Order 1977*

DENIS BLUNDELL, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this fifth day of  
September 1977.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to sections 8A and 165 of the Harbours Act 1950, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. (a) This order may be cited as the Port Waikato Order 1977.

(b) This order shall come into force on the date of its publication in the *Gazette*.

2. In this order—

“The Act” means the Harbours Act 1950:

“The Council” means the Raglan County Council:

“Foreshore” means such parts of the bed, shore, or banks of a tidal water as are covered and uncovered by the ebb and flow of the tide at ordinary spring tides:

“Minister” means the Minister of Transport; and includes any officer, person or authority acting by or under the direction or authority of the Minister.

3. There is hereby granted to the Council for a period of 21 years from the commencement of this order, the control of foreshore and waters described in the First Schedule to this order, subject to the provisions of sections 8A and 165 of the Act, and to the conditions specified in the Second Schedule to this Order.

4. The Port Waikato Order 1971\* is hereby revoked.

FIRST SCHEDULE

DESCRIPTION OF FORESHORE AND WATERS

ALL the foreshore and waters of the Tasman Sea and the Waikato River, bounded by a line commencing at high-water mark at a point in line with the extension of the western boundary of Lot 2, D.P. S. 4761, thence due north into the Tasman Sea for a distance of 200 metres, thence generally northerly, at a distance of 200 metres from high-water mark to a point due north of the extremity of the southern spit at the mouth of the Waikato River, thence by a right line bearing 045° true to the opposite bank of the Waikato River, and then generally easterly by the line of low-water mark to a point bearing 315° from the most northerly point of section 5 40422L, and thence by a right line in a 135° direction to high water mark on the opposite bank of the Waikato River, and thence generally westerly along the line of high water mark to the point of commencement.

## SECOND SCHEDULE

## CONDITIONS

1. Her Majesty or the Governor-General and all officers in the government service acting in the execution of their duty shall, at all times, have free ingress, passage and egress into, over, and out of the foreshore and waters described in the First Schedule to this Order.

2. Nothing in this order shall authorise the Council to do or cause to be done anything repugnant to or inconsistent with any law relating to the Customs or any provisions of the Harbours Act 1950 that is, or may hereafter be, in force.

3. The rights, powers, and privileges conferred by this Order in Council shall not apply to those portions of the foreshore required for securing the shore ends of any telegraph cables that are at present, or may be at any time, laid down within the area of foreshore described in the First Schedule to this Order.

4. The Council may enclose any part or parts of the foreshore, described in the First Schedule to this Order, for the purpose of holding sports meetings or games, and may, by bylaws, fix a charge for admission to any such enclosed part or parts: provided that the total number of days on which any particular part of that foreshore is so enclosed shall not exceed 6 in any one calendar year.

5. Nothing in this order shall authorise the Council to remove or cause to be removed from the foreshore described in the First Schedule to this order any stone, sand, shingle, or shells without the consent in writing of the Minister being first obtained.

6. Subject to the provisions of section 8A of the Act, the Council for and within the area of waters described in the First Schedule hereto:

- (a) May by bylaw do anything which a harbour board may do by bylaw under section 232 of the Act;
- (b) May appoint harbourmasters and/or officers and define or limit their powers or duties;
- (c) Shall have all the powers, functions, duties, and authorities of a harbour board, under the Act, as if it were constituted a harbour board.
- (d) May expend money out of its general fund or account for the purpose of exercising and performing the control, power, functions, duties, and authorities conferred by this Order in Council.

7. Bylaws made by the Council under the authority of this Order in Council shall not come into force until they have been approved by the Minister by notice in the *Gazette*.

8. The rights, powers, and privileges conferred on the Council by this Order may be at any time resumed by the Governor-General, without payment or any compensation whatever, on giving to the Council at least 6 months' notice in writing. Any such notice shall be sufficient if given by the Minister and delivered at or posted to the Council at its public office.

P. G. MILLEN, Clerk of the Executive Council.

\*New Zealand Gazette, No. 82, 4 November 1971, p. 2285  
2285

(M54/14/28)



MINISTRY OF TRANSPORT



MOT 5

Our Ref.: 54/3/138  
54/20/33 &  
Your Ref.: 54/2/253 P/2/6

INTERNAL MEMORANDUM

To: The Regional Secretary  
Ministry of Transport  
AUCKLAND  
From: HEAD OFFICE  
Date: 24 August 1977  
Subject: RAGLAN COUNTY COUNCIL : WHARF : PORT WAIKATO

Your minuted memorandum of 3 August 1977 refers.

As stated in your memorandum of the above date the above wharf was licensed to Roose Shipping Co. Ltd on 7 February 1961 for a term of fourteen years from 1 April 1961.

On 19 May 1969 the licence was assigned to the Raglan County Council.

On 18 October 1971, an Order in Council was signed granting control to the Raglan County Council pursuant to Section 8A and 165 of the Harbours Act 1950 of an area of the Waikato River known as Port Waikato. The bylaws were approved on 4 February 1972.

Upon granting control pursuant to section 8A and 165 the structure and enforcement of use then became the responsibility of the Raglan County Council and was thus "taken out" of the Head Office structure cards and accounting procedures at that time.

At this stage it would appear that the Council should upgrade the structure or remove it from the foreshore .

*T.E. Law*

T.E. Law  
for Secretary for Transport

*Reviewed by  
meeting of Council  
on 28/9/77  
decided - action  
+ reviewed by  
what done to  
date*

*Rato  
L  
So (RAF) 1977*

# RAGLAN COUNTY COUNCIL

TELEPHONE 8 6 3 3

Our Reference P 2/6



ADDRESS ALL  
CORRESPONDENCE TO  
THE COUNTY CLERK

If calling, please ask for

Mr Brownlee

P.O. BOX 1  
NGARUAWAHIA

25 August 1977

The Regional Secretary for Transport,  
Ministry of Transport,  
Marine Division,  
Private Bag,  
AUCKLAND.



Dear Sir,

Wharf - Port Waikato.

In reply to your 54/20/33 of 3 August 1977 I have to advise that some work has been carried out on the Port Waikato wharf.

The end span has been removed, as it was derelict, but the future of the remainder of the wharf is still uncertain until negotiations with other interested parties in the Port Waikato area are completed.

It is hoped that a decision will be able to be made at the Council meeting to be held on 26 September 1977.

Yours faithfully,

A handwritten signature in cursive script, appearing to read "R.G. Brownlee".

R.G. Brownlee,  
County Clerk.

RGB:AB

<b>BRING-UP</b>
17, 10, 77
Initials:

DO

XXXXX73400

54/20/33 54/2/253 P 2/6

3 August 1977

The County Clerk  
Raglan County Council  
P.O.Box 1  
HIARIAWAHIA

Dear Sir

WHARF 1 PORT WAIKATO

Resulting from my enquiry of 15 March 1977 regarding your Council's proposals with regard to the above structure, it was advised that the matter had been referred to a Committee of the Council for inspection and report.

Would you please advise if resulting from this report any decision has been made regarding the future of the structure.

Yours faithfully

D. Greig  
for Regional Secretary for Transport

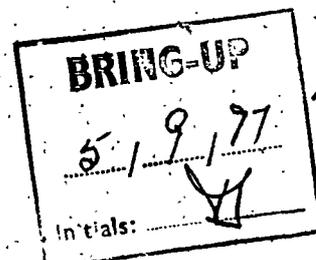
Copy to:  
H.O.  
Attention: SEO(HBRS)

Copy for your information. This structure was originally owned by the Port Waikato Harbour Board and was assigned to Roose Shipping Co. on 1 April 1947 and a licence was issued, a renewal being granted on 7 February 1961 (N.Z. Gazette 16.2.61).

With your 54/3/138 of 22 May 1969 assignment to the Raglan County Council was granted (N.Z. Gazette 29/5/69 p 1002). However a check of our structures cards shows no entry for this structure. Would you please advise details of lease and expiry date.

The structure is in a very poor condition and has been closed off to the public.

D. Greig  
for Regional Secretary



# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.C.A., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., M.I.C.E., M.N.Z.I.E.



COUNTY OFFICE - PHONE 8633

COUNTY CLERK (RES.) 8051

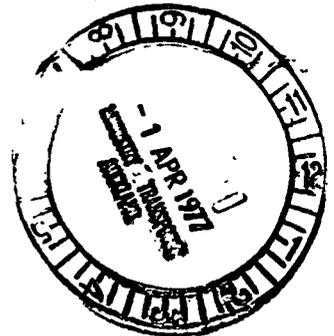
ENGINEER (RES.) 8716

P.O. BOX 1  
NGARUAWAHIA

REF. P 2/6 .....

30 March 1977

The Regional Secretary for Transport,  
Marine Division,  
Ministry of Transport,  
Northern Regional Office,  
Private Bag, AUCKLAND.



Dear Sir,

## Port Waikato Wharf

In reply to your 54/20/33 of 15 March 1977 regarding the condition of the Port Waikato wharf, I have to advise that this matter has been referred to a Committee of the Council for an inspection and a report.

When this Committee's recommendations have been received and considered by Council, you will be advised of the outcome.

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP

54/20/33

Northern Regional Office  
Private Bag  
AUCKLAND

15 March 1977

The County Clerk  
Raglan County Council  
P.O. Box 1  
NGARUAWAHIA

Dear Sir,

Port Waikato Wharf

During a recent visit to the Waikato area, it was observed that the Port Waikato Wharf was in a poor state of repair. The head piles would appear to be in collapsed condition and a barrier has been erected to close off the end of the structure from public access. Would you please advise your Council's intentions regarding this structure, if repairs are to be undertaken or if the entire structure is to be demolished in due course in which case it might be that assistance from the Royal New Zealand Navy Diving Team might be arranged by this Office.

Yours faithfully,

D. Greig  
for Regional Secretary for Transport



DG/PH  
54/20/33  
L1/3

Telephone: 31656

Northern Regional Office,  
Private Bag,  
AUCKLAND

5 November 1973

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA

Dear Sir,

**SAND DUNE ACCRETION  
PORT WAIKATO**

Thank you for your letter of 26 October 1973.

However as the land is no longer tidal it is outside the control of this Ministry and as the matter of obtaining title is protracted and complicated and usually requires survey, it would be best that Council obtain the advice of its legal representative to obtain procedural advice.

Yours faithfully,

(D. Greig)

for Regional Secretary



Records filed per 5/20/73  
\* return to action  
JH

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.

COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716



P.O. BOX 1  
NGARUAWAHIA

L 1/3

REF.....

26 October 1973

The Regional Secretary,  
Marine Division,  
Ministry of Transport,  
Private Bag, AUCKLAND.



Dear Sir,

SAND DUNES AREA AT PORT WAIKATO

In the Port Waikato area there is a large accretion of land in the nature of sand dunes which have built up over the years in Maioro Bay adjoining part Lot 1 D.P.S. 3625 Blk. VIII Maioro S.D. which is an area of 68-1-16.4, owned by Mrs. Sheana M. Bruce. This accretion of land adjoining the Bruce property is quite extensive and could amount to upwards of 100 acres of land and occasionally is used by beach buggies which are a danger to the public and should be controlled.

The Raglan County Council has control of the actual foreshore from Port Waikato Wharf to a point due north of the extremity of the southern spit at the mouth of the Waikato River in terms of the Port Waikato Order 1971 as indicated in N.Z. Gazette of 4 November 1971 No. 82 at page 2285 but it is not known if the foreshore would include the accretions referred to above.

My Council desires to control beach buggies using this area of sand dune and it would be appreciated if you could assist the Council in obtaining control of this area so that by-laws or other means of controlling the use of same could be enacted.

Yours faithfully,

N.R. Tyler,  
County Clerk.

*Am Craig - please see me  
JS*

NRT:MP

FILE 54/20/33

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633

ENGINEER (RES.) - PHONE: 8716

REF. M 1/2

P.O. BOX 1  
NGARUAWAHIA

2 March 1973



The Regional Secretary,  
Marine Division,  
Ministry of Transport,  
P.O. Box 1254,  
AUCKLAND.

Dear Sir,

Barge - Waikato River

Further to this office letter of 23 January 1973 in reply to your 20/33 of 22 January 1973, I have to advise that my Council has now directed Mrs. Sheana Bruce to remove the barge in the Waikato River near Port Waikato.

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP

TOP. PARKER

Extract from N.Z. Gazette, 17 February 1972, No. 15, p. 319

*Notice of Approval of Bylaws—Raglan County Council—  
Port Waikato*

PURSUANT to sections 8A and 165 of the Harbours Act 1950, the Minister of Marine and Fisheries hereby gives notice that, with respect to the waters and foreshores at Port Waikato, he approves the Raglan County Council Bylaws 1971, made by the Raglan County Council, by special order and passed at a special meeting held on Monday, 20 December 1971, and confirmed at an ordinary meeting of the Council on Monday, 24 January 1972.

Dated at Wellington this 4th day of February 1972.

ALLAN MCCREADY, Minister of Marine and Fisheries.

(M. 54/14/28)

A. R. SHEARER, Government Printer, Wellington, New Zealand.

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

M 1/2

REF.....

23 January 1973

The Regional Secretary,  
Marine Division,  
Ministry of Transport,  
P.O. Box 1254,  
AUCKLAND.

Dear Sir,

Barge - Waikato River

In reply to your 20/33 of 22 January 1973 regarding the barge moored at the launching site in the Waikato River at Port Waikato, I have to advise that I am communicating with the owner of the barge to ascertain her intentions in regard to same.

Yours faithfully,

*N.R. Tyler*  
N.R. Tyler, AUG 1973  
County Clerk, 5 JAN 1973

NRT:MP



20/33

P.O. Box 1254,  
AUCKLAND.

22nd January, 1973

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.

Dear Sir,

Barge - Waikato River

On a recent visit to Port Waikato it was noticed that the barge moored at the launching site no longer is used as a house boat.

Would you please advise if the owner intends to remove it from the Foreshore in the near future.

Yours faithfully,



D. Greig,  
for Regional Secretary

P.O. Box 1254,  
AUCKLAND.

2nd November, 1972

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.

Dear Sir,

RAGLAN COUNTY TOWN ILLEGAL FILLING  
RAGLAN HARBOUR

Thank you for your prompt action in regard to the deposit of fill, at the corner of Nero and Green Streets. A check will be made at a later date to ensure the foreshore has been returned to its natural condition.

Yours faithfully,

.....  
D. GREIG



For District Officer,  
M.S.D. AUCKLAND.

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

R 2/20/2

REF.....

P.O. BOX 1

MANGARUAHIA

26 October 1972

30 OCT 1972

The District Officer,  
Marine Department,  
Ministry of Transport,  
P.O. Box 1254, AUCKLAND.

Dear Sir,

## Raglan County Town

In reply to your 54/20/33 of 20 October 1972 drawing attention to the depositing of foundation spoil at a site at the corner of Nero and Green Streets, I have to advise that no authority was issued by my Council for this reclamation work and the person who deposited the spoil there has been ordered to take remedial action.

Consideration will be given by the Raglan Harbour Board to obtaining the Minister's consent to reclaiming a small area of land between the Fire Station and the corner of Nero Street but if the Council, as the Harbour Board, proposes to do this, you will be notified in due course and an application made, supported by the necessary plans.

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP

P.O. Box 1254,  
AUCKLAND.

20th October, 1972

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.

Dear Sir,

RAGLAN COUNTY TOWN

During a recent visit to Raglan, it was noticed that in the course of depositing foundation spoil on a site at the corner of Nero and Green Streets, it would appear that the material has been allowed to encroach over the foreshore. Please advise if authority has been granted for this reclamation work.

Yours faithfully,



.....

D. GREIG

For District Officer,  
M.S.D.

IHM:PBH

11 April 1972

The County Clerk,  
Reglen County Council,  
P.O. Box 1  
NOARUAHIA

Dear Sir,

PROPOSED BOAT RAMP - FORT TAIFATO

I am pleased to advise that pursuant to section 178(b) of the Harbours Act 1950, approval for the above structure has been given and endorsed on plan M.D.14577, your copy of which is attached.

I would be grateful if you would advise this office when the structure has been completed, as we require this information for charting purposes.

Yours faithfully,

R. N. KERR  
Secretary for Marine

per:

(I. H. Morton)

Enc.

~~The Resident Engineer,  
Ministry of Works,  
P.O. Box 1245  
HAMILTON.~~

Your reference 13/108. Copy for your information.

R. N. KERR  
Secretary for Marine

per:

(I. H. Morton)

PLEASE TUMBLE/

The District Officer,  
Marine Department,  
P.O. Box 1254  
AUCKLAND.



Your reference M54/20/33. Copy for your information.

R. N. KERR  
Secretary for Marine

per: *J. H. Morton*

(I. H. Morton)

M54/14/28

Your ref: B2/5

29 February 1972

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.



Dear Sir,

RAGLAN COUNTY BYLAWS 1971

Reference to your memorandum of 25 January.

Your Council's Bylaws have been gazetted and I now enclose four (4) copies of the Gazette extract showing such gazettal.

Yours faithfully,

R.N. KERR  
Secretary for Marine

per:

(I.H. Morton)

Encls.

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Copy for your information together with two copies of the Gazette extract showing the gazettal of the Raglan County Council's Bylaws.

R.N. KERR  
Secretary for Marine

per: *I.H. Morton*

Encls.

(I.H. Morton)

2.

From inquires made by our District Officer, Auckland it would appear that the shed used by Mr Lapwood is past repair, and he is considering approaching Miss Coburn to take over her shed and demolishing the shed he uses. I would be grateful if you would now take this matter up with the persons concerned so that the structures can be licensed by your council.

If there are any other unlicensed structures in the area plans should be obtained, and sent to our District Officer, Auckland for consideration for approval pursuant to section 178(b) of the Harbours Act 1950, in the usual way.

Yours faithfully,

R.N. KERR  
Secretary for Marine

per:

Enc.

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

(B.A. Ranger, Miss)



... Copy for your information. Enclosed is a copy of the letter sent to the licensees. Please delete items nos. 60 and 192 from your district licence register and items nos. 194, 195 and 230 from your district permit register.

R.N. KERR  
Secretary for Marine

per: *B.A. Ranger*

Enc.

(B.A. Ranger, Miss)

*Actioned 2/72*

Extract from *N.Z. Gazette*, 17 February 1972, No. 15, p. 319

*Notice of Approval of Bylaws—Raglan County Council—  
Port Waikato*

PURSUANT to sections 8A and 165 of the Harbours Act 1950, the Minister of Marine and Fisheries hereby gives notice that, with respect to the waters and foreshores at Port Waikato, he approves the Raglan County Council Bylaws 1971, made by the Raglan County Council, by special order and passed at a special meeting held on Monday, 20 December 1971, and confirmed at an ordinary meeting of the Council on Monday, 24 January 1972.

Dated at Wellington this 4th day of February 1972.

ALLAN MCCREADY, Minister of Marine and Fisheries.  
(M. 54/14/28)

A. R. SHEARER, Government Printer, Wellington, New Zealand.

23 February 1972

The County Clerk,  
 Raglan County Council,  
 P.O. Box 1,  
 NGARUAWAHIA.

Dear Sir,

CONTROL OF FORESHORE - PORT WAIKATO

Listed below are structures erected on the foreshore that are held under licence or permit by this department, and now that the Council's bylaws have been approved by the Minister of Marine and Fisheries, come under your control.

<u>Licence</u>	<u>Structure</u>	<u>Plan Reference</u>	<u>Marine Dept. Reference</u>
<u>Licences</u>			
Raglan County Council	Wharf	-	54/3/138
Ronald Shepherd Hector	Cottage, fish ship, garage, boatshed	MD.9941	54/11/19
<u>Permits</u>			
Sydney Lancaster	Boatshed	MD.13247	54/9/303
John Raymond & Emily Violet Clinch	Boatshed	MD.13479	54/9/315
Henry Clarence Ward	Boatshed	MD.13243	54/9/302

... Attached are copies of the licences or permits and MD. plans where available.

The licensees have been advised that your council now controls the foreshore and waters in the area.

I am arranging for a refund of rentals collected by this department from 4 February 1972, the date the Minister approved your bylaws, to be made to the council.

The department is aware of two unlicensed boatsheds in the area. One being used by a Mr Lapwood was erected by a person now deceased and one is reputed to be owned by Miss Coburn.



# MARINE DEPARTMENT

HEAD OFFICE: Aurora House, 62 The Terrace, Wellington, New Zealand. P.O. Box 10142. Telephone 71 759. Telegrams and Cables: "Secymarine".

23 February 1972

Dear Sir,

This is to advise that by Order in Council made on 18 October 1971 and published in the New Zealand Gazette on 4 November 1971 the control of the foreshore and waters on which your structure M. , was erected under permit or licence from this department, has been granted to the Raglan County Council.

The Council is now the administering body in respect of the foreshore and waters and structures thereon taking the place of the Crown. Any correspondence concerning your structure should now be addressed to the County Clerk, Raglan County Council, P.O. Box 1, Ngaruawahia. Rental accounts for your foreshore site will now be received from the council.

I must draw your attention to the continuing need to keep your structure in good order, repair and appearance.

Bylaws have been made by the council in this regard and in your own interests you should acquaint yourself with them.

Yours faithfully,

R.N. KERR  
Secretary for Marine

per:

(B.A. Ranger, Miss)

Sent to. S. Lancaster, 66 Terry St.,  
Blackhouse Bay,  
Auckland Hem 195

H.C. Ward, c/- Post Office,  
Port Waikato Hem 194

Mr. + Mrs J.R. Clinch, 66 Hakarua St.,  
Huntly  
Item 230

H.R. Shepherd, c/- Sturrock + Monteith  
12 Liverpool St.,  
Tuakau Hem 192

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

P 2/6

REF.....

1 March 1972

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



Dear Sir,

## Proposed Boat Ramp - Port Waikato

I have to advise that the further plan requested was forwarded to your office on 3 February 1972 and acknowledged on the 8th day of that month.

It would be appreciated if you would advise when actioning of the application will be completed as the Club is anxious to proceed with the construction of the ramp.

Yours faithfully,

A handwritten signature in blue ink, appearing to read 'N.R. Tyler'.

N.R. Tyler,  
County Clerk.

NRT:MP

Our Ref. 34/24/3  
Your Ref. ....

Marine Department,  
Box 1254,  
AUCKLAND.

THE COUNTY COUNCIL,  
.....  
.....  
.....  
.....  
.....

8/2/72

Dear Sir,

..... PROPOSED BOAT RAMP  
..... FOXI WAIKATO

Receipt of your ..... for your proposed  
..... is acknowledged.

Technical reports are now being obtained on the proposal,  
these may take some little time to prepare, but as soon as a  
decision has been reached, you will be advised by my Head Office,  
Wellington.

Yours faithfully,  
B.E. TURNER,  
District Officer.

*D.J. Greig*

Per : D.J. Greig.

Commissioner of Works,  
Ministry of Works,  
Box .....  
.....

Copy for your information and action.  
Would you please make a report on the proposed .....  
in terms of the Harbours Act, 1950, to the Commissioner of Works,  
Wellington.

The following papers are enclosed:-

- (1) ANSWER PLAN OF BOAT RAMP NO R.C.C 2413 A
- (2) YOUR REFERENCE IS NOT AVAILABLE IN THIS
- (3) OFFICE BUT IT APPEARS THAT YOUR OFFICE
- (4) RELATED WITH CONSULTATION FROM THE SECRETARY & MARINE

B.E. TURNER,  
District Officer.

*D.J. Greig*

Per : D.J. Greig.

Secretary for Marine,  
WELLINGTON.

Copy for your information and action.  
Enclosed are:-

YOUR 34/K-28/1 of 7/12/71  
RCC/RS

- (1) COPY OF PLAN R.C.C 2413 A
- (2) .....
- (3) .....
- (4) .....
- (5) .....

B.E. TURNER,  
District Officer.

*D.J. Greig*

Per : D.J. Greig.

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

REF.....

P. 2/6



3 February 1972

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Dear Sir,

Proposed Ramp - Port Waikato

In reply to your 54/128/1 of 7 December 1971 from Head Office, Wellington, I now forward a further plan in duplicate showing a longitudinal profile of the structure.

Yours faithfully,

A handwritten signature in blue ink, appearing to read 'N.R. Tyler'.

N.R. Tyler,  
County Clerk.

NRT:AF

Enc.

54/1428/1  
Your Ref: P2/6



7 December 1971

~~The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.~~

Dear Sir,

PROPOSED RAMP-PORT WAIKATO

My letter of 24 November 1971 refers.

Our technical advisers have examined the plans for the above ramp, and have requested that a further plan showing a longitudinal profile of the structure, materials used, and the mean high, and low water marks.

Would you please forward the above plan (in duplicate) to our District Officer, P.O. Box 1254, Auckland.

Yours faithfully,

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

R.N. KERR  
Secretary for Marine

per:

Copy for your information.  
My memorandum of 24 November 1971 refers. M.O.W. have requested the above plans. Please action when received.

(B.A. Ranger, Miss)

R.N. KERR  
Secretary for Marine

per:

*B.A. Ranger*  
(B.A. Ranger, Miss)

54/14/28

Your ref: B2/5

11 November 1971

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.

Dear Sir,

CONTROL OF FORESHORE AND WATERS - PORT WAIKATO

My letter of 8 October 1971 refers.

Attached are copies of the extract from the N.Z. Gazette showing the Order in Council granting control of foreshore and waters at Port Waikato to your Council, and copy of plan M.D. 14348.

To ensure adequate control of the area would you please forward copies of bylaws for approval by the Minister of Marine and Fisheries, at your earliest convenience.

As you are aware, although your Council will now licence structures on the foreshore, plans of such structures require approval under section 178(b) of the Harbours Act 1950, and duplicate locality and structure plans should be submitted to the District Officer, Marine Department, P.O. Box 1254, Auckland, who arranges for the necessary reports.

We will shortly forward a schedule of licensees, copies of permits, licences and plans in connection with transfer of control.

Yours faithfully,

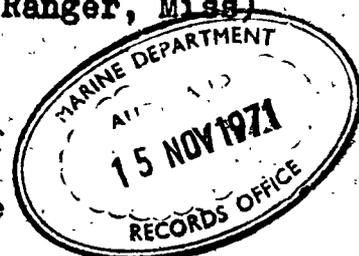
The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

R.N. KERR  
Secretary for Marine

per:

Copy for your information.  
Your reference 54/20/33. Attached for your records Gazette extract and copy of plan M.D. 14348. You will note from the description that foreshore control only extends along the Raglan County side of the river and control of waters extends to low water mark of the Franklin County's side of the river.

(B.A. Ranger, Miss)



R.N. KERR  
Secretary for Marine  
per: *B.A. Ranger*

(B.A. Ranger. Miss)

Encl

M54/14/28

Your ref: B2/5

8 October 1971

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.



Dear Sir,

CONTROL OF FORESHORE AND WATERS - PORT WAIKATO

I refer to your memorandum of 14 September, and in view of the fact that you propose to proceed as soon as possible with bylaws I shall now seek the necessary Order in Council granting control of foreshore and waters at Port Waikato to your Council.

Yours faithfully,

R.N. KERR  
Secretary for Marine

per:

A handwritten signature in cursive script, appearing to be "G. McKissock".

(G. McKissock)

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Your reference 54/20/33. Copy for your information.  
Copy of letter under reply herewith.

R.N. KERR  
Secretary for Marine

per:

A handwritten signature in cursive script, appearing to be "G. McKissock".

(G. McKissock)

54/14/28

120

# RAGLAN COUNTY COUNCIL

COUNTY CLERK  
N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER  
R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



RECEIVED  
16 SEP 1971

COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

B 2/5  
REF.....

14 September 1971

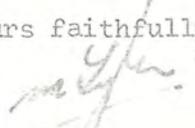
The Secretary for Marine,  
Marine Department,  
P.O. Box 10142,  
WELLINGTON.

Dear Sir,

CONTROL OF FORESHORE AND WATERS - PORT WAIKATO

I have to acknowledge receipt of your M54/14/28 of 9 September 1971 regarding the above matter. My Council is quite satisfied with your suggested amendment so that we are not involved in the foreshore of the Franklin County. Incidentally, the foreshore opposite Port Waikato is all in forestry (pines) and in any event is not likely to call for constructions on the foreshore.

It is suggested that no delay should take place in issuing the Order in Council granting control so that there will be no delay when by-laws are prepared. At the present time it is impossible to give attention to by-laws as all staff are engaged on local body election work in addition to their normal duties and will be until mid-October. After that date, it is hoped to prepare the by-laws in an endeavour to have them operative for Christmas but this may not prove possible. I cannot see that there can be any hiatus in control insofar as bathing, skiing and the use of the beaches are concerned as none is being exercised at the present time and this is the sole purpose of seeking control of the area.

Yours faithfully,  
  
N.R. Tyler,  
County Clerk.

NRT:MP

M54/14/28

Your ref: B2/5

9 September 1971

~~The Town Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.~~

Dear Sir,

CONTROL OF FORESHORE AND WATERS - PORT WAIKATO

Thank you for your letter of 25 August with amended description of the proposed area of control.

Further consideration of the area of foreshore control raises doubts as to whether the control of the foreshore on the northern side of the river is desirable, as although the Franklin County Council apparently agreed to this, it would mean that if a person wished to erect a boatshed, slipway, etc., on the foreshore on the northern side, it would be your Council that would issue the licence and charge fees. This could raise difficulties with building permits, etc., and I have further amended the description to exclude the northern foreshore by referring to the "line of low water mark" when describing the northern limits.

Please advise if this amendment is satisfactory or whether you wish the northern foreshore to be included, in which case, I would have to approach the Franklin County Council to confirm that it was aware of the full implications of your control.

To ensure that there is no hiatus in control, the draft bylaws should be submitted prior to the execution of the Order in Council granting control.

Yours faithfully,

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



R.N. KERR  
Secretary for Marine

per:

Copy for your information.  
Your reference 54/20/33.

(G. McKissock)

R.N. KERR  
Secretary for Marine

per:

(G. McKissock)

# RAGLAN COUNTY COUNCIL

COUN CLERK  
N. R. TYLER, B.COM., A.C.A., A.C.I.S.

COUNTY ENGINEER  
R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



26 AUG 1971  
COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716  
RECEIVED  
P.O. BOX 1  
NGARUAWAHIA

REF..... B 2/5 .....

25 August 1971

The Secretary for Marine,  
Marine Department,  
P.O. Box 10142,  
WELLINGTON.

Dear Sir,

CONTROL OF FORESHORE AND WATERS : PORT WAIKATO

In reply to your M54/14/28 of 20 August 1971 regarding the above, the following is an amended description as furnished by the County Engineer.

As soon as the control is gazetted, my Council will proceed with the preparation of the bylaws and it is hoped to give attention to this as soon as the triennial local body elections are over.

"All the foreshore and waters of the Tasman Sea and the Waikato River bounded by a line commencing at high water mark at a point in line with the extension of the western boundary of Lot 2 D.P.S. 4761, thence due north into the Tasman Sea for a distance of 200 yards, thence generally northerly, at a distance of 200 yards from high water mark to a point due north of the extremity of the southern spit at the mouth of the Waikato River, thence by a right line bearing 045° true to the opposite bank of the Waikato River, and then generally easterly by the line of mean high water mark to a point bearing 315° from the most northerly point of section 5 40422L and thence by a right line bearing 315° to high water mark on the opposite bank of the Waikato River, and thence generally westerly along the line of high water mark to the point of commencement."

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP

# WAIKATO COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

REF. M 1/2

25 August 1971

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



Dear Sir,

## Reclamation - Waikato River

In reply to your 54/20/33 of 13 August 1971 regarding a slip some 1.8 miles from Port Waikato, I have to advise that this is merely loose fill from the quarry and it is considered that it will consolidate and become part of the road.

No action would appear to be necessary.

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP

DG:CH

45/20/33

54/14/28

P.O. Box 1254,  
AUCKLAND.

16th August, 1971,

Secretary for Marine,  
WELLINGTON.

CONTROL OF FORESHORE AND WATERS  
PORT WAIKATO

Your minuted memorandum of 10/8/71 refers.

Please note that the Franklin County Council with their 2/5/70 of 3/12/70 already agreed that Raglan County Council control as per Option 2 of my letter of 9/11/70.

"Control of the full width of the river adjacent their foreshore control by the Raglan County Council under By-laws drawn up by the Raglan County Council."

B.E. TURNER  
District Officer.

Per : D. Greig.



DG:KMcA

54/20/33

P.O. Box 1254,  
AUCKLAND.

13 August 1971

The County Clerk,  
Raglan County Clerk,  
Box 1,  
NGARUAWAHIA.

Dear Sir,

RECLAMATION - WAIKATO RIVER.

During recent visits to Port Waikato it has been noticed that filling was encroaching over tidal land at a point adjacent a large slip some 1.8 miles from Port Waikato.

It may be that this land requires legalisation pursuant to Section 175 of the Harbours Act 1950, your comments are requested.

Yours faithfully,

B.E. TURNER,  
District Officer.



Per : D. Greig.

GMcK:DM

Our Ref: M54/14/28  
Your Ref: B/2/5

10 August 1971

~~The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.~~



Dear Sir,

CONTROL OF FORESHORE AND WATERS  
PORT WAIKATO

I refer to your letter and enclosure of 28 July.

The description appears to be satisfactory, but the control of half the river poses difficulties in that it would be difficult to determine whether a speeding boat, for instance, near the centre of the river was within the area of control or not. In a previous case where a county boundary extended to the middle line of a river, the adjoining counties agreed that one county would control the whole area of the river to avoid confusion.

There may be reasons why this may not be practicable, but it would certainly be preferable for control purposes.

Please advise.

Yours faithfully,

R.N. KERR  
Secretary for Marine

per:

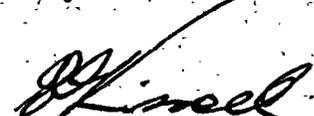
  
(G. McKissock)

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

... Copy for your information. Copy of letter under reply herewith. Your reference 54/20/33.

R.N. KERR  
Secretary for Marine

per:

  
(G. McKissock)

GMOK:MP

FILE

7 July 1971

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.



Dear Sir,

CONTROL OF FORESHORES AND WATERS, PORT WAIKATO

Your reference B.2/5

I refer to your letter of 25 June, and advise that a description of the area of water and foreshore is required, and a copy of the draft bylaws proposed in order that they may be checked by this department before they are formally adopted by your Council.

A suggested limit for water control is "all those waters of the Waikato River and the Tasman Sea within the arc of a circle centred at the bar beacon situated (co-ordinates) and having a radius of ....., and bounded to the east by a right line commencing at high water mark on the southern bank of the Waikato River at a point due ..... of the northern extremity of the boundary of Pt. sec. 5, 40422 L, and running in an E.N.E. direction ? to high water mark on the northern bank of the Waikato River".

The foreshore could be simply described as "all the foreshore of the Waikato River and the Tasman Sea fronting the town of Port Waikato between a point in line with ..... and a point in line with .....".

No doubt your County Surveyor or Engineer could insert suitable reference points and amend the suggested description as required. I attach a plan of the area and would appreciate the details of control when finalised to be drawn on the plan and returned to me.

Yours faithfully,

R.N. KERR  
Secretary for Marine

Encl:

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

per:

(G. McKissock)

Copy for your information. Your reference 54/20/33.

R.N. KERR  
Secretary for Marine

per:

(G. McKissock)

54/14/28

BAR:GEW

3 June 1971

~~The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWHIA.~~

Dear Sir,

CONTROL OF FORESHORES AND WATERS - PORT WAIKATO (YOUR REF B2/5)

Further to my letter of 26 March 1971, would you please advise the current position regarding the preparation of by-laws.

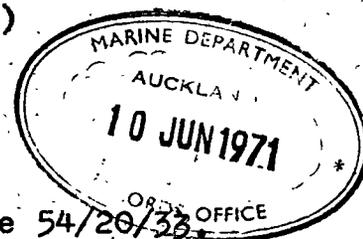
Yours faithfully

R.N. KERR  
Secretary for Marine

per:

(B.A. Ranger-Miss)

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



Copy for your information. Your reference 54/20/33.

R.N. KERR  
Secretary for Marine

per: *B.A. Ranger*

(B.A. Ranger-Miss)

54/20/33

REGISTER A.R.

P.O. Box 1254,  
AUCKLAND.

31 May 1971

The Post Waikato Boating Club,  
G/O Mr A.H. Cole Baker,  
R.D.,  
TUAKAU.

Dear Sir,

BOAT RAMP - PORT WAIKATO

During a recent visit to the Port Waikato area, the construction of a boat ramp, sited adjacent the wharf was noted. As this construction will encroach below mean high water mark, which is Crown Land administered by the Marine Department, the plans and papers listed on the enclosed application form should be sent to this office for consideration by the Minister of Marine and Fisheries. These papers should include a letter of comment from the Raglan County Council.

Until consideration is given no further construction below m.h.w.o.s.t. should take place.

Yours faithfully,

B.E. TURNER  
District Officer.

*BA*

Per : D. Greig.

B/O 2/6/71

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

REF. M 1/2

26 May 1971

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



Dear Sir,

## Port Waikato

In reply to your 54/20/33 of 4 May 1971 regarding certain construction work at Port Waikato, I have to advise that the boat ramp is being constructed by the Port Waikato Boating Club and I understand that the Secretary is Mr. A.H. Cole-Baker, R.D., Tuakau. ✓

Enquiries reveal that the three posts have been put in by a syndicate of 3 men, one of whom is Mr. H. Woolley, George Street, Tuakau.

Yours faithfully,

A handwritten signature in dark ink, appearing to read 'N.R. Tyler'.

N.R. Tyler,  
County Clerk.

NRT:MP

P.O. Box 1254,  
AUCKLAND.

4 May 1971

The County Clerk,  
Regan County Council,  
Box 1,  
HGURAWAHIA.

Dear Sir,

PORT WAIKATO

During a recent visit to the Port Waikato area, it was noticed that a ramp was being constructed adjacent to the wharf, and that adjacent the reserve half mile from the settlement, 3 posts have been erected below mean high water. It would be of assistance to this office if you could advise the names and addresses of the persons responsible for the work, and assist this office in taking action to gain the Minister of Marine's consideration and legalisation.

Yours faithfully,

B.E. TURNER,  
District Officer.

Per : D. Greig.



26 March 1971



The County Clerk,  
 Raglan County Council  
 P.O. Box 1  
 NGARUAWAHIA.

Dear Sir,

Your letter B2/5 of 3 March 1971 to this department's district officer at Auckland refers. The By laws to which you refer were made by Waitemata County Council under sections 8A and 165 of the Harbours Act 1950 and I enclose a copy of these By laws (as amended by Council's By law number 48) with By laws made under Section 8 A marked in red. These relate mainly to water skiing, speed boating and mooring within the waters controlled by the Council. If you merely wish to control surfing, bathing etc., section 165 would apply. However, I would suggest you consult your Solicitors on this matter when preparing By laws, and that you forward them to this office in draft form. If they appear suitable they will be returned to you so that as soon as the Order in Council is made, giving your Council control, Council can formally adopt the By laws and on receipt of a sealed copy they will be forwarded to the Minister of Marine and Fisheries for his approval.

In the meantime, as Franklin County Council has agreed that your Council can control the waters from bank to bank and your Council has agreed to this, a new description will be necessary (assuming that you intend taking control under section 8 A in order to regulate water skiers and mooring etc) defining the area. If you have difficulty in this regard the Commissioner of Crown Lands at Hamilton may be able to help.

*Mr Kerr*

Yours faithfully,

R. N. KERR  
 Secretary for Marine

per:

(R. P. Taylor)

ACKNOWLEDGEMENT  
 P.O. BOX 1524  
 MARINE DEPARTMENT  
 THE DISTRICT OFFICE

Encs

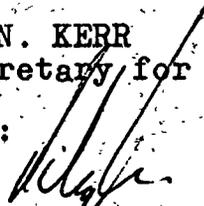
PLEASE TUMBLE/

A  
The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Copy for your information. Your memorandum 54/20/33 of 4 March 1971 refers. The Council does not seem sure under what section it wishes to assume control, but it is hoped that Council's Solicitors can help in this matter. The matter of new harbour limits can be left at present.

R. N. KERR  
Secretary for Marine

per:

  
(R. P. Taylor)

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.

COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716



P.O. BOX 1  
NGARUAWAHIA

B 2/5

REF.....

3 March 1971

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Dear Sir,

## CONTROL OF FORESHORES AND WATERS - PORT WAIKATO

In reply to your 54/20/33 of 2 March 1971 regarding the above, I have to advise that my Council would prefer to be guided by you in the matter as to the Section under which the Council would take control. The object in obtaining control is to prepare by-laws for the control of both the water, e.g. as far as bathing, use of surf boards etc. and also the foreshore in regard to the use of beaches. Council would then proceed to prepare a set of by-laws similar to those enacted by the Waitemata County Council. The Waitemata County Council's by-laws were made under the powers conferred on that Council by the Counties Act 1956 and the Harbours Act 1950.

Would you please see that the widest powers are given to my Council when the control is vested in it. It would seem from your letter of 9 November 1970 that wider powers would be obtained if Council was able to make by-laws under Section 165 but I leave it to your judgement. If you are not prepared to act under these instructions the matter will have to be referred to my Council's Solicitors.

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP



DG:CH

54/20/33

B 2/5

P.O. Box 1254,  
AUCKLAND.

2nd March, 1971.

The County Clerk,  
Raglan County Council,  
Box 1,  
NGARUAWHIA.

Dear Sir,

**CONTROL OF FORESHORES AND WATERS  
PORT WAIKATO**

---

Further to my letter of 14/12/70, please advise if your Council has made any decision with regard to the section of the Harbours Act under which your Council would take control.

Yours faithfully,

B.E. TURNER  
District Officer.

Per : D. Greig.

Secretary for Marine,  
WELLINGTON.

Your 54/14/28 of 25/2/71 refers. Copy for your information.

B.E. TURNER  
District Officer.

Per : D. Greig.

54/14/28



# MARINE DEPARTMENT

HEAD OFFICE: Aurora House, 62 The Terrace, Wellington, New Zealand. P.O. Box 10142. Telephone 71 759. Telegrams and Cables: "Secymarine".

25 February 1971

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



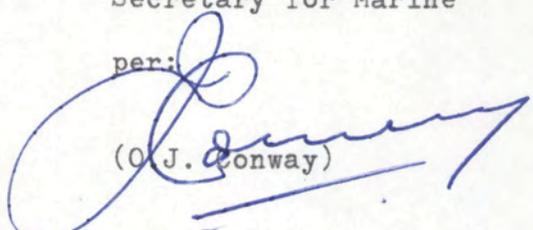
RAGLAN COUNTY COUNCIL : CONTROL OF FORESHORE  
PORT WAIKATO

(Your Ref: 20/33)

Further to your memorandum of 18 December 1970 would you please advise when a reply is expected from the County concerning the control of foreshore at Port Waikato.

R.N. KERR  
Secretary for Marine

per:

  
(O. J. Conway)

20/33

54/14/28

P.O. Box 1254,  
AUCKLAND.

18 December 1970

Secretary for Marine,  
Marine Department,  
WELLINGTON.

**REGIAN COUNTY COUNCIL CONTROL OF FORESHORE  
PORT WAIKATO**

---

Your 54/14/28 of 23 November 1970 refer.

Copy for your information, a reply to a  
letter based on your 54/14/28 of 1 December 1970 is  
still awaited.

B.E. TURNER,  
District Officer.

Per : D. Greig.



# RAGLAN COUNTY COUNCIL

COUNTY ENGINEER

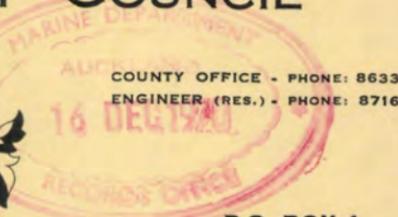
N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



REF. B 2/5



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

15 December 1970

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Dear Sir,

Control of Foreshores and Waters - Port  
Waikato

In reply to your 54/20/33 of 7 December 1970 regarding the above, I have to advise that my Council accepts the offer of the Franklin County Council to permit my Council to control the river where foreshore control is sought at Port Waikato. Would you please submit the application to the Minister of Marine for his consent and if and when this is forthcoming, Council will proceed to enact bylaws in terms of Section 165 of the Harbours Act 1950.

I shall look forward to hearing from you in due course.

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP

DG:CH

54/20/33

B 2/5

P.O. Box 1254,  
AUCKLAND.

14th December, 1970.

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.

Dear Sir,

**CONTROL OF FORESHORES AND WATERS  
PORT WAIKATO**  
\*\*\*\*\*

Further to my letter of 7/12/70, and to clear up any possible misunderstanding in this matter, section 8A of the Harbours Act 1950 would enable your Council to do, by by-law, anything that a Harbour Board may do in relationship to the waters. The subject matter for the by-laws are listed under section 232 of the Act, and in effect the Council would be exercising similar controls as to those you have over Raglan Harbour.

Yours faithfully,

B.E. TURNER  
District Officer.

Per : D. Greig. 



Please quote  
M54/14/28

# MARINE DEPARTMENT

HEAD OFFICE: Aurora House, 62 The Terrace, Wellington, New Zealand. P.O. Box 10142. Telephone 71 759. Telegrams and Cables: "Secymarine".

1 December 1970

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



RAGLAN COUNTY COUNCIL - FORESHORE CONTROL -  
PORT WAIKATO

(Your Ref: 54/1/160 & 54/20/33)

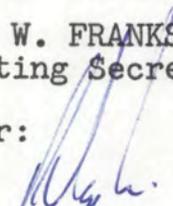
Further to my memorandum of 23 November 1970, after further discussion in this office, the question has been raised as to whether Raglan County Council really intends to assume the control of waters under section 8A of the Harbours Act 1950. From the Council's letter of 29 July 1970 it appears that Council merely wishes to control bathing and surfing, powers which it could exercise under section 165, whereas section 8A would give far wider powers.

Please clarify this point for me.

If, however, the control of waters under section 8A are required it would be preferable to have the waters controlled from bank to bank, the control to be either jointly with Franklin County Council or by Raglan County Council alone. If such a control is feasible, the boundary could probably be defined by a suitable right line across the river and perhaps a suitable line or arc of a circle at the river mouth. In the event of an arc being the outer limit of waters controlled, this could also be the new harbour limit in place of the existing one, which is most unsatisfactory.

C. W. FRANKS  
Acting Secretary for Marine

per:

  
(R. P. Taylor)

*Handwritten notes:*  
frank's letter  
results of answer  
+ bank to my  
letter of 1/12/70

DG:CH

54/20/33

P.O. Box 1254,  
AUCKLAND.

7th December, 1970.

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.

Dear Sir,

CONTROL OF FORESHORES AND WATERS  
PORT WAIKATO  
-----

Advice has been received from the Franklin County Council that they are in favour of your Council having control as defined by option two (2) of my letter of 9/11/70, that is:-

"Control of the full width of the river adjacent to the Raglan County's foreshore control, under by-laws drawn up by Raglan County Council."

I will now await your Council's decision before submitting the application to the Minister of Marine.

Yours faithfully,

B.E. TURNER  
District Officer.

Per : D. Greig.

Secretary for Marine,  
WELLINGTON.

Your 54/14/28 of 23/11/70 refers.

Enclosed copies of correspondence (2).

B.E. TURNER  
District Officer.

Encls.

Per : D. Greig.

*St*

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633

ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

REF..... B 2/5 .....

24 November 1970

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Attention Mr. Greig

Dear Sir,

## Control of Foreshores and Waters - Port Waikato

In reply to your 54/1/160 of 54/20/33 of 9 November 1970 regarding the above, I have to advise that my Council will now await the result of your discussions with the Franklin County Council on the alternatives suggested in your letter. It would appear that the most suitable method to approach the matter would be for the Franklin County Council to agree that my Council control the portion of the river in the area adjacent to the foreshores to be vested.

Your advice regarding the bylaws is noted.

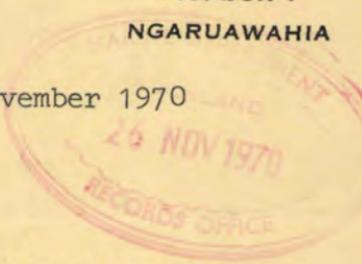
Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP

*Letter already  
with + Inactive ab*

*13/10 20/12/70*



# Franklin County Council

IN REPLYING

F.C.C.

2/5/17

PLEASE QUOTE THESE  
NUMBERS

POSTAL ADDRESS:  
PRIVATE MAIL BAG, PUKEKOHE  
TELEPHONE 555  
PUKEKOHE EXCHANGE

County Chambers,  
Roulston Street,  
Pukekohe N.Z.

3rd December, 1970

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND

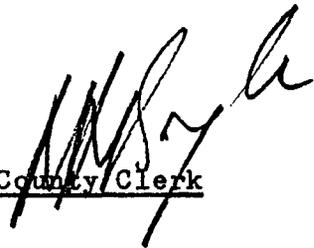


Dear Sir,

RAGLAN COUNTY COUNCIL - CONTROL OF FORESHORES AND WATERS  
WAIKATO RIVER  
Your references 54/1/160 and 54/20/33

In reply to your letter of the 9th November, I have to advise that Council at its meeting held on the 30th November approves of the control of the foreshore by the Raglan County Council under option (2) as set out in your letter.

Yours faithfully,

  
County Clerk

WHC:PAH



Please quote

M54/14/28

# MARINE DEPARTMENT

HEAD OFFICE: Aurora House, 62 The Terrace, Wellington, New Zealand. P.O. Box 10142. Telephone 71 759. Telegrams and Cables: "Secymarine".

23 November 1970

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



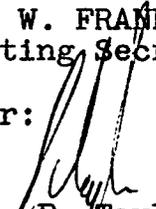
RAGLAN COUNTY COUNCIL - FORESHORE AND WATERS  
CONTROL - PORT WAIKATO

Your minuted memorandum 54/1/160 and 54/20/33 of 9 October 1970 refers.

While it may be legally correct under section 165 of the Harbours Act 1950 to grant foreshore control to one county when the foreshore is within another county's boundaries, I feel that we should still obtain the concurrence of Franklin County Council to this proposed grant of foreshore control.

C. W. FRANKS  
Acting Secretary for Marine

per:

  
(R. P. Taylor)

54/1/160  
54/20/33P.O. Box 1254,  
AUCKLAND.

9th November, 1970.

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.

Dear Sir,

**CONTROL OF FORESHORES AND WATERS  
PORT WAIKATO**  
-----

Further to our recent discussion on your Council having the control of the foreshores and waters adjacent Port Waikato, examination of map N51 of the 177A cadastral series shows that the boundary of Franklin County comes to mean high water on the Raglan County side of the Waikato River. As it would appear that on advice received from my Head Office, Wellington, control of waters to the centre of the river might be impracticable as two sets of differing by-laws might operate on the same stretch of the river, two alternatives of control of waters could be implemented.

These alternatives are:-

1. That joint by-laws to control the waters be drawn up with Franklin County and the control shared.
2. That with Franklin County Council's agreement, your Council's control of the portion of the river from bank to bank in the area adjacent the foreshores to be vested.

The views of the Franklin County Council on these alternatives will be sought on your behalf and I will advise you in due course.

The by-laws of the Raglan Harbour Board have been perused by my Head Office and it appears that they were drawn up pursuant to Section 232(42) for waters control within the Raglan Harbour limits, this section however does not allow for by-laws to be made for foreshores control which would have been granted pursuant to Section 165 under which section the Board would have powers to license certain structures (but could not make regulations governing the use of such structures) and could not regulate any other activities on the foreshore, i.e. behaviour, dress, traffic. It may be that the Board considers that it has sufficient powers under Section 232 to make by-laws for its foreshore control.

But it is suggested that wider powers would be advantageous if by-laws were approved under Section 165.

Yours faithfully,

B.E. TURNER, District Officer. D. Greig.

Secretary for Marine,  
WELLINGTON.

Your 54/14/28 of 2/11/70 refers. Foreshore control pursuant to Section 165 for the Port Waikato area can be granted even if the foreshore is within the boundaries of another county.

B.E. TURNER  
District Officer.

Per : D. Greig.

P.O. Box 1254,  
AUCKLAND.

9 November 1970

The County Clerk,  
Franklin County Council,  
Private Bag,  
PAKEKOHE.

Dear Sir,

RAGLAN COUNTY COUNCIL CONTROL OF FORESHORES  
AND WATERS - WAIKATO RIVER.

The Raglan County Council have requested that parts of the foreshore at Port Waikato extending some 200 yards up stream from the wharf, and to the end of sunset beach be vested into their control.

Control of the waters is also sought for the foreshore frontage in the Waikato River and at Sunset Beach. The boundary of control within the river was to be the centre line, but this would be some what impracticable and the Raglan County Council have been asked to consider the following alternatives.

- (1) Joint control with your Council of that portion of the river with joint by-laws pursuant to Section 8A of the Harbours Act 1950.
- (2) Control of the full width of the river adjacent their foreshore control by Raglan County under by-laws drawn up by Raglan County Council.

As the Waikato River is within your Councils boundary at this point, I would be obliged if your Council would signify which alternative control your Council would favour. Should your Council be quite in favour of option (2) your Councils approval would be required.

Yours faithfully,

B.E. TURNER,  
District Officer.

54/14/28



# MARINE DEPARTMENT

HEAD OFFICE: Aurora House, 62 The Terrace, Wellington, New Zealand. P.O. Box 10142. Telephone 71 759. Telegrams and Cables: "Secymarine".

2 November 1970

The District Officer,  
Marine Department,  
P O Box 1254,  
AUCKLAND.



RAGLAN COUNTY COUNCIL - FORESHORE CONTROL -  
PORT WAIKATO

Your memo 54/20/<sup>2</sup>3 and 54/1/160 of 22 October 1970 refers.

165 day  
not  
necessary

According to NZMS177A Sheet N51 and Gazette references 1969 page 1259 and 1965 page 171 the boundary between the Counties of Raglan and Franklin is, at this point, on the "left bank" of the Waikato River. This places the Waikato River, and presumably the foreshore, within Franklin County, in which case Franklin County Council's consent will be necessary. (Although the Gazette refers to the "left bank", I understand that this is usually taken to mean MHWS). Also, if any part of this area of foreshore borders on land controlled by a National Park Board, Scenic Board, or Domain Board that Board must also give its written consent.

There could however be difficulty in having waters control granted to the centre of the river, as this could possibly mean that two sets of differing bylaws would operate on the same stretch of river, and it would be preferable if Franklin County Council and Raglan County Council applied for joint control as is provided for in section 8A of the Harbours Act 1950, and as has been granted to Hutt County and Porirua City Councils in the case of Porirua Harbour.

The bylaw enclosed with your memo is not a bylaw made under section 165 of the Harbours Act 1950 for foreshore controlled by the Raglan Harbour Board, but is a bylaw made under section 232(42) for waters control within Raglan Harbour Limits. The Board has also made several other bylaws under section 232 for various purposes within its Harbour. This section however, does not allow for bylaws to be made for foreshores the control of which have been granted under section 165. The Board would, by virtue of section 165, have the necessary power to licence certain structures (but could not make regulations governing the use of such structures) and could not regulate any other activities on the foreshore, such as regulating the behaviour and dress of persons on the foreshore, or regulate traffic, or does the Board consider it has sufficient powers under s.232 to make bylaws for its foreshore control under s.165?

Please investigate the possibility of both Councils applying for a joint control, in which case one set of bylaws could be made, controlling aquatic activities on the river, from bank to bank. Alternatively Franklin County Council will need to give its consent to the grant of control.

Please also raise the matter of bylaws with the Harbour Board, for its foreshore control in Raglan Harbour.

R.N. KERR  
Secretary for Marine

per:

  
(R.P. Taylor)

DG:CH

54/20/23  
54/1/160

M54/14/28

P.O. Box 1254,  
AUCKLAND.

22nd October, 1970.

Secretary for Marine,  
WELLINGTON.

**RAGLAN COUNTY COUNCIL  
FORESHORE AND WATERS CONTROL  
PORT WAIKATO**

Your 54/14/28 of 14/8/70 refers.

Port Waikato

The County Clerk at a meeting on 21/10/70 has indicated that the Council wish to apply for control of waters and foreshore for the following:

Foreshore control

From the S.W. boundary of Lot 2 D.P.S. 4761 following a line northerly and up the south bank of the Waikato River to a point being the N.W. corner of part Lot 5 D.P. 360.

Waters control

For a distance of 200 yards out commencing at the S.W. boundary of Lot 2 D.P.S. 4761 and running to a point adjacent pt. O.L.C. 49 then southerly to the centre of the river and then following a line up the centre of the river to a point opposite the N.W. corner of part Lot 5 D.P. 360 and then shorewards,

All as shown on the enclosed plan.

The Council do not wish to control the northern side of the river which is adjacent Franklin County, only wishing control to regulate launch users and water skiing in their own area.

I feel it would be unwise to press the Council to assume more at this time.

Raglan Harbour Board

I was informed that the County acting as the Board use their by-laws and I would refer you to a letter from the Minister of Marine dated 28/4/61.

A sealed copy of the by-laws of the Raglan Harbour Board is enclosed.

B.E. TURNER  
District Officer.

Encl.

Per : D. Greig.



21/8/70 County with a control  
 for 200 yds or marked & only to limits of  
 this - do not wish to come into Harbour C.P. Webb

# MARINE DEPARTMENT

Please quote  
 M54/14/28

HEAD OFFICE: Aurora House, 62 The Terrace, Wellington, New Zealand. P.O. Box 10142. Telephone 71 759. Telegrams and Cables: "Secymarine".

*received  
 24/8/70*

14 August 1970

MAIORO  
 VI }  
 VII } West

The District Officer,  
 Marine Department,  
 P.O. Box 1254,  
 AUCKLAND.

10 C.M. Black Paper  
 PHOTODUPE

P.O. Box 460

~~VIII~~  
 VIII WASHINGTON  
 Box

RAGLAN COUNTY COUNCIL - FORESHORE CONTROL :  
PORT WAIKATO

Your memo 54/1/160 of 3 July 1970 and minuted memo 54/1/302 of 31 July 1970 refer. As the harbour limits for Port Waikato are described as being "a circle of 1½ nautic miles radius from South Head" (Gazette 1868, page 549) it may be advantageous for Council to have control of the foreshore and waters within these limits or at least to the southern extremity of these limits where the circle intersects the foreshore. (The exact point of intersection is not yet known as the exact location of South Head is not easily determined, the entrance to the Waikato River being composed of shifting sand bars.)

I notice that you have drawn to Council's attention the necessity for making bylaws and in this regard you could question Council as to whether it is intended to have bylaws made for the other areas of foreshore controlled by Raglan Harbour Board in Raglan Harbour, as I am unable to trace any approval having been given by the Minister of Marine for such bylaws (Gazettes 1957, page 2114 and 1963, page 1803 refer).

As the harbour limits are not accurately defined at present they will need to be redefined in terms of fixed permanent marks and in this regard I would be pleased if you could obtain a large scale map of the area showing section boundaries, trigs, etc., and if possible, bench marks so that a suitable description can be drafted. Council could then reapply for control of the foreshore and/or waters. I notice in your memo of 3 July 1970 that Council has applied for a grant of control of the foreshore under sections 8A and 165 of the Harbours Act 1950, but as section 8A relates to water you could clear this up with the Council, as to whether it was Council's intention to also apply for the waters. Please bring the above matters to the attention of the Council and keep me informed of developments.

*Mr Greig for action please  
 Keeping me informed.  
 J.K. 20/8.*

R.N. KERR  
 Secretary for Marine

per:   
 (R.P. Taylor)

P.O. Box 1254,  
AUCKLAND.

31st July, 1970.

The County Clerk,  
Raglan County Council,  
P.O. Box 1,  
NGARUAWAHIA.

Dear Sir,

**CONTROL OF FORESHORES  
PORT WAIKATO**

Thank you for your letter and plan of 29/7/70, the application will be forwarded to my Head Office, Wellington, for consideration.

Yours faithfully,

B.E. TURNER  
District Officer.

Per : D. Greig.

Secretary for Marine,  
WELLINGTON.

My 54/1/60 of 3/7/70 refers. Copy for your advice and action.

Please find enclosed a copy of correspondence from the Raglan County Council who are applying for control of the foreshores in the area indicated "A - B" on the enclosed map.

As stated in my letter of 3/7/70 the requirement for by-laws being submitted and approved was explained to the County Clerk, but from our discussion I expected the Council to apply for control of waters also.

B.E. TURNER  
District Officer.

Per : D. Greig.

Encls.

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.

COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716



P.O. BOX 1  
NGARUAWAHIA

REF..... B 2/5

29 July 1970

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Dear Sir,

## FORESHORE - PORT WAIKATO

Application is hereby made in terms of Sections 8A and 165 of the Harbours Act 1950 for the control of the foreshore at Port Waikato from a point approximately 200 yards above the Port Waikato wharf to the rocks at Sunset Beach as shown on the accompanying map.

My Council's object in obtaining control of this section of beach is to enable it to enact bylaws to control the beach and bathing therefrom and to restrict the use of surf boards in such designated bathing areas.

It would be appreciated if you would place this application before the Marine Department accordingly.

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP



54/1/160

P.O. Box 1254,  
AUCKLAND.

3rd July, 1970.

Secretary for Marine,  
WELLINGTON.RAGLAN COUNTY COUNCIL  
FORESHORE CONTROL  
SUNSET BEACH  
-----

Subsequent to receiving a letter, a copy of which is attached, from Mr. Tyler, County Clerk, Raglan County Council, regarding control of surfing, I called on 30/6/70 and explained foreshore control application procedure.

The area the County is most interested in is locally known as "Sunset Beach" and is becoming very popular with surf riders and the bathing public, and the County feels that some control is now necessary.

The Council will be discussing the subject at their next meeting on 27/7/70 and if they decide to take control, will forward a map with the area marked and described. The application will be for foreshore and waters control subject to Sections 8A and 165 of the Harbours Act 1950.

I suggested that the County also apply for the area extending to above the Port Waikato Wharf, this area being used extensively by the public. The consent of the Waikato Valley Authority may be required for this additional area.

A copy of the approved Waitemata County By-laws was left with Mr. Tyler for his reference, and the requirement of approved By-laws by the Minister of Marine was explained.

A plan of the proposed area of control is attached for your reference.

B.E. TURNER  
District Officer.

*2/11/70*  
Raglan Harbour By-laws not required at present  
County applies its by-laws.

*See letter 28/11/61 from*

Per : D. Greig.

*Minutes*

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

REF..... B 2/5 .....

P.O. BOX 1  
NGARUAWAHIA

1 July 1970

The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.



Dear Sir,

## Foreshore - Port Waikato

I desire to thank you for the loan of the copy of the Waitemata County Council By-laws controlling bathing and return same herewith. I have taken a copy of same for my own use.

As discussed with you, the question of seeking the control of a section of foreshore at Port Waikato will be discussed at the next meeting of Council to be held on 27 July 1970 and you may expect to hear from me after that date.

Yours faithfully,

N.R. Tyler,  
County Clerk.

NRT:MP

Encl:

# RAGLAN COUNTY COUNCIL

COUNTY CLERK

N. R. TYLER, B.COM., A.R.A.N.Z., A.C.I.S.

COUNTY ENGINEER

R. B. MURRAY, B.E., A.M.I.C.E., A.M.N.Z.I.E.



COUNTY OFFICE - PHONE: 8633  
ENGINEER (RES.) - PHONE: 8716

P.O. BOX 1  
NGARUAWAHIA

REF. B 2/5

24 June 1970



The District Officer,  
Marine Department,  
P.O. Box 1254,  
AUCKLAND.

Dear Sir,

## Foreshore - Port Waikato

My Council desires to establish control of bathing and surfing at Port Waikato where bathing is becoming hazardous owing to the surfing that is carried on in the same locality. The object is to define areas for bathers only so that surfing can be kept clear of such areas.

My Council has power under Section 401 (23) of the Counties Act 1956 to enact By-laws regulating bathing. Before proceeding to draft a by-law it would be appreciated if you have any comments to make on the proposal as the foreshore would be under the control of the Marine Department.

Yours faithfully,

A handwritten signature in blue ink, appearing to read 'N.R. Tyler'.

N.R. Tyler,  
County Clerk.

NRT:MP