

Waitakere City District Plan

Plan Change 26: Living Environment Bulk and Location Rules

Amendments to the District Plan

Living Environment

Amend the Living Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~.

RESIDENTIAL ACTIVITIES / DENSITY

2.0 General

The following rules shall apply to all *Residential Activities* (excluding additions and alterations):

2.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

• any *Residential Activity* which involves:

- (i) *dwellings with a minimum 450m² net unit area per dwelling except in the Living (3) Environment; and*
- (ii) *dwellings with a minimum 650m² net unit area and an average of 800m² net unit area in the Living (3) Environment; and*
- (iii) *minor household units with a minimum 600m² net unit area for the minor household unit and associated dwelling; and*
- (iv) *a dwelling on any site or proposed site for which a Council certificate pursuant to section 223 of the Act or section 314 of the Local Government Act 1974 was issued prior to 14 October 1995, and which complied with district plan standards prior to that date.*

2.3 Discretionary Activities

...

- (d) *Minor household units within the Living 2 Environment located between an existing dwelling and a site boundary with the Transport Environment (but excluding that part of the Transport Environment forming the rail corridor).*

[Add the following assessment criteria]

...

The extent to which the location, scale and design of buildings in the Living 2 Environment contributes to or detracts from:

- urban amenity and neighbourhood character,
- maintenance of the sense of space around buildings, and space for growth of vegetation, and in particular, larger trees.

BUILDING LOCATION – NATURAL LANDSCAPE ELEMENTS

3.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- *buildings* and *development* which are not on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*;
- decks less than 1.0 metre in height on land identified as a *sensitive ridge* or headland / cliff / scarp on the *Natural Area maps*;
- additions or alterations to existing *buildings* or *development* on land identified as a *sensitive ridge* or headland / cliff / scarp on the *Natural Areas Maps*, provided that the additions or alterations:
 - do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* and/or enable development beyond the existing *building bulk*;
 - are not for the enclosure of a deck.

3.2 Controlled Activities

Activities meeting either of the following Performance Standards are *Controlled Activities*:

- *buildings* and *development* on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps* provided that any *building* is not visible in front of the sea or above the *skyline* as viewed from a *road* or other *public place*.
- additions or alterations to existing *buildings* or *development* on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*, provided that the additions or alterations do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* beyond the existing *building bulk* by more than 20m².

...

3.4 Discretionary Activities

Activities meeting the following Performance Standard are *Discretionary Activities*:

- ~~*buildings* and *development* on land identified as a *natural sensitive ridge* which does not meet the performance standards in Rules 3.1, 3.2, and 3.3.~~
- *buildings* and *development* on land identified as a *natural sensitive ridge* which does not meet the performance standards in Rules 3.1, 3.2 and 3.3, provided that no *structure* located on a *sensitive ridgeline*, headland, cliff or scarp has a *height* exceeding 10.0 metres.

BUILDING HEIGHT

4.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *buildings* having a maximum *building height* not exceeding 8.0 metres in the *Living (L1), (L2), (L3) and (L4) Environments*. (See diagram 4A)
- *buildings* in the *Living 2 Environment* having a maximum *building height* not exceeding 8.0 metres, except that where *building* is to be located between an existing *dwelling* and a *site boundary* with the *Transport Environment* (but excluding that part of the *Transport Environment* forming the rail corridor), then the maximum *building height* is 5.0 metres.

HEIGHT IN RELATION TO BOUNDARY

5.0 General

The following rules shall apply to *Any Activity* involving the erection or alteration of *buildings*.

5.1 Permitted Activities

Activities meeting the following Performance Standards are permitted Activities:

- *buildings* which:
 - (i) have ground floor windows of any *habitable rooms* located no less than 1.2 metres from a *site boundary* or from a *building* on the same *site*; and
 - (ii) do not project beyond the following *recession planes*:
 - *southernmost site boundary recession plane 35°*
 - *westernmost and easternmost site boundary recession plane 45°*
 - *northernmost site boundary recession plane 55°*

as measured from any point 2.5 metres vertically above *ground level* on any *site boundary* (or, in the case of more than one *dwelling* on a *site*, the *unit area boundary*) adjoining *land* within a *Living Environment* or a *Bush Living Environment* or a *Waitakere Ranges Environment* or an *Open Space Environment* or a *Countryside Environment* or a *Foothills Environment* (see diagram 5A), provided that:

- gable ends may penetrate the *recession plane* by no more than one-third of the gable *height*;
- no account shall be taken of TV aerials, chimneys, and decorative features that do not extend more than 1.0 metre in any horizontal direction;
- no account shall be taken of solar panels;
- ~~where a *site boundary* adjoins a *shared driveway* or pedestrian accessway serving a *rear dwelling* the *site boundary* for the purposes of this rule shall be taken as the farthest boundary of that *shared driveway* or pedestrian accessway. (See diagram 5A next page)~~
- where a *site boundary* adjoins a legally established *driveway(s)* / *shared driveway(s)* serving a *rear dwelling* / *rear site*, the measurement shall either be taken from the farthest boundary of the *driveway(s)* / *shared driveway(s)*, or at a parallel line 3.2 metres from the *site boundary*, whichever is the lesser. (See diagram 5B).

5.2 Limited Discretionary Activities

Activities meeting the following Performance Standard are *Limited Discretionary Activities*:

- Ground floor windows of a *habitable room* within 1.2 metres of a *site boundary* or a *building* on the same *site*.

Assessment of *Limited Discretionary Activity* applications made under this rule will be limited to matters of *height*, location, *design*, screening and planting and will be considered in accordance with Assessment ~~Criterion~~ Criteria 5(c) and 5(d).

5.3 Discretionary Activities

Activities meeting the following Performance Standard are *Discretionary Activities*:

- *buildings* projecting beyond the *recession plane* requirements set out in Rule 5.1(ii).

Discretionary Activity applications made under this rule will be assessed having regard to Assessment Criteria 5(a), 5(b), ~~and~~ 5(d) and 5(e) and any other matters that are relevant under section 104 of the Act.

...

[Add the following Assessment Criteria 5(e)]

...

5(e) The extent to which the height, location, scale and design of buildings will complement amenity values and neighbourhood character.

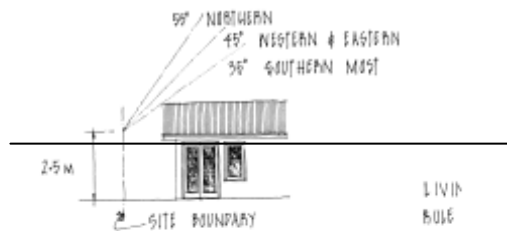


Diagram 5A

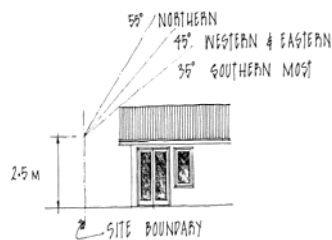


Diagram 5A

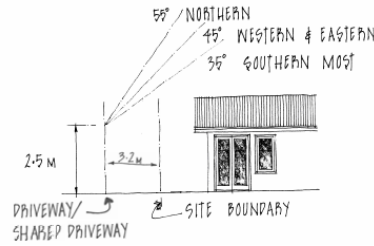


Diagram 5B

BUILDING COVERAGE

7.1 Permitted Activities

- decks less than 2.0 metres in height.

7.2 Discretionary Activities

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Discretionary Activity applications made under this rule will be considered in accordance assessed having regard to Assessment Criteria 7(a) -7(e) and any other matters which are relevant under section 104 of the Act.

BUILDING LOCATION – PRIVACY / AMENITY

8.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

(a) Residential buildings, except where the main glazing of the main living room is adjacent to a Transport Environment boundary or an Open Space Environment boundary, are located and designed so that:

- the main glazing of the main living room is either; and
- ~~any outdoor space required under Rule 9.0;~~
 - is separated by a minimum of 6.0 metres from the *site boundary* (except a road boundary) or, in the case of more than one *dwelling*, on a *site*, from the *unit area boundary* of adjoining sites; or
 - ~~is screened from adjoining sites.~~

(b) Any *Non-Residential Activities* which are screened from adjoining sites and the road provided that one vehicle associated with the *Non-Residential Activity* may be visible.

(c) *Residential buildings* located in the *Living Environment (Harbour View)* which, in respect of noise generated by any service station on Lot 1 DP 140845, will be located so as to meet the noise standards outlined in the table below, measured at 1.0 metre from any wall of that *residential building*.

An Acoustic Design report shall be obtained from a suitably qualified Acoustic Engineer confirming that any new *building* is *designed* to meet this Performance Standard.

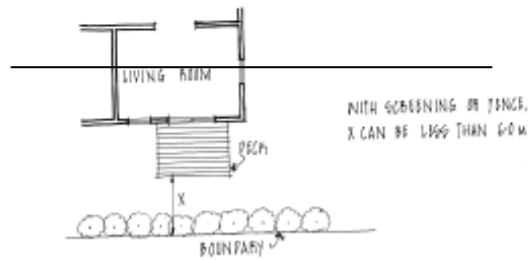
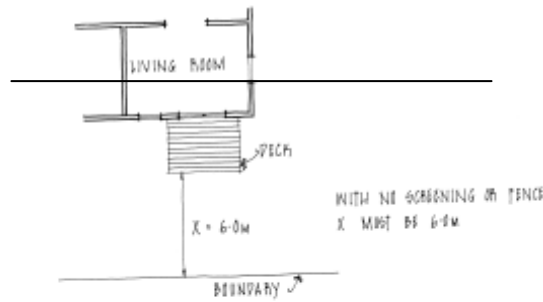


Diagram 8A

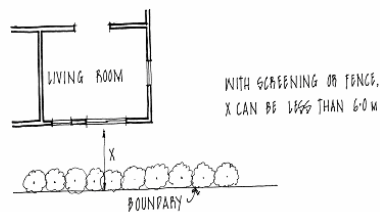
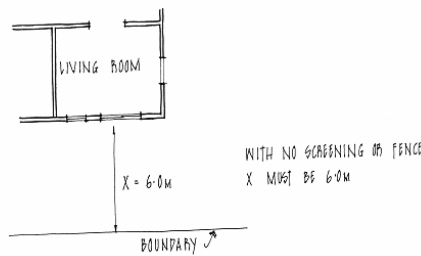


Diagram 8A

OUTDOOR SPACE

9.0 General

The following rules shall apply to *Residential Activities* except ~~minor household units and dwellings~~ in a *medium density housing* development.

9.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- ~~dwellings and minor household units residential buildings~~ having provision for a ~~minimum single area of outdoor space, which:~~ *Dwellings and minor household*

units may share the same *outdoor space*, or they each may have a separate outdoor space. In either case, an *outdoor space* must:

- ~~– has an area totalling 25m² of *on-site outdoor space* per *bedroom*; and~~
- ~~– is so located that a horizontal line 6.0 metres long drawn at right angles to the wall of the *building* which abuts the required *outdoor space* which:
 - ~~> is wholly contained within the required *outdoor space*;~~
 - ~~> and has a bearing to the north of between 135° and 225°; and~~~~
- ~~– has a minimum dimension of 3.0 metres and is capable of containing a circle with a diameter of 6.0 metres; and~~
- ~~– has a maximum slope over 75% of the required *outdoor space* area of 20% (1 in 5). (See Diagram 9A next page)~~

- (i) have an area totalling 25m² of *on-site outdoor space* per *bedroom*; and
- (ii) have a minimum dimension of 3.0 metres; and
- (iii) contain a circle with a diameter of 6.0 metres which is wholly contained within a bearing to the north of between 135° and 225° from the wall of the *dwelling* or *minor household unit* which abuts the required *outdoor space*; and
- (iv) have a maximum slope over 75% of the required *outdoor space* area of 20% (1 in 5); and
- (v) be accessible from within the *dwelling* or *minor household unit*, on foot, through a door on the same side of *dwelling* or *minor household unit* as the *outdoor space*, *dwelling* or *minor household unit*, without any intervening *dwelling* or *minor household unit*

Where a *dwelling* and *minor household unit* share the same *outdoor space*, then the bearing referred to in (iii) is to be taken from the *dwelling*.

(See Diagram 9A)

9.2 Limited Discretionary Activities

Activities meeting the following Performance Standard are *Limited Discretionary Activities*:

- *residential buildings* with *outdoor space* not meeting the standards in Rule 9.1.

Assessment of *Limited Discretionary Activity* applications made under this rule will be limited to the matters of location, scale, useability, daylight access, *design*, *screening* and *planting* and will be considered in accordance with Assessment Criteria 9(a)-9(ef).

ASSESSMENT CRITERIA

- 9(a) The extent to which the amount of *outdoor space* provided *on-site* is related to the likely number of occupants of the *dwelling* and any *minor household unit on-site*.
- 9(b) The extent to which *outdoor space* is of a useable size and slope.
- 9(c) The extent to which *outdoor space* is designed and located to meet the likely needs of the occupants of the *dwelling* and any *minor household unit on-site*.
- 9(d) The extent to which the positioning of *outdoor space* allows for reasonable daylight and sunlight access to that *outdoor space*.
- 9(e) The extent to which more than minor adverse *effects* can be adequately avoided, remedied, mitigated or offset through provision of works and services on or off the *site* and/or through payment or provision of a *financial contribution*.

[Add the following assessment criteria]

...

9(f)

The extent to which the outdoor space is accessible from the ~~main living room~~ of the dwelling and any minor household unit on-site.

NON-RESIDENTIAL ACTIVITIES

10.0 General

The following rules shall apply to all *Non-Residential Activities* except for *Scheduled Activities* on *Scheduled Sites*.

10.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *home occupations* meeting the following requirements:
 - no more than five persons, except for *small brothels* that are limited to four persons, are engaged in the *home occupation*, at least one of whom resides on the *site*; and
 - the *home occupation* is carried out within an existing *building* which is clearly marked with the relevant street number in accordance with By-Law No. 4 Chapter 2 Public Places 1972 (Clause 244 as amended); and
 - the *home occupation* does not involve traffic generation involving a *heavy traffic vehicle* exceeding two *vehicle movements* per week; and
 - except where goods are primarily ordered by mail or electronic transaction and redistributed by post or courier, any *retail sales* and services are confined to front sites with individual *driveway* access ~~and a minimum net site area of 450m²~~ and are of goods produced on site and the hours of operation are between 0700 and 1900 daily; and
 - the *home occupation*, apart from the parking of one vehicle, is *screened* from the *adjoining sites* and the *road*.

10.2 Limited Discretionary Activities

...

10.3 Discretionary Activities

Activities meeting the following Performance Standard are *Discretionary Activities*:

- *Non-Residential Activities* ~~other than a *home occupation* meeting the standards in Rule 10.1~~ but not meeting the standards in Rule 10.2 provided there are no *retail sales*.

Discretionary Activity applications will be assessed having regard to Assessment Criteria 10(a)-10(d) and any other matters that are relevant under section 104 of the *Act*.

CARPARKING AND DRIVEWAYS

12.0 General

The following rules apply to *Any Activity* except a *medium density housing development*.

12.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

(a) dwellings where:

- (i) 2 *on-site car parks* are provided for each *dwelling*; and
- (ii) at least one required *car park* space per *dwelling* is located in a position where it would be possible under the rules of this *Plan* to erect a garage or carport with dimensions of at least 3.0 metres by 6.0 metres.

(b) *minor household units* where one *on-site car park* is provided;

(c) *home occupations* meeting the standards of Rule 10.1 where one *on-site car park* is provided.

Provided that for each *car park* space required under (a),(b) and (c) above:

(i) each *car park* space has dimensions of at least 2.5 metres by 5.0 metres and a slope not exceeding 6.25% (1 in 16).

(ii) each *car park* space is connected to the *road* by a *driveway* which:

- gives access to no more than one *dwelling* and one *minor household unit*; and
- does not exceed a gradient of 20% (1 in 5) in any part; and
- provides for *on-site turning* where the *site* adjoins a *major road* or where there is a distance of 20 metres or more between the *road* and the *car park* space. (See diagram 12A)

12.2 Controlled Activities

Activities meeting the following Performance Standards are *Controlled Activities*:

• *shared driveways* serving more than one *dwelling* and/or minor household unit which are *designed* and *constructed* in accordance with the following standards:

(i)

| Category | <u>Total number No. of dwellings and/or minor household units served by the driveway</u> | Carriageway width required (m) | Additional width of service strips required (m) |
|----------|--|--------------------------------|---|
| I | 1-2 dwellings only | 2.5m | 0.7m |
| II | 3-5 dwellings or minor household units or both | 2.7m with passing bays | 1.3m |
| III | 6-10 dwellings or minor household units or both | 3.5m with passing bays | 1.5m |

and

...

(viii) the *shared driveway* serves a *net site area* of no more than 10,000m² or a total of 10 dwellings and/or minor household units.

...

12.3 Limited Discretionary Activities

Activities meeting the following Performance Standards are *Limited Discretionary Activities*:

(a) *Any Activity* not meeting the standards in Rule 12.1 or 12.2 including:

- (i) *car parking and driveways* associated with all *Non-Residential Activities* except *home occupations* meeting the standards in Rule 10.1; ~~and~~
- ~~(ii) *car parking and driveways* associated with all *Residential Activities* except *dwellings and minor household units*.~~

NOISE

13.0 General

The following rules apply to *Non-Residential Activities*.

13.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Non-Residential Activities* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a *site* (other than the *site* on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

13(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard ~~NZS 6802: 1991~~ NZS 6802: 1999 Acoustics – Assessment of Environmental Sound clauses 4.2.1 and 4.2.2.

...

Countryside Environment

Amend the Countryside Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

BUILDING COVERAGE

6.1 Permitted Activities

- decks less than 2.0 metres in height.

NOISE

9.0 General

The following rules apply to *Non-Residential Activities*.

9.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Non-Residential Activities* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a *site* (other than the *site* on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

9(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard NZS 6802: 1991 "Assessment of Environmental Sound" clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

Foothills Environment

Amend the Foothills Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

BUILDING LOCATION – NATURAL LANDSCAPE ELEMENTS

3.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- *buildings and development* which are not on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*.
- decks less than 1.0 metre in height on land identified as a sensitive ridge or headland / cliff / scarp on the Natural Area maps;
- additions or alterations to existing buildings or development on land identified as a sensitive ridge or headland /cliff / scarp on the Natural Areas Maps, provided that the additions or alterations:
 - do not increase the height of the building or development at any point, or increase the building coverage beyond the existing building bulk.
 - are not for the enclosure of a deck.

3.1 Controlled Activities

Activities meeting either of the following Performance Standards are *Controlled Activities*:

- *buildings and development* on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps* provided that any *building* is not visible in front of the *sea* or above the *skyline* as viewed from a *road* or other *public place*.
- additions or alterations to existing *buildings* or *development* on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*, provided that the additions or alterations do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* by more than 20m².

BUILDING COVERAGE

7.1 Permitted Activities

- decks less than 2.0 metres in height.

NOISE

10.0 General

The following rules apply to *Non-Residential Activities*.

10.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Non-Residential Activities* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a site (other than the *site* on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

10(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard NZS 6802: 1999 "Assessment of Environmental Sound" clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

Rural Villages Environment

Amend the Rural Villages Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

BUILDING LOCATION – NATURAL LANDSCAPE ELEMENTS

3.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- *buildings* and *development* which are not on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*;
- decks less than 1.0 metre in height on land identified as a sensitive ridge or headland / cliff / scarp on the Natural Area maps;
- additions or alterations to existing buildings or development on land identified as a sensitive ridge or headland /cliff / scarp on the Natural Areas Maps, provided that the additions or alterations:
 - do not increase the height of the building or development at any point, or increase the building coverage beyond the existing building bulk;
 - are not for the enclosure of a deck.

3.2 Controlled Activities

Activities meeting either of the following Performance Standards are *Controlled Activities*:

- *buildings* and *development* on *land* identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps* provided that any *building* is not visible in front of the *sea* or above the *skyline* as viewed from a *road* or other *public place*.
- additions or alterations to existing *buildings* or *development* on *land* identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*, provided that the additions or alterations do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* by more than 20m².

HEIGHT IN RELATION TO BOUNDARY

5.0 General

The following rules shall apply to *Any Activity* involving the erection or alteration of *buildings*.

5.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *buildings* which:

- (i) have ground floor windows of any *habitable rooms* located no less than 1.2 metres from a *site boundary* or from a *building* on the same *site*, and
- (ii) do not project beyond the following *recession planes*:

- *southernmost site boundary recession plane 35°*;
- *westernmost and easternmost site boundary recession plane 45°*;
- *northernmost site boundary recession plane 55°*

as measured from any point 2.5 metres vertically above *ground level* on any *site boundary* adjoining *land* within a *Rural Villages Environment* or a *Bush Living Environment* or a *Waitakere Ranges Environment* or an *Open Space Environment* or a *Countryside Environment* or a *Foothills Environment*, provided that:

- gable ends may penetrate the *recession plane* by no more than one-third of the gable *height*, and
- no account shall be taken of TV aerials, chimneys, and decorative features that do not extend more than 1.0 metre in any horizontal direction;
- no account shall be taken of solar panels;
- ~~where a *site boundary* adjoins a *shared driveway* or *pedestrian accessway* serving a *rear dwelling* the *site boundary* for the purposes of this rule shall be taken as the farthest boundary of that *shared driveway* or *pedestrian accessway*. (See diagram 5A next page)~~
- where a *site boundary* adjoins a legally established *driveway(s)* / *shared driveway(s)* serving a *rear dwelling* / *rear site*, the measurement shall either be taken from the farthest boundary of the *driveway(s)* / *shared driveway(s)*, or at a parallel line 3.2 metres from the *site boundary*, whichever is the lesser. (See Living Environment diagram 5B).

5.3 Discretionary Activities

Activities meeting the following Performance Standard are *Discretionary Activities*:

- *buildings* projecting beyond the *recession plane* standards set out in Rule 5.1.

Discretionary Activity applications made under this rule will be assessed having regard to Assessment Criteria 5(a) ~~and 5(b)~~ - 5(d) and any other matters that are relevant under section 104 of the *Act*

[Add the following Assessment Criteria 5(d)]

5(d) The extent to which the *height*, location, scale and *design* of *buildings* will complement **amenity values** and **neighbourhood character**.

BUILDING COVERAGE

7.1 Permitted Activities

- (c) decks less than 2.0 metres in *height*.

OUTDOOR SPACE

9.0 General

The following rules shall apply to *Residential Activities* except ~~*minor household units* and *dwelling*~~s in a *medium density housing* development.

9.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- ~~*dwelling*s and *minor household units*~~ ~~*residential buildings*~~ having provision for a ~~minimum single area of *outdoor space*~~. which: *Dwellings* and *minor household units* may share the same *outdoor space*, or they each may have a separate *outdoor space*. In either case, an *outdoor space* must:

- ~~– has an area totalling 25m² of *on-site outdoor space* per *bedroom*; and~~
- ~~– is so located that a horizontal line 6.0 metres long drawn at right angles to the wall of the *building* which abuts the required *outdoor space* which:~~
 - ~~> is wholly contained within the required *outdoor space*;~~
 - ~~> and has a bearing to the north of between 135° and 225°; and~~
- ~~– has a minimum dimension of 3.0 metres and is capable of containing a circle with a diameter of 6.0 metres; and~~
- ~~– has a maximum slope over 75% of the required *outdoor space* area of 20% (1 in 5). (See Diagram 9A next page)~~

- (vi) have an area totalling 25m² of *on-site outdoor space* per *bedroom*; and
- (vii) have a minimum dimension of 3.0 metres; and
- (viii) contain a circle with a diameter of 6.0 metres which is wholly contained within a bearing to the north of between 135° and 225° from the wall of the *dwelling* or *minor household unit* which abuts the required *outdoor space*; and
- (ix) have a maximum slope over 75% of the required *outdoor space* area of 20% (1 in 5); and

- (x) be accessible from within the dwelling or minor household unit, on foot, through a door on the same side of dwelling or minor household unit as the outdoor space, dwelling or minor household unit, without any intervening dwelling or minor household unit

Where a dwelling and minor household unit share the same outdoor space, then the bearing referred to in (iii) is to be taken from the dwelling.

(See Diagram 9A)

NOISE

13.0 General

The following rules apply to *Non-Residential Activities*.

13.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Non-Residential Activities* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a site (other than the site on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

13(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard NZS 6802: 1999 "Assessment of Environmental Sound" clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

Coastal Villages Environment

Amend the Coastal Villages Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

BUILDING LOCATION – NATURAL LANDSCAPE ELEMENTS

2.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- *buildings and development* which are not on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas* Maps;
- decks less than 1.0 metre height on land identified as a sensitive ridge or headland / cliff / scarp on the Natural Area maps;
- additions or alterations to existing buildings or development on land identified as a sensitive ridge or headland /cliff / scarp on the Natural Areas Maps, provided that the additions or alterations:
 - do not increase the height of the building or development at any point, or increase the building coverage beyond the existing building bulk;
 - are not for the enclosure of a deck.

2.2 Controlled Activities

Activities meeting either of the following Performance Standards are *Controlled Activities*:

- *buildings* and *development* on *land* identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps* provided that any *building* is not visible in front of the sea or above the *skyline* as viewed from a *road* or other *public place*.
- additions or alterations to existing *buildings* or *development* on *land* identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*, provided that the additions or alterations do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* by more than 20m².

HEIGHT IN RELATION TO BOUNDARY

5.0 General

The following rules shall apply to *Any Activity* involving the erection or alteration of *buildings*.

5.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- *buildings* which do not project beyond the following *recession planes*:
 - *southernmost site boundary recession plane 35°*;
 - *westernmost and easternmost site boundary recession plane 45°*;
 - *northernmost site boundary recession plane 55°*;

as measured from any point 2.5 metres vertically above *ground level* on any *site boundary* adjoining *land* within a *Coastal Villages Environment* or a *Bush Living Environment* or a *Waitakere Ranges Environment* or an *Open Space Environment*, provided that: (~~see next page~~)

- gable ends may penetrate the *recession plane* by no more than one-third of the gable *height*; ~~and~~
- no account shall be taken of TV aerials, chimneys, and decorative features that do not extend more than 1.0 metre in any horizontal direction;
- no account shall be taken of solar panels;
- ~~where a *site boundary* adjoins a *shared driveway* or *pedestrian accessway* serving a *rear dwelling* the *site boundary* for the purposes of this rule shall be taken as the farthest boundary of that *shared driveway* or *pedestrian accessway*. (See diagram 5A next page)~~
- where a *site boundary* adjoins a legally established *driveway(s)* / *shared driveway(s)* serving a *rear dwelling* / *rear site*, the measurement shall either be taken from the farthest boundary of the *driveway(s)* / *shared driveway(s)*, or at a parallel line 3.2 metres from the *site boundary*, whichever is the lesser. (See Living Environment diagram 5B).

5.2 Discretionary Activities

Activities meeting the following Performance Standard are *Discretionary Activities*.

- *buildings* projecting beyond the *recession plane* requirements set out in Rule 5.1.

Discretionary Activity applications made under this rule will be assessed having regard to Assessment Criteria 5(a)-5(e d) and any other matters that are relevant under section 104 of the *Act*.

[Add the following Assessment Criteria 5(d)]

5(d) The extent to which the *height, location, scale and design of buildings* will complement **amenity values** and **neighbourhood character**.

BUILDING COVERAGE

7.1 Permitted Activities

- uncovered decks

NOISE

11.0 General

The following rules apply to *Non-Residential Activities*.

11.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Non-Residential Activities* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a site (other than the site on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

11(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard ~~NZS 6802: 1991 "Assessment of Environmental Sound"~~ clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

Bush Living Environment

Amend the Bush Living Environment Rules as follows;

Additions are underlined and deletions are ~~stuck through~~

BUILDING LOCATION – NATURAL LANDSCAPE ELEMENTS

2.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- *buildings* and *development* which are not on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*;
- decks less than 1.0 metre in height on land identified as a *sensitive ridge* or headland / cliff / scarp on the *Natural Area maps*;
- additions or alterations to existing *buildings* or *development* on land identified as a *sensitive ridge* or headland /cliff / scarp on the *Natural Areas Maps*, provided that the additions or alterations do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* beyond the existing *building bulk*;
- are not for the enclosure of a deck.

2.3 Controlled Activities

Activities meeting either of the following Performance Standards are *Controlled Activities*:

- *buildings* and *development* on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps* provided that any *building* is not visible in front of the sea or above the *skyline* as viewed from a *road* or other *public place*.
- additions or alterations to existing *buildings* or *development* on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*, provided that the additions or alterations do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* by more than 20m².

HEIGHT IN RELATION TO BOUNDARY

5.0 General

The following rules shall apply to *Any Activity* involving the erection or alteration of *buildings*.

5.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *buildings* which do not project beyond the following *recession planes*:
 - *southernmost site boundary recession plane 35°*
 - *westernmost and easternmost site boundary recession plane 45°*
 - *northernmost site boundary recession plane 55°*

as measured from any point 2.5 metres vertically above *ground level* on any *site boundary* adjoining land within a *Bush Living Environment* or a *Living Environment* or a *Waitakere Ranges Environment* or an *Open Space Environment* or a *Coastal Villages Environment* or a *Foothills Environment*, provided that:

- gable ends may penetrate the *recession plane* by no more than one-third of the gable *height*; ~~and~~
- no account shall be taken of TV aerials, chimneys, and decorative features that do not extend more than 1.0 metre in any horizontal direction;
- no account shall be taken of solar panels;
- ~~where a *site boundary* adjoins a *shared driveway* or *pedestrian accessway* serving a *rear dwelling* the *site boundary* for the purposes of this rule shall~~

~~be taken as the farthest boundary of that *shared driveway* or pedestrian accessway. (See diagram 5A next page)~~

- where a *site boundary* adjoins a legally established *driveway(s) / shared driveway(s)* serving a *rear dwelling / rear site*, the measurement shall either be taken from the farthest boundary of the *driveway(s) / shared driveway(s)*, or at a parallel line 3.2 metres from the *site boundary*, whichever is the lesser. (See Living Environment diagram 5B).

5.2 Discretionary Activities

Activities meeting the following Performance Standard are *Discretionary Activities*.

- *buildings* projecting beyond the *recession plane* requirements set out in Rule 5.1. (See diagram 5A)

Discretionary Activity applications made under this rule will be assessed having regard to Assessment Criteria 5(a)-5(e d) and any other matters that are relevant under section 104 of the Act.

[Add the following Assessment Criteria]

5(d) The extent to which the *height*, location, scale and *design* of *buildings* will complement **amenity values** and **neighbourhood character**.

BUILDING COVERAGE

7.1 Permitted Activities

- uncovered decks

NOISE

11.0 General

The following rules apply to *Non-Residential Activities*.

11.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Non-Residential Activities* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a *site* (other than the *site* on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

11(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard NZS 6802: 1991 "Assessment of Environmental Sound" clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

Waitakere Ranges Environment

Amend the Waitakere Ranges Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

BUILDING LOCATION – NATURAL LANDSCAPE ELEMENTS

2.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- *buildings* and *development* which are not on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*;
- decks less than 1.0 metre height on land identified as a *sensitive ridge* or headland / cliff / scarp on the *Natural Area maps*;
- additions or alterations to existing *buildings* or *development* on land identified as a *sensitive ridge* or headland /cliff / scarp on the *Natural Areas Maps*, provided that the additions or alterations:
 - do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* beyond the existing *building bulk*;
 - are not for the enclosure of a deck.

2.4 Controlled Activities

Activities meeting either of the following Performance Standards are *Controlled Activities*:

- *buildings* and *development* on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps* provided that any *building* is not visible in front of the sea or above the *skyline* as viewed from a *road* or other *public place*.
- additions or alterations to existing *buildings* or *development* on land identified as a *sensitive ridge* or headland/cliff/scarp on the *Natural Areas Maps*, provided that the additions or alterations do not increase the *height* of the *building* or *development* at any point, or increase the *building coverage* by more than 20m².

NOISE

10.0 General

The following rules apply to *Non-Residential Activities*.

10.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Non-Residential Activities* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a *site* (other than the *site* on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

10(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard NZS 6802: 1991 "Assessment of Environmental Sound" clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

Open Space

Amend the Open Space Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

HEIGHT IN RELATION TO BOUNDARY

3.0 General

The following rules shall apply to *Any Activity or development*, but not including *Parks Furniture, Parks Infrastructure or Parks Maintenance*.

3.1 Permitted Activities

- (a) Additions and alterations to existing *Parks Buildings* provided that the maximum gross floor area of any additions is no more than 10m² and there is no increase in the number of people the building is designed to accommodate; and
- (b) *Parks Facilities* and *Parks Field Structures* provided (a) and (b) above meet the following performance standard:
- do not project beyond the following *recession plane*:
 - *southern most site boundary recession plane 35°*
 - *western and eastern most site boundary recession plane 45°*
 - *northern most site boundary recession plane 55°*

as measured from any point 2.5m vertically above ground level on any site boundary adjoining land within the *Living, Bush Living, Waitakere Ranges, Rural Villages, Coastal Villages, Countryside, or Foothills Environments*, provided that:

- gable ends may penetrate the recession plane by no more than one-third of the gable height; and
- no account shall be taken of TV aerials, chimneys and decorative features that do not extend more than 1.0 metres in any horizontal direction;
no account shall be taken of solar panels;
- ~~where a site boundary adjoins a shared driveway, entrance strip, access lot or pedestrian access way the site boundary shall be taken as the furthest boundary of the above;~~
- where a site boundary adjoins a legally established driveway(s) / shared driveway(s) or entrance strip, the measurement shall either be taken from the farthest boundary of the driveway(s) / shared driveway(s), or at a parallel line 3.2 metres from the site boundary, whichever is the lesser. (See Living Environment diagram 5B).

3.2 Limited Discretionary Activities

The following are *Limited Discretionary Activities*:-

- (a) Additions and alterations to existing *Parks Buildings* provided that the maximum gross floor area of any additions is no more than 10m² and there is no increase in the number of people the *building* is designed to accommodate; and
- (b) *Parks Facilities* and *Parks Field Structures*: which do not meet the standards for *recession planes* in Rule 3.1.

Assessment of *Limited Discretionary Activities* applications will be limited to the matters of *height*, *location*, *screening*, *planting* and *design* and will be considered in accordance with Assessment Criteria 3(a) - 3 (e f).

3.3 Discretionary Activities

The following are *Discretionary Activities*:-

- (a) *Parks Buildings* which meet the following performance standard:
 - do not project beyond the following *recession plane*:
 - *southern most site boundary recession plane 35°*
 - *western and eastern most site boundary recession plane 45°*
 - *northern most site boundary recession plane 55°*

as measured from any point 2.5m vertically above ground level on any *site boundary* adjoining land with the *Living*, *Bush Living*, *Waitakere Ranges*, *Rural Villages*, *Coastal Villages*, *Countryside*, or *Foothills Environments*, provided that:-

- gable ends may penetrate the recession plane by no more than one-third of the gable height; and
 - no account shall be taken of TV aerials, chimneys and decorative features that do not extend more than 1.0 metres in any horizontal direction
 - no account shall be taken of solar panels.
 - ~~where a site boundary adjoins a shared driveway, entrance strip, access lot or pedestrian access way the site boundary shall be taken as the furthest boundary of the above;~~
 - where a site boundary adjoins a legally established driveway(s) / shared driveway(s) or entrance strip, the measurement shall either be taken from the furthest boundary of the driveway(s) / shared driveway(s), or at a parallel line 3.2 metres from the site boundary, whichever is the lesser. (See Living Environment diagram 5B).
- (b) Additions and alterations to existing *Parks Buildings* and *Parks Facilities* not meeting the standards in Rule 3.1 or Rule 3.2.

Assessment of *Discretionary Activities* applications will be assessed having regard to Assessment Criteria 3(a) - 3(e f) and any other matters which are relevant under Section 104 of the *Act*.

[Add the following Assessment Criteria 3(f)]

3 (f) The extent to which the height, location, scale and design of Parks Buildings, Parks Facilities and Parks Field Structures will complement amenity values and neighbourhood character.

BUILDING COVERAGE

5.1 Permitted Activities

(b) decks less than 2.0 metres in height.

NOISE

8.0 General

The following rules apply to *Non-Residential Activities*.

8.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Non-Residential Activities* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a site (other than the *site* on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

8(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard ~~NZS 6802: 1991~~ "Assessment of Environmental Sound" clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

Community Environment

Amend the Community Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

NOISE

13.0 General

The following rules apply to *Any Activity*.

13.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- (a) *Any Activity* meeting the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate any part of a site (other than the *site* on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

13(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard NZS 6802: 1991 “Assessment of Environmental Sound” clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

Working Environment

Amend the Working Environment Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

NOISE

8.0 General

The following rules apply to *Any Activity*.

8.1 Permitted Activities

Activities meeting the following Performance Standard are *Permitted Activities*:

- *Any Activity* which

(a) meets the noise standards set out in the following table as measured in accordance with NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound at the appropriate ~~any~~ part of a *site* (other than the *site* on which the activity is situated) within the ...

ASSESSMENT CRITERIA

...

8(c)

The extent to which the noise generated will meet the provisions of New Zealand Standard NZS 6802: 1991 “Assessment of Environmental Sound” clauses 4.2.1 and 4.2.2 NZS 6802: 1999 Acoustics – Assessment of Environmental Sound.

...

General Natural Area

Amend the General Natural Area Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

EARTHWORKS

3.0 General

The following rules shall apply only to those activities involving *earthworks*.

3.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

(a) *earthworks* within an *approved building platform* provided that:

- the *earthworks* are not on a ~~sensitive ridge~~ or headland/cliff/scarp as shown on the *Natural Areas Maps*; and

- the *earthworks* are undertaken with sediment control measures in accordance with the Erosion/Sediment Control Measures Appendix,
- the *earthworks* are not for the purpose of a *Solid Waste Landfill*,

...

3.2 Controlled Activities

...

3.3 Limited Discretionary Activities

Activities meeting the following Performance Standard are *Limited Discretionary Activities*:

(a) *earthworks* not meeting the standards in Rule 3.1 provided that:

- (i) the *earthworks* are associated with a *subdivision* which is a *Controlled Activity* or a *Limited Discretionary Activity* in the *Subdivision Rules* and which otherwise meet the standards in Rule 3.3(a)(iii); or
- (ii) the *earthworks* do not exceed 300m³ and are not associated with *cleanfill* activity, and which otherwise meet the standards in Rule 3.3(a)(iii); or
- (iii) *earthworks* on a ~~sensitive ridge~~ or headland/cliff/scarp as shown on the *Natural Areas Maps* are confined to an approved *building platform* or are for the purposes of *driveway* or *infrastructure construction* and do not exceed 30m³; and
- (iv) *earthworks* on a *sensitive ridge* as shown on the *Natural Areas Maps* for the purposes of *driveway* or *infrastructure construction* and do not exceed 30m³;
- (v) the *earthworks* are not for the purpose of a *Solid Waste Landfill*.

...

Assessment of *Limited Discretionary Activity* applications will be limited to the matters of scale, method, *design*, *landscape treatment* and location and will be considered in accordance with Assessment Criteria 3(a)-3(s)

3.4 Discretionary Activities

Activities meeting the following Performance Standards are *Discretionary Activities*:

(a) *earthworks* not meeting the standards in Rules 3.1 or 3.2 or 3.3 provided ~~there are no *earthworks*, or on a *sensitive ridge* or headland/ cliff/scarp as shown on the *Natural Areas Maps* and the *earthworks* are not for the purpose of a *Solid Waste Landfill*~~, and provided further that any application is accompanied by a Management Plan which includes: ~~A3~~

- the expected type, number and duration of heavy vehicle movements;
- the means by which the *land* will be stabilised;
- the provision which will be made for drainage and control of silt discharge;
- the manner in which the *land* will be recontoured, top-soiled and grassed;
- the means by which *roads* giving access to the *site* will be maintained and kept free from deposits of earth; and
- a plan of the *site* showing the area over which *earthworks* will take place;
- the approximate type and approximate quantity of material to be deposited;

~~(b) *earthworks* on a *sensitive ridge* or headland/ cliff/scarp as shown on the *Natural Areas Maps*.~~

Discretionary Activities applications will be assessed having regard to Assessment Criteria 3(a)-3(s) and any other matters which are relevant under section 104 of the *Act*.

3.5 Non-Complying Activities

...

Managed Natural Area

Amend the Managed Natural Area Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

EARTHWORKS

3.0 General

The following rules shall apply only to those activities involving *earthworks*.

3.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- (a) *earthworks* confined to an *approved building platform* provided that:
- there are no *earthworks* on a ~~sensitive ridge~~ or headland/cliff/scarp as shown on the *Natural Areas Maps*; and
 - the *earthworks* activities are in accordance with the sediment control measures outlined in the Erosion/Sediment Control Measures Appendix,
 - the *earthworks* are not for the purpose of a *Solid Waste Landfill*,

...

3.2 Limited Discretionary Activities

Activities meeting the following Performance Standard are *Limited Discretionary Activities*:

(a) *earthworks* not meeting the standards in Rule 3.1 (that are not on a ~~sensitive ridgeline~~ or headland/cliff/scarp as shown on the *Natural Areas Maps*), provided that *earthworks* are for the purposes of a *driveway* or *infrastructure* construction and do not exceed 30m³.

(b) *earthworks* on a ~~sensitive ridge~~ or headland/cliff/scarp as shown on the *Natural Areas Maps* which ~~are confined to an approved building platform~~ or are for the purposes of *driveway* or *infrastructure construction* and do not exceed 30m³.

(c) *earthworks* on a headland/ cliff/scarp as shown on the *Natural Areas Maps* which are confined to an *approved building platform* or are for the purposes of *driveway* or *infrastructure construction* and do not exceed 30m³.

(d) *earthworks* associated with a subdivision ...

(e) any *earthworks* for *Parks Infrastructure* ...

(f) *earthworks* for *Parks Maintenance* ...

(g) earthworks outside a building platform ...

...

Assessment of *Limited Discretionary Activity* applications will be limited to the matters of scale, method, *design, landscape treatment* and location and will be considered in accordance with Assessment Criteria 3(a)-3(s)

3.3 Discretionary Activities

...

3.4 Non-Complying Activities

...

Coastal Natural Area

Amend the Coastal Natural Area Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

EARTHWORKS

3.0 General

The following rules shall apply only to those activities involving *earthworks*.

3.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- (a) *earthworks* confined to an *approved building platform* provided that:
- there are no *earthworks* on a ~~sensitive ridge~~ or headland/cliff/scarp as shown on the *Natural Areas Maps*; and
 - the *earthworks* activities are in accordance with the sediment control measures outlined in the Erosion/Sediment Control Measures Appendix,
 - the *earthworks* are not for the purpose of a *Solid Waste Landfill*,

...

3.2 Limited Discretionary Activities

Activities meeting the following Performance Standard are *Limited Discretionary Activities*:

- *earthworks* not meeting the standards in Rule 3.1 (that are not on a ~~sensitive ridgeline~~ or headland/cliff/scarp as shown on the *Natural Areas Maps*), provided that *earthworks* are for the purposes of a *driveway* or *infrastructure* construction and do not exceed 30m³.
- *earthworks* on a ~~sensitive ridge~~ or headland/ cliff/scarp as shown on the *Natural Areas Maps* which ~~are confined to an approved building platform~~ or are for the purposes of *driveway* or *infrastructure construction* and do not exceed 30m³.

- earthworks on a headland/ cliff/scarp as shown on the *Natural Areas Maps* which are confined to an *approved building platform* or are for the purposes of *driveway or infrastructure construction* and do not exceed 30m³.
- ...

...

Assessment of *Limited Discretionary Activity* applications will be limited to the matters of scale, method, *design, landscape treatment* and location and will be considered in accordance with Assessment Criteria 3(a)-3(s)

3.3 Discretionary Activities

...

3.4 Non-Complying Activities

...

Protected Natural Area

Amend the Protected Natural Area Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

EARTHWORKS

3.0 General

The following rules shall apply only to those activities involving *earthworks*.

3.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- (a) *earthworks* confined to an *approved building platform* provided that:
- there are no *earthworks* on a ~~sensitive ridge~~ or headland/cliff/scarp as shown on the *Natural Areas Maps*; and
 - the *earthworks* activities are in accordance with the sediment control measures outlined in the Erosion/Sediment Control Measures Appendix,
 - the *earthworks* are not for the purpose of a *Solid Waste Landfill*,

...

3.2 Limited Discretionary Activities

Activities meeting the following Performance Standard are *Limited Discretionary Activities*:

- *earthworks* not meeting the standards in Rule 3.1 (that are not on a ~~sensitive ridgeline~~ or headland/cliff/scarp as shown on the *Natural Areas Maps*), provided that *earthworks* are for the purposes of a *driveway* or *infrastructure* construction and do not exceed 30m³.

- ~~earthworks on a sensitive ridge or headland/ cliff/scarp as shown on the Natural Areas Maps which are confined to an approved building platform or are for the purposes of driveway or infrastructure construction and do not exceed 30m³.~~
- earthworks on a headland/ cliff/scarp as shown on the Natural Areas Maps which are confined to an approved building platform or are for the purposes of driveway or infrastructure construction and do not exceed 30m³.
- ...

...

Assessment of *Limited Discretionary Activity* applications will be limited to the matters of scale, method, *design, landscape treatment* and location and will be considered in accordance with Assessment Criteria 3(a)-3(s)

3.3 Discretionary Activities

...

3.4 Non-Complying Activities

...

Restoration Natural Area

Amend the Restoration Natural Area Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

EARTHWORKS

3.0 General

The following rules shall apply only to those activities involving *earthworks*.

3.1 Permitted Activities

Activities meeting the following Performance Standards are *Permitted Activities*:

- (a) *earthworks* when confined to an *approved building platform* provided that:
- the *earthworks* are not on a ~~sensitive ridge~~ or headland/cliff/scarp as shown on the *Natural Areas Maps*; and
 - the *earthworks* are in accordance with the sediment control measures outlined in the *Erosion/Sediment Control Measures Appendix*,
 - the *earthworks* are not for the purpose of a *Solid Waste Landfill*,

...

3.2 Limited Discretionary Activities

Activities meeting the following Performance Standard are *Limited Discretionary Activities*:

(a) *earthworks* not meeting the Standards in Rule 3.1 (that are not on a *sensitive ridge* or headland/cliff/scarp as shown on the *Natural Areas Maps*) provided that:

- the *earthworks* do not exceed 100m³;
- the *earthworks* are not for the purpose of a *Solid Waste Landfill*.

(b) *earthworks* on a *sensitive ridge* or headland/cliff/scarp as shown on the *Natural Areas Maps* provided that the *earthworks* ~~are confined to an approved building platform~~ or are for the purposes of *driveway* or *infrastructure construction* and do not exceed 30m³.

(c) *earthworks* on a headland/ cliff/scarp as shown on the *Natural Areas Maps* provided that the *earthworks* are confined to an *approved building platform* or are for the purposes of *driveway* or *infrastructure construction* and do not exceed 30m³.

(d) *earthworks* associated with a subdivision ...

(e) any *earthworks* for *Parks Infrastructure* ...

...

Assessment of *Limited Discretionary Activity* applications will be limited to the matters of scale, method, *design*, *landscape treatment* and location and will be considered in accordance with Assessment Criteria 3(a)-3(s)

3.4 Discretionary Activities

Activities meeting the following Performance Standards are *Discretionary Activities*:

(a) *earthworks* not meeting the standards in Rules 3.1 or 3.2 or 3.3 provided ~~there are no *earthworks*, or on a *sensitive ridge* or headland/ cliff/scarp as shown on the *Natural Areas Maps* and provided further~~ that any application is accompanied by a Management Plan which includes: ~~A3~~

- a plan of the *site* showing the area over which *earthworks* will take place;
- the approximate type and approximate quantity of material to be deposited;
- the expected type, number and duration of heavy vehicle movements;
- the means by which the *land* will be stabilised;
- the provision which will be made for drainage and control of silt discharge;
- the manner in which the *land* will be recontoured, top-soiled and grassed;
- ~~• the provision which will be made for drainage and control of silt discharge;~~
- ~~• the manner in which the *land* will be recontoured, top-soiled and grassed;~~
- the means by which *roads* giving access to the *site* will be maintained and kept free from deposits of earth; and

~~(b) *earthworks* on a *sensitive ridge* or headland/ cliff/scarp as shown on the *Natural Areas Maps*.~~

(c) ...

Discretionary Activities applications will be assessed having regard to Assessment Criteria 3(a)-3(s) and any other matters which are relevant under section 104 of the *Act*.

3.5 Non-Complying Activities

...

General Noise Standards

Amend the General Noise Standards Rules as follows;

Additions are underlined and deletions are ~~stuckthrough~~

1.4 Measurement

Noise measurements in respect of all Noise Standards of this *Plan* shall be assessed, unless otherwise specified, in accordance with ~~NZS 6801:1991: "Measurements of Sound", and NZS 6802:1991: "Assessment of Environmental Sound"~~ NZS 6801:1999 Acoustics - Measurement of Sound and NZS 6802:1999 Acoustics - Assessment of Environmental Sound.

Amend the Definition:

BUILDING COVERAGE

means that proportion of the *net site area* which may be covered by *buildings* or parts of *buildings*, and includes overhangs or eaves in excess of 0.75m in width, but excludes uncovered:

- ~~decks~~
- ~~terraces~~
- steps
- satellite dishes
- swimming pools
- pergolas

(Note: see the definition of "impermeable" which differs from the above)

BUILDING(S)

means any *structure*, or part of a *structure*, whether temporary or permanent, moveable or immovable, and includes additions to *buildings* but does not include:

- the interior of any *building*
- any scaffolding erected temporarily for *construction* or maintenance purposes
- fences up to 2.0m in *height*
- *structures* which are both less than 1.5m in *height* and 2m² *ground coverage* in area
- masts, poles, radio and telephone aerials less than 6.0m in *height*
- chimneys and aerials and water overflow pipes which are on the roof of buildings
- any *sign* or *Parks Sign*
- any *film set*

- *roads, driveways, manoeuvring areas, parking areas, and other paved surfaces*

BUILDING BULK

means the total dimension of a *building* at any point, including width, length and *height*.

MAIN GLAZING

means the largest window in a room and includes ranch sliders, bi-folding doors and other doors whose main purpose is glazing (see Diagram E).

OUTDOOR SPACE

means an *on-site* outdoor area free of any *building, driveway* and *car parking*, but which may include an uncovered deck or terrace and a spa pool and/or swimming pool

SHARED DRIVEWAY

means a *driveway* shared by more than:

- one *site*, or
- ~~by~~ more than one *dwelling, and/or*
- more than one dwelling and one *minor household unit*.