



**SECOND  
GENERATION  
DISTRICT PLAN**

# **Temporary Activities Decision of Hearings Panel**

**Proposed Second Generation Dunedin City  
District Plan (2GP)**

**7 November 2018**





## **User guide to the decision reports and the marked-up decisions version of the 2GP**

The decisions of the 2GP Hearings Panel are presented in 29 decision reports (one report per hearing topic).

The reports include the Panel's decisions and reasons and incorporate the requirements under s32AA.

At the end of each report a table has been included summarising all the decisions on provisions (Plan text) in that decision report.

### **Marked-up version of the Notified 2GP (2015)**

The decisions include a marked-up version of the notified 2GP, which shows the amendments made to the notified plan in ~~strike-through~~ and underline. Each amendment has a submission point reference(s) or a reference to 'cl.16' if the amendment has been made in accordance with Schedule 1, clause 16(2) of the Resource Management Act. Schedule 1, clause 16(2), allows minor and inconsequential amendments to be made to the Plan.

Amendments to the Schedules below are not marked up as in other sections of the plan as they are drawn from a different source. Any changes to Schedules are detailed in the decision report for the relevant section.

Some very minor clause 16 changes such as typographical errors or missing punctuation have not been marked up with underline or strikethrough. More significant cl. 16 changes (such as where provisions have been moved) are explained using footnotes, and in some cases are also discussed in the decision.

### **Hearing codes and submission point references**

As part of the requirement of the DCC to summarise all original submissions, all submission points were given a submission point reference, these references started with 'OS'. Further submissions were also summarised and given a submission point that started with 'FS'.

The submission points are made up of two numbers the first is the submitter number, which is followed by a full stop, the second part is the submission point number for that submitter.

For example, OS360.01 is submitter 360 and their first submission point.

The 2GP Hearings Panel has used these same submission point references to show which submission points different amendments were attributed to. However, to enable these changes to be linked to different decision reports, the reference code was changed to start with a decision report code, e.g. Her 308.244.

A list of hearing codes can be found on the following page.

It should be noted that in some cases where several submitters sought a similar change, the submission point reference may not include all of these submission points but rather include only one or say, for instance, "PO 908.3 and others".

### Master summary table of all decisions

In addition to the summary table at the end of each decision report there is a master summary table that lists all decisions on provisions (Plan text), across all hearing topics, including details of the section(s) of the decision report in which that decision is discussed, and the relevant section(s) of the s42A reports. The s42A report sections will be helpful for appellants needing to identify which other parties have submitted on that provision, as notices of the appeal must be served on every person who made a submission on the provision or matter to which the appeal relates. The master summary table of decisions can be found on the decisions webpage of the 2GP website ([2gp.dunedin.govt.nz](http://2gp.dunedin.govt.nz)).

### List of hearing codes

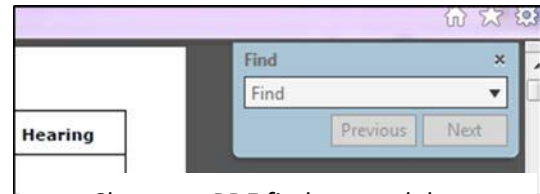
Hearing topic	Code
Commercial Advertising (cross plan hearing topic)	CP
Commercial and Mixed Use Zones	CMU
Community Correction Facilities (cross plan hearing topic)	CP
Defence Facilities and Emergency Services (cross plan hearing topic)	CP
Designations	Des
Earthworks	EW
Heritage	Her
Industrial Zones	Ind
Major Facilities (without Port and Mercy Hospital)	MF
Manawhenua	MW
Mercy Hospital	Mer
Natural Environment	NatEnv
Natural Hazards	NatHaz
Natural Hazard Mitigation	HazMit
Network Utilities	NU
Plan Overview and Structure	PO
Port Zone	Port
Public Amenities	PA
Public Health and Safety (PHS)	PHS
Quarries and Mining Activities (cross plan hearing topic)	CP
Recreation Zone	Rec
Residential Zones	Res
Rural Zones	RU
Rural Residential Zones	RR
Scheduled Trees	ST
Service Stations (cross plan hearing topic)	CP
Temporary Activities	TA
Transportation	Trans
Urban Land Supply	ULS

## How to search the document for a submitter number or name

1. If you want to search for particular submitter name, submission point or Plan provision in any of the reports (decision report, marked-up version of the Plan, or s42A report) the easiest way to do this is to use the 'Find' function.
2. When you have the document open, press the keys CTRL and F (Windows) or CMND and F (Mac) to bring up the 'PDF Finder'.



*Chrome – PDF finder search box*



*Chrome – PDF finder search box*

3. Once the PDF search box appears (in the top left or right corner of your browser) type in the submission number or submitter name and press enter on your keyboard.
4. The PDF finder will search for all instances of this term. Depending on the size of the document and your internet connection it may take a minute or so.
5. Press on the up or down arrows (Chrome) or 'next' (Internet Explorer) in the search box to view the different instances of the term until you find the one you are looking for.
6. An 'advanced search' function is available under the Edit tab in some PDF viewers, this allows you to search 'whole words' only to look for exact strings of letters or numbers



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## **1.0 Introduction**

1. This document details the decision of the Proposed Dunedin City District Plan Hearings Panel/Te Paepae Kaiwawao Motuhake O Te 2GP with regard to the submissions and evidence considered at the Temporary Activities Hearing, held on 24 June 2016, at the 2GP Hearings Centre.

## **1.1 Scope of Decision**

2. This Decision Report addresses the original and further submission points addressed in the Temporary Activities s42A Report.

### **1.1.1 Section 42A Report**

3. The Temporary Activities s42A Report deals primarily with plan provisions included in the Temporary Activities section of the 2GP. The Temporary Activities section contains provisions which link to the Management and Major Facility Zone sections of the 2GP. The decisions on those topics should be read in conjunction with this decision.

### **1.1.2 Structure of Report**

4. The decision report is structured by topic. The report does not necessarily discuss every individual submitter or submission point; instead it discusses the matters raised in submissions and records our decisions and reasons on the provisions relevant to each topic<sup>1</sup>. Appendix 2 of the report summarises our decision on each provision where there was a request for an amendment. The table in Appendix 2 includes provisions changed as a consequence to other decisions.
5. Schedule 1 of the Resource Management Act 1991 (RMA) outlines key aspects of the process that must be used to prepare and make decisions on a plan change (including the submission and hearing process).
6. Clause 16(2) of that schedule allows a local authority to make an amendment where the alteration "is of minor effect", and to carry any minor errors, without needing to go through the submission and hearing process.
7. This decision includes some minor amendments and corrections that were identified by the DCC Reporting Officers or by us through the deliberations process. These amendments are referenced in this report as being attributed to "cl.16". These amendments are summarised in Section 7.

## **1.2 Section 32AA Evaluation**

8. Section 32 of the RMA establishes the framework for assessing proposed objectives, policies and rules. Section 32AA of the RMA requires a further evaluation to be released with decisions, outlining the costs and benefits of any amendments made after the Proposed Plan was notified.
9. The evaluation must examine the extent to which each objective is the most appropriate way to achieve the purpose of the RMA and whether, having had regard to their efficiency and effectiveness, the policies and rules proposed are the most appropriate

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<sup>1</sup> In accordance with Schedule 1, section 10 of the RMA.

for achieving the objectives. The benefits and costs of the policies and rules, and the risk of acting or not acting must also be considered.

10. A section 32AA evaluation has been undertaken for all amendments to the notified plan. The evaluation is included within the decision reasons in Sections 3.0 and 4.0 of this decision.

### **1.3 Statutory considerations**

11. The matters that must be considered when deciding on submissions on a district plan review are set out in Part 2 (sections 5–8, purpose and principles) and sections 31, 32 and 72–75 of the RMA. District plans must achieve the purpose of the RMA and must assist the council to carry out its functions under the RMA.
12. The s42A Report provided a broad overview of the statutory considerations relevant to this topic. These include:
  - Section 75(3) of the RMA, which requires us to ensure the 2GP gives effect to any National Policy Statement (NPS) or National Environmental Standard (NES) that affects a natural or physical resource that the Plan manages. We note that there are no NPS or NES directly relevant to this particular topic.
  - Section 74(2)(a) of the RMA, which requires us to have regard to the proposed Otago Regional Policy Statement (pRPS) and section 75(3)(c) of the RMA, which requires us to ensure the 2GP gives effect to the operative Otago Regional Policy Statement (oRPS). We note that the proposed RPS was notified on 23 May 2015, and decisions released on 1 October 2016. At the time of making these decisions on 2GP submissions some of the proposed RPS decisions are still subject to appeal, and therefore it is not operative.
  - Section 74(2)(b)(i), which requires us to have specific regard to any other key strategies prepared under the Local Government Act. The s42A Report highlighted the Dunedin Spatial Plan 2012 as needing to be considered as this DCC strategic document sets the strategic directions for Dunedin's growth and development for the next 30 plus years.
13. These statutory requirements have provided the foundation for our consideration of submissions. We note:
  - where submissions have been received seeking an amendment of a provision and that provision has not been amended, we accept the advice in the original s42A Report that the provision as notified complies with the relevant statutory considerations
  - where a submitter has sought an amendment in order to better meet the statutory considerations, we have discussed and responded to these concerns in the decision reasons
  - in some cases, while not specifically raised, we have made amendments to the Plan as the evidence indicated this would more appropriately achieve these statutory considerations, in these cases we have explained this in our decision reasons
  - where we have amended the Plan in response to submissions and no parties have raised concerns about the provisions in terms of any statutory

considerations, and we have not discussed statutory considerations in our decision, this should be understood to mean that the amendment does not materially affect the Plan's achievement of these statutory considerations.

## 2.0 Hearing appearances and evidence presented

14. Submitters who appeared at the hearing, and the topics under which their evidence is discussed, are shown below in Table 1. All evidence can be found on the 2GP Hearing Schedule webpage under the relevant Hearing Topic <https://2gp.dunedin.govt.nz/2gp/hearings-schedule/index.html>

**Table 1: Submitters and relevant topics**

<b>Submitter, (Submitter Number)</b>	<b>Represented by</b>	<b>Expert Evidence, Submissions or evidence tabled at the hearing</b>	<b>Topics under which evidence is discussed</b>
<i>David Clark's Campaign</i> (OS1083)	Brian Ellis (representative)	Appeared at hearing.	<ul style="list-style-type: none"> <li>• Rule 4.5.7.2 Election signs</li> </ul>
<i>New Zealand Defence Force (NZDF)</i> (OS583) (FS2287.3)	Rob Owen (representative)	Tabled evidence, not pre-circulated and did not appear at the hearing.	<ul style="list-style-type: none"> <li>• Helicopter landings/movements</li> <li>• Rule 4.5.4 Noise performance standards</li> <li>• Rule 4.3.2.1 Performance standards that apply to all temporary activities</li> </ul>
<i>New Zealand Fire Service (NZFS)</i> (OS945)	Kerry Anderson and Emma Matherson (representatives – legal counsel)  Fiona Blight (planner)	Memorandum of Counsel pre-circulated and did not appear at the hearing.  Pre-circulated evidence and did not appear at the hearing.	Not discussed in decision as all supporting submissions
<i>New Zealand National Party</i> (FS2340)	Rachael Bird (Southern Regional Chairperson)	Appeared at the hearing	<ul style="list-style-type: none"> <li>• Rule 4.5.7.2 Election signs</li> </ul>
<i>New Zealand Transport Agency (NZTA)</i> (OS881)	Kirsten Tebbutt (resource management consultant)	Pre-circulated evidence and did not appear at the hearing	<ul style="list-style-type: none"> <li>• Helicopter landings/movements</li> <li>• Rule 4.5.7.3 Temporary event signs</li> <li>• Rule 4.5.7.2 Election signs</li> </ul>

<i>Otago Polytechnic</i> (FS2448)	Louise Taylor (planner)	Pre-circulated evidence and did not appear at the hearing	<ul style="list-style-type: none"> <li>• Management of temporary activities in the Campus Zone</li> </ul>
<i>University of Otago</i> (OS308)	Murray Brass (representative)	Pre-circulated evidence and did not appear at the hearing	<ul style="list-style-type: none"> <li>• Management of temporary activities in the Campus Zone</li> </ul>

15. Appearances for the Dunedin City Council were:

Ms Jacinda Baker, Reporting Officer

16. Evidence provided by Ms Baker for the hearing included:

- Section 42A Report organised primarily under topic headings which responded to each submission point
- Addendum to section 42A Report dated 24 June 2016
- Opening statement (tabled and verbal)
- Revised recommendations (tabled and verbal) responding to each submitter
- Information contained in the expert evidence by Mr Malcolm Hunt (Noise and Vibration Report – Review of Submissions and Recommendations, May 2016)

17. Planning assistance to the hearing was provided by:

Mr Paul Freeland, Senior Planner

## **3.0 Topics discussed at the hearing or covered in evidence**

### **3.1 Overview**

18. Temporary Activities are defined in Section 1.5 of the Plan as: "The category of land use activities that includes the following activities: construction; filming; military exercises; mobile trading; temporary disaster management accommodation; helicopter landings; temporary events; temporary signs." Each of these activities referred to are further defined, except for helicopter landings.
19. The objectives, policies and rules in relation to Temporary Activities are contained in Part B, City-wide Activities, Section 4 of the Plan. Temporary Activities are different from other activities due to their temporary nature, which requires different types of performance standards. Their brief and infrequent nature also means that the effects generated by these activities are predictable and short-lasting, allowing a broad management approach to be taken, instead of a specific tailoring to each zone. Where a bespoke management approach is required for a particular zone, this is reflected in the performance standards. For some activities they are also undertaken only by a small number of people/organisations. These factors provide the rationale for containing the temporary activities provisions in the City-wide Activities part of the Plan.

### **3.2 Management of Temporary Activities in the Campus Zone**

20. The major facility zones sections contain rules, objectives and policies tailored to the major facility activities that take place in these zones. Campus activity is defined widely to cover the broad range of activities undertaken by the University of Otago and Otago Polytechnic.
21. The *University of Otago* (OS308.495) requested the Plan be amended so that campus activity is not required to meet the temporary activities rules. The submitter reasoned that the operation of the University involves many temporary activities and events, and the controls contained in the temporary activities section would be unwarranted if applicable to them. The *Otago Polytechnic* (FS2448.27) supported this submission as the Otago Polytechnic operations also involve temporary activities and events. The *Otago Polytechnic* argued that any potential adverse effects from temporary activities can be adequately managed without a requirement for planning regulation where temporary activities occur in the Campus Zone.
22. The Reporting Officer said that the rules for Temporary Activities were not intended to apply to temporary activities that otherwise met the definition of Campus but that temporary activities not associated with campus activity should still be required to comply with the Temporary Activities provisions even if they occurred in the Campus Zone. She suggested that the definition of Campus could specify that the activity includes any Temporary Activities that otherwise met the definition of Campus as this would clarify the above distinction (s42A Report, Section 3.7, p. 18).
23. Mr Brass, for the *University of Otago*, pre-circulated evidence but he did not appear at the hearing. Mr Brass' evidence supported the Reporting Officer's recommendation to include Temporary Activities in the definition of Campus.
24. For the *Otago Polytechnic*, Ms Louise Taylor (planning consultant) pre-circulated expert evidence but did not appear at the hearing. She also agreed with the Reporting Officer's recommendation to amend the Campus definition and considered that the amended

definition will foster the effective and efficient operation of the Campus activity in the Campus Zone.

### **3.2.1 Decision and reasons**

25. We accept the submission by the *University of Otago* (OS308.495) and the further submission by the *Otago Polytechnic* (FS2448.27) that temporary activities associated with Campus activity should not be captured by the Temporary Activities rules. We agree with the relief suggested by the Reporting Officer to address their concerns through amendment to the campus definition, subject to minor amendment to the wording. The amendments to the campus definition and the consequential amendments to the definition of Temporary Activities to exclude activity otherwise defined as Campus are shown in Appendix 1 attributed to submission point TA 308.495.

## **3.3 Rule 4.5.3.3 Helicopter landings/movements**

### **3.3.1 Background**

26. Rule 4.5.3.3 includes performance standards for helicopter landings, which include restrictions on the time and frequency of landings. Helicopter landings for emergencies, associated with emergency services and those that meet the noise standards of the zone, are exempt from complying with these standards.
27. Permanent helicopter landing sites (heliports) are managed as discretionary activities within the Transportation section of the Plan.

### **3.3.2 Request to change terminology to helicopter 'movements'**

28. In its original submission, the *Southern District Health Board (SDHB)* (OS917.13) supported by a further submission from the *New Zealand Defence Force (NZDF)* (FS2287.3) requested amendments to the terminology in Rule 4.5.3.3 to refer to helicopter movements rather than landings.
29. In her s42A Report, Ms Baker agreed with the submitters that the terminology should be changed to movements to make the terminology consistent with the relevant New Zealand standards and Environment Court decisions.

#### **3.3.2.1 Decision and decision reasons**

30. We accept the submission by the *SDHB* (OS917.13) and the further submission by the *NZDF* (FS2287.3) to refer to helicopter movements rather than helicopter landings, and the relief recommended by Ms Baker to address the submitters' concerns. 'Movements' make it clear that the numerical limits apply to both landings and take-offs. We have therefore amended the activity name (4.3.2.5) to reflect this wording and amend the number of flights which referred to landings to equate to the number of movements by doubling the specified amount. We have also added a definition for helicopter movements. The amendments to Rule 4.5.3.3 and the definition are shown in Appendix 1 and attributed to submission point TA 917.13.
31. In order to reflect the new terminology, we have made consequential amendments to the term 'helicopter landings' in the following sections:
- the Temporary Activities Category of the nested tables (1.3)

- definition of temporary activities (1.4)
- activity status table (4.3.2.5)
- assessment of all performance standard contraventions (Rule 4.7.2.4), and
- assessment of discretionary transportation activities (Rule 6.11.3.4).

### 3.3.3 Request to add new helicopter setbacks from state highway

32. The *New Zealand Transport Agency* (NZTA) (OS881.47) sought to have rules restricting the proximity of helicopter movements to a state highway for safety reasons. In its submission *NZTA* argued helicopters have the potential to distract motorists, affecting the safety and efficiency of the state highway. The *NZTA* said the main causes of distraction are the proximity and visibility of the landing site to the state highway, and the flight path and altitude of the aircraft when they cross the state highway. The *NZTA* requested that the Plan manage this potential effect by requiring such activities to achieve a minimum setback from the road and a minimum altitude when crossing the state highway.
33. The Reporting Officer recommended rejecting this submission and stated:
- “while the 2GP can control helicopter movements (landings and take-offs) for amenity (noise) reasons, I do not consider it is the place of the 2GP to manage helicopter movements purely for safety reasons, as this would be a factor that the Civil Aviation Authority of New Zealand are responsible for” (s42A Report, Section 3.11, p. 24).
34. Ms Kirsten Tebbutt for *NZTA* pre-circulated evidence but did not appear at the hearing. In her evidence she reiterated the potential for the operation of helicopters in close proximity to state highways to cause a distraction. She also said that while *NZTA* remains of the view that the location of helicopter landing sites can be regulated by a District Plan, *NZTA* accept the recommendation.

#### 3.3.3.1 Decision and decision reasons

35. We reject the submission by the *NZTA* (OS881.47) to add additional rules restricting helicopter movements in close proximity to the state highway as we consider that safety effects are more efficiently managed through the powers of the Civil Aviation Authority.

### 3.3.4 Request for amendments to Rule 4.5.3.3 to exempt permanent helicopter sites and military exercises

36. The *SDHB* (OS917.13) sought amendment of Rule 4.5.3.3.c to specify that helicopter landings by emergency services at permanent helicopter bases or landing areas are not required to meet these standards. The *SDHB* were concerned about permanent landing sites not being able to meet noise standards in various zones and how helicopter noise will be measured. The *NZDF* (FS2287.7) opposed the change to Rule 4.5.3.3.c.
37. The *NZDF* (OS583.11) sought exemption for helicopter movements associated with temporary military training activities from Rule 4.5.3.3 as they consider the proposed limits are arbitrary and not effects-based. In the event we did not accept this request, the *NZDF* suggested the alternative of referencing the New Zealand Standard NZS 6807:1994 *Noise Management and Land Use Planning for Helicopter Landing Areas*. This alternative is discussed separately below with other similar submissions on noise performance standards.



38. The *NZDF* consider helicopter landings may take place in association with temporary military training activity, and it is appropriate that these activities be provided for consistently with military activity provisions in the Plan.
39. In her s42A Report, Ms Baker recommended that the amendment of Rule 4.5.3.3.c requested by the *SDHB* (OS917.13) be rejected as permanent landing sites are defined in the Plan as heliports, and associated flights are managed as a discretionary activity not as a temporary activity. As performance standards are not attached to fully discretionary activities, noise limits would need to be addressed via a condition on any resource consent granted.
40. In her s42A Report, Ms Baker recommended accepting the *NZDF* submission (OS583.11) in part in regard to the request for reference to NZS 6807:1994 *Noise Management and Land Use Planning for Helicopter Landing Areas* as outlined in the noise performance section below.

#### 3.3.4.1 Decision and decision reasons

41. We accept in part the submission from *NZDF* (OS583.11) and agree with the relief recommended of the Reporting Officer and amend the performance standard to reflect the NZ standard. We reject the submission from the *SDHB* (OS917.13) noting that no change is required to address their concerns. The amendment to Rule 4.5.3.3 and the consequential addition of a note in Rule 4.5.3.3 are shown in Appendix 1 and attributed to submission point TA 583.11. This submissions and other amendments are further discussed in the section below.

### 3.4 Rule 4.5.4 Noise performance standards

#### 3.4.1 Requests to refer to helicopter noise standards

42. The *NZDF* (OS583.11) requested referencing NZS6807:1994 *Noise Management and Land Use Planning for Helicopter Landing Areas* in the Plan. The *SDHB* (OS917.11) requested the addition of references to relevant New Zealand Standards (NZS) in regard to the measurement and assessment of sound and a new performance standard regarding measurement of helicopter noise in accordance with NZS 6807:1994 *Noise Management & Land Use Planning For Helicopter Landing Areas*. The *SDHB* suggested sound measurement systems for long-term monitoring should conform with parts 2 and 3 of NZS 6805:1992 *Airport noise management and land use planning*, and all instrumentation and methods of measurement should comply with NZS 6801:2008 *Acoustics – Measurement of Environmental Sound*.
43. The noise expert for the DCC, Mr Malcolm Hunt, considered the requests by submitters to include reference to NZS 6807:1994 for the management and measurement of helicopter noise. In his pre-circulated evidence he recommended managing noise from helicopter landing areas in accordance with the guidance set out within NZS 6807:1994 *Noise Management and Land Use Planning for Helicopter Landing Areas*. He stated that this standard represents best practice being the culmination of work by experts in the areas of noise effects and in the use of helicopters and aviation matters and has been adopted widely in other district plans in New Zealand.
44. Mr Hunt recommended inclusion of noise restrictions on helicopter movements based on the wording of clause 1.1.1 of NZS6807:1994. The Reporting Officer adopted these recommendations (s42A Report, Section 4.3.12). This would be done as a new rule

under 4.5.4 (Noise Performance Standard). As a consequence of referring to NZS 6807:1994 in a new rule 4.5.4.5, Rule 4.5.3.3(c)(ii) which refers to noise standards in the relevant zone where the temporary activity is occurring (in terms of being exempt from restrictions on frequency of movements and daylight hours if noise standards of the zone are met) can be deleted. As the new standard includes daytime and night-time levels, the standard limiting movements to daylight hours in Rule 4.5.3.3(b) can also be deleted. As a consequence of referring to NZS 6807:1994 in the performance standards, Ms Baker recommended amendments to incorporate the standard as an assessment matter in Rule 4.7.2.4 and applying the same assessment to Heliports through Rule 6.11.3.4. As both Rule 4.5.3.3 and Rule 4.5.4.5 contain provisions relevant to helicopter use, Ms Baker recommended adding a note to Rule 4.5.4.5 to advise plan users of the need to look at other relevant district plan provisions.

45. Evidence was tabled from Mr Robert Owen, Environmental Manager, on behalf of the *NZDF*, but he did not appear at the hearing. In his evidence, he stated the *NZDF* supported Ms Baker's recommendations.

#### 3.4.1.1 Decision and reasons

46. We accept in part the submission by the *NZDF* (OS583.11) and the *SDHB* (OS917.11) to refer to New Zealand standards in the rules and agree with the recommendation of the Reporting Officer to amend the provisions to give relief to the submissions.
47. Addition of new Rule 4.5.4.5 and consequential amendments are shown in Appendix 1 and attributed to submission point TA917.11
48. We make the following consequential amendments:
  - addition to rules 4.5.4.2 and 4.5.4.4 that noise will be measured and assessed in accordance with the standards (NZS 6801:2008 *Acoustics – Measurement of Environmental Sound* and NZS 6802:2008 *Acoustics – Environmental Noise*)
  - specification of the activity status of activities that contravene the performance standards in Rule 4.5.4.5
  - to the assessment of all performance standard contraventions (Rule 4.7.2.4) and assessment of discretionary transportation activities (Rule 6.11.3.4), as suggested by the Reporting Officer.
49. Our reason is that reference to the relevant New Zealand acoustic standards will improve the consistency and clarity of the noise provisions that apply to helicopter movements.
50. We note that the term 'temporary' has been deleted from the "temporary helicopter movements" activity listed in the activity status table (Rule 4.3.2.5) as a clause 16 amendment, as the word 'temporary' is not necessary due to this aspect being included in the definition.

#### 3.4.2 Requests to refer to other noise standards

51. The *NZDF* (OS583.12 and OS583.15) supported rules 4.5.4.4 and 4.5.4.2.
52. The *SDHB* (OS917.11) requested the addition of reference to relevant New Zealand standards in regard to the measurement and assessment of sound; and the deletion and replacement of construction noise tables in accordance with a New Zealand standard on construction noise. *Port Otago Ltd* (FS2378.7) supported the *SDHB* submission to the extent that New Zealand noise standards are correctly referred to.

53. In the s42A Report Ms Baker, based on expert advice from Mr Malcolm Hunt (*Noise and Vibration Report – Review of Submissions and Recommendations*, May 2016), recommended that the amendment requested by the SDHB (OS917.11) to reference NZS6801.2008 *Acoustics – Measurement of Environmental Sound* and NZS 6802.2008 *Acoustics – Environmental Noise* be accepted. This entails replacing the table in Rule 4.5.4.1 with tables 2 and 3 from NZS6803:1999.

#### 3.4.2.1 Decision and decision reasons

54. We accept the submission by the SDHB (OS917.11) and the recommendation of the Reporting Officer to amend the provisions to give relief to the submission for the reasons outlined in the expert advice of Mr Malcolm Hunt (*Noise and Vibration Report – Review of Submissions and Recommendations*, May 2016). The amendments to Rule 4.5.4.1 to replace the noise limits table and requirements for construction noise to be measured in accordance with NZS6803:1999 *Acoustics – Construction Noise* are shown in Appendix 1 attributed to submission point TA 917.11.
55. We note the addition of reference to NZS6801.2008 *Acoustics – Measurement of Environmental Sound* and NZS 6802.2008 *Acoustics – Environmental Noise* in Rule 4.5.4.2 and 4.5.4.4 also attributed to this submission are discussed above.

### 3.5 Rule 4.5.7.2 Election Signs

#### 3.5.1 Background

56. Election signs are defined in the Plan as: “A sign erected for a local body election by a candidate or group of candidates, or for parliamentary elections by any registered political party, independent or non-party affiliated candidate contesting a general election, by-election, or referendum”.
57. Rule 4.5.7.2 contains performance standards to be met by election signage, including: the period signs may be erected (no more than two months prior to election day and must be removed by midnight prior to election day), height (maximum of 2m above ground level), size (maximum area of 3m<sup>2</sup> on DCC or NZTA land within the road reserve and 1m<sup>2</sup> on all other sites), and number of signs on a site (maximum of one sign per candidate/party per site). The size limits for election signs as notified are consistent with the size limits for temporary event signage in Rule 4.5.7.3. A ‘Note to plan-user’ is included in the 2GP specifying that landowner permission has to be sought for signs on DCC or New Zealand Transport Agency land.
58. Election signs are also subject to the Electoral Act 1993 and the Electoral (Advertisements of a Specified Kind) Regulations 2005 ('the regulations'). The regulations contain rules about the shape, colour and size of 'advertisements of a specified kind'. These regulations capture advertisements of a specified kind up to 3m<sup>2</sup> in size as per their definition in clause 3 of the regulations.
59. The size limits contained in these regulations are found in clause 8 and apply to the letter sizing for roads controlled by NZTA only (clause 8(1)). They override the provisions of any other enactment or bylaw (clause 4 of the regulations).
60. Local authorities are responsible for regulating when, where, and how election signs can be displayed, but cannot contain provisions more restrictive or less restrictive than those contained in the regulations.

### 3.5.2 Reference to NZTA land

61. The *NZTA* (OS881.48) sought the deletion of the reference to signs on NZTA Land within the road reserve. They opposed permitting signs up to 3m<sup>2</sup> in state highway road reserves. They noted that while there are defined locations where signs may have little effect on the safety and efficiency of the roading network, they thought that the rule could be read as blanket permission and would confuse plan users in respect of having to obtain their consent.
62. The Reporting Officer noted that there is a risk that plan users will miss the 'Note to plan user' and perceive that in complying with the District Plan, they do not have to meet any other requirements for permission to erect signage. The permitted activity status means there will be no opportunity for DCC to reiterate this requirement through the resource consent process (if complying with the performance standards). She considered it appropriate to remove the reference to NZTA land and rely on the 'Note to plan user' to avoid any potential misinterpretation (s42A Report, Section 4.3.16, p. 34).

#### 3.5.2.1 Decision and decision reasons

63. We accept the submission by the *NZTA* (OS881.48) to remove reference to election signs on NZTA land and the recommended relief provided by Ms Baker in the s42A Report to address the submitter's concerns. The amendments to Rule 4.5.7.2 are shown in Appendix 1 and attributed to TA 881.48.

### 3.5.3 Request to increase the size of election signs

64. *David Clark's Campaign* (OS1083.1) requested an increase in the permitted size of election signs to 3m<sup>2</sup> to all areas, and suggested that if this increase in size was not to be applied to all areas, then a variation between urban and high-speed areas may be acceptable. The *New Zealand National Party* (FS2340.3) supported the increase in size suggested by *David Clark's Campaign* but opposed the suggestion of the increase in size only applying to some environments, such as high-speed environments. The *New Zealand National Party* argued that the maximum size proposed by the Plan provisions may in fact hinder public safety as the font size required for public safety by the Electoral (Advertisements of a Specific Kind) Regulations 2005 (pursuant to the Electoral Act 1993) could not feasibly be met within the proposed 1m<sup>2</sup> maximum size.
65. The Reporting Officer indicated that the operative District Plan allows for election signs up to 3m<sup>2</sup> on all sites across Dunedin. The DCC has specific sites advertised on the website where permission can be obtained to display a number of signs during the designated election advertising periods. These DCC sites have been deemed to be safe spaces to display a number of signs. She recommended amending elections signs rules to allow for 3m<sup>2</sup> signs on all sites across Dunedin, as requested (s42A Report, section 4.3.16, p. 35).
66. Mr Brian Ellis, representing *David Clark's Campaign*, in an oral submission stated that the Dunedin City District Plan (2006) permitted size of 3m<sup>2</sup> signs for election signs works well and is needed to be able to get the message out to the public and ensure people's freedom of speech. He stated that signage is required for local elections, campaigns, and referenda as well as general elections. Mr Ellis indicated that the Dunedin City Council have required the signs to be single sided.
67. Ms Rachael Bird, Southern Regional Chair of the *New Zealand National Party*, in an oral submission said that signs should be up to 3m<sup>2</sup> to correspond with legislation and that

Central Government regulations manage health and safety, through size of lettering and size of signs. She argued there are no reasons to reduce the size of signs and no exceptional circumstances to require smaller-sized election signs in Dunedin.

#### 3.5.3.1 Decision and decision reasons

68. We accept the submissions by *David Clark's Campaign* (OS1083.1) and *New Zealand National Party* (FS2340.3) to increase the size of permitted elections signs. We accept that the proposal in the Plan to decrease the maximum size of signs allowed under the Dunedin City District Plan (2006) from 3m<sup>2</sup> to 1m<sup>2</sup> (except specified sites) is unnecessary, noting that these signs are only temporary and are also controlled by regulations under the Electoral Act 1993. The amendments to Rule 4.5.7.2 are shown in Appendix 1 and attributed to TA 1083.1.
69. We note that in considering Rule 4.5.7.2, we determine that amendments are required to improve the clarity and accuracy of the rule. We consider these to not alter the overall content and are made under "cl.16" of schedule 1 of the RMA, and shown in Appendix 1.

#### 3.5.4 Request to limit commercially purchased election-advertising space

70. *David Clark's Campaign* (OS1083.2) requested that the amount of commercial advertising space that can be purchased should be aligned with the limits proposed in the election signs performance standards (Rule 4.5.7.2). The submitter was concerned that better resourced campaigners would be able to purchase more advertising spaces, such as billboards, subverting the 2GP provisions and "buying greater levels of free speech".
71. The Reporting Officer noted that the election signs performance standards (Rule 4.5.7.2) applies to all election signs, including those on commercially purchased spaces (such as billboards), and that resource consent would be needed for election signs that did not meet the dimensions and limits outlined in Rule 4.5.7.2. She did not consider it appropriate for the Plan to manage effects related to levelling the playing field for election campaigners in terms of advertising expenses. Furthermore, she noted that the Electoral Act 1993 manages aspects of advertising expenses for election advertisements in order to keep this process transparent.
72. Brian Ellis appeared at the hearing on behalf of *David Clark's Campaign* but did not provide any new evidence on this matter.

#### 3.5.4.1 Decision and decision reasons

73. We reject the submission from *David Clark's Campaign* (OS1083.2) to limit the amount of commercial advertising space that can be purchased for the reasons outlined by the Reporting Officer.

### 3.6 Rule 4.5.7.3 Temporary event signs

74. Rule 4.5.7.3 contains the performance standards for event promotion signs and includes a reference to maximum sizes in the road reserve (including that managed by the NZTA).

75. The *NZTA* (OS881.49) sought the removal of the reference to *NZTA* land because while Note 4.5B does indicate that *NZTA* approval will be required separate to the consenting process, *NZTA* are concerned that it could be confused as signs being allowed in all parts of the road reserve managed by *NZTA*.
76. The Reporting Officer noted that she agreed with the *NZTA*, that some confusion could occur; however, removing reference to *NZTA* as requested, would mean they are no longer able to give permission for this size of sign, should they wish to do so (s42A Report, Section 4.3, p. 36). She considered that a better approach would be to provide additional clarity in the rule, in conjunction with the existing Note to plan user, and recommended amending the Rule to include, "see Note 4.5B..."
77. Ms Kirsten Tebbutt for *NZTA* pre-circulated evidence and did not appear at the hearing. Her evidence noted acceptance of Ms Baker's recommendation.

### **3.6.1 Decision and decision reasons**

78. We reject the submission by the *NZTA* (OS881.49) and the recommended relief suggested by the Reporting Officer to add a note under Rule 4.5.7.3. We agree with the Reporting Officers' reasons for not recommending doing what the submitter requested and we do not consider it necessary to add a note as recommended by the Reporting Officer.
79. In looking at this rule, it has been identified that the rule title "Temporary event signs" should read "Event promotion signs" to be consistent with the terminology used in the definition of temporary signs and as the definition is for event promotion signs. A new clause is also added clarifying that event promotion signs on lawfully established public display boards are exempt from these standards as they have their own performance standards. The amendments to Rule 4.5.7.3 are made under clause 16 of the RMA.
80. We consider that the performance standard requiring signs to be designed so that any names of sponsoring businesses are no more than 50% of the size of the font used for advertising the event (Rule 4.5.7.3.b) should instead limit the content about a sponsor to no more than 30% of the sign. As there is no scope from any submission to make this change, we suggest this be considered for a future plan change.

## **3.7 Rule 4.3.2.1 Performance standards that apply to all temporary activities**

### **3.7.1 Background**

81. Rule 4.3.2.1 outlines the performance standards that apply to all activities, being:
  - a. Development standards
  - b. Light spill
  - c. Hazard overlay zones development standards
82. These performance standards generally specify which zone or city-wide rules apply to temporary activities and which temporary activities are exempt, or what alternative rules apply.
83. Rule 4.5.6 Hazard Overlay Zones Development Standards, and 4.9.5.1 Hazard Exclusion Areas (swale mapped area) require buildings and structures associated with temporary activities to comply with Rule 11.3.1.1, which requires buildings over 36m<sup>2</sup>

and structures, associated with temporary activities, not to be located inside the boundaries of a swale mapped area.

### **3.7.2 Request to remove requirement for NZDF to meet performance standards**

84. The *NZDF* (OS583.9) argued that the performance standards listed in Rule 4.3.2.1 are not relevant to temporary military training activities and should be deleted, instead putting these against each individual activity in the activity status table where relevant, rather than applying to all activities. Alternatively, *NZDF* suggests that the table could indicate that temporary military training activities are exempt from complying with these performance standards.
85. Ms Baker stated in her s42A Report that the requirements to meet the Hazard Overlay Zones Development Standards should not be required for temporary activities due to the nature of temporary activities being more 'doing' activities rather than those that involve physical structures, or structures would be unlikely to be large or substantial or long term, reducing hazard risks associated with these activities. Ms Baker recommended removing requirements for temporary activities to meet the Hazard Overlay Zones Development Standards.
86. In her s42A Report, Ms Baker stated that compliance with performance standards for site development and light spill are necessary to minimise effects on surrounding sites, as is required by Objective 4.2.1, even for temporary activities, including military exercises.

#### **3.7.2.1 Decision and reasons**

87. We accept in part the submission from *NZDF* (OS583.9). Our decision deletes the requirement for activities to meet the Hazard overlay zones development standards and adopts the recommendations of the Reporting Officer. We accept that Hazard Overlay Zones Development Standards are not relevant for any temporary activities, noting that no evidence questioning these was provided by submitters.
88. The deletion of Hazard Overlay Zones Development Standards (Rule 4.5.9) is shown in Appendix 1 attributed to submission reference TA 583.9.
89. We also make the following consequential amendments, by deleting reference to the performance standard in:
- the activity status table (4.3.2.1.c)
  - assessment of all performance standard contraventions (Rule 4.7.2.6)
  - Policy 11.2.1.10 to delete reference to temporary activities
  - Rule 11.7.3.1 and 11.4.2.2 to amend assessment of development performance standard contraventions to reflect changes to Policy 11.2.1.10
  - the Hazard Exclusion Areas – swale mapped area (Rule 11.3.1.1)

## **4.0 Other amendments**

90. This section outlines our decisions on small matters that were not traversed at the hearing and were relatively uncontested. For these matters our decisions were made entirely on the evidence presented in the submission and the s42A Report, with our

reasons, unless otherwise indicated, being the same as those summarised by the Reporting Officer.

#### **4.1 Definition of temporary events**

91. Decision – We accept the submission of the *NZDF* (OS583.4) to specifically exclude military exercises from the definition of temporary events. Military exercises are a defined activity under the 2GP but as they are also temporary there is potential for confusion. We agree with the reasons given by the Reporting Officer (s42A Report, Section 4.3.3, p. 11). The amendments to the definition of temporary events are shown in Appendix 1 attributed to TA 583.4.

#### **4.2 Objective 4.2.1 and related policies**

92. Decision – We accept the submission of the *NZDF* (OS583.7) and the relief recommended by the Reporting Officer to delete Objective 4.2.1.c removing the requirement for temporary activities to meet the relevant objectives and policies of any overlay zone, scheduled site or mapped area. The majority of activities in this section are permitted activities, and no assessment criteria are provided for permitted activities (except where rules are contravened), therefore no reference to Objective 4.2.1 is made. We agree with the reasons given by the Reporting Officer (s42A Report, Section 4.3.6, p. 16). The amendments to Objective 4.2.1 are shown in Appendix 1 attributed to TA 583.7.

#### **4.3 Rule 4.3 Activity status – Note 4.3A**

93. Decision – We accept the submission of the *NZTA* (OS881.46) and the relief recommended by the Reporting Officer to add a note indicating the NZTA permission must be obtained for all temporary activities on state highway road reserve, as we consider this will provide clarity. We agree with the reasons given by the Reporting Officer (s42A Report, Section 4.3.10, p. 20). The amendments to note 4.3.2A are shown in Appendix 1 attributed to TA 881.46.

#### **4.4 Rule 4.11.1 Noise management plan**

94. Rule 4.11.1 sets out special information requirements for resource consent applications for military exercises not complying with noise standards specified in Rule 4.5.4.4. The *Southern District Health Board (SDHB)* submission (OS917.12) requests amendment to Rule 4.11.1.2 to change reference to sound levels to LAeq (15 minute) and LAFmax. The *New Zealand Defence Force* opposed the *SDHB* submission, suggesting other noise terminology, and pointing out that the reference in Rule 4.11.1.2 to Rule 4.5.4.4 is wrong because that rule relates to mobile noise sources. The Reporting Officer obtained further expert advice from Mr Hunt on these matters and set out his recommendations in her s42A Report. The submitters did not oppose Mr Hunt's recommendations.
95. Decision – We accept in part the submission of the *SDHB* (OS917.12) and the relief recommended by the Reporting Officer to correct a reference to the wrong rule, and to refer to 'LCpeak' sound pressure and 'receiver' locations. We agree with the reasons given by the Reporting Officer that were based on the expert advice received from Mr Hunt (s42A Report, Section 4.3.21, p. 40). The amendments to Rule 4.11.1 are shown in Appendix 1 attributed to TA 917.12.



## **5.0 Submissions where no amendments were made**

96. This section outlines our decisions on matters that were not traversed at the hearing and where we have decided not to make any amendment to the Plan. For these matters our decisions were made entirely on the evidence presented in the submission and the s42A Report, with our reasons, unless otherwise indicated, being the same as those summarised by the Reporting Officer.

### **5.1 Rule 4.5.7 Number, Location and Design of Temporary Signs**

97. Decision – We reject the submission by the *Regent Theatre* (OS375.1) which sought to strengthen the wording of Rule 4.5.7 (Number, Location and Design of Temporary Signs) to ensure that publicly visible event promotion can enhance the city's vibrancy. We accept the Reporting Officer's reasoning in the s42A Report at Section 4.3.15.

## **6.0 Suggestions for future plan changes**

98. We consider that the performance standard requiring signs to be designed so that any names of sponsoring businesses are no more than 50% of the size of the font used for advertising the event (Rule 4.5.7.3.b), should instead limit the content about a sponsor to no more than 30% of the sign. We note that there are no submissions seeking this, however, we recommend this be considered for a future plan review.

## **7.0 Minor and inconsequential amendments**

99. Clause 16(2) of Schedule 1 of the RMA allows a local authority to make an amendment where the alteration "is of minor effect", and to correct any minor errors, without needing to go through the submission and hearing process.
100. This Decision includes minor amendments and corrections that were identified by the DCC Reporting Officers and/or by us through the deliberations process. These amendments are referenced in this report as being attributed to "cl.16". These amendments generally include:
- correction of typographical, grammatical and punctuation errors
  - removing provisions that are duplicated
  - clarification of provisions (for example adding 'gross floor area' or 'footprint' after building sizes)
  - standardising repeated phrases and provisions, such as matters of discretion, assessment guidance, policy wording and performance standard headings
  - adding missing hyper-linked references to relevant provisions (eg. performance standard headings in the activity status tables)
  - correctly paraphrasing policy wording in assessment rules
  - changes to improve plan usability, such as adding numbering to appendices and reformatting rules

- moving provisions from one part of the plan to another
- rephrasing plan content for clarity, with no change to the meaning

101. Minor changes such as typographical errors have not been marked up with underline and strikethrough. More significant cl. 16 changes (such as where provisions have been moved) are explained using footnotes in the marked-up version of the Plan.

## **Appendix 1 – Amendments to the Notified 2GP (2015)**

Please see [www.2gp.dunedin.govt.nz/decisions](http://www.2gp.dunedin.govt.nz/decisions) for the marked-up version of the notified 2GP (2015). This shows changes to the notified 2GP with strike-through and underline formatting and includes related submission point references for the changes.

## **Appendix 2 – Summary of Decisions**

1. A summary of decisions on provisions discussed in this decision report (based on the submissions covered in this report) is below.
2. This summary table includes the following information:
  - Plan Section Number and Name (the section of the 2GP the provision is in)
  - Provision Type (the type of plan provision e.g. definition)
  - Provision number from notified and new number (decisions version)
  - Provision name (for definitions, activity status table rows, and performance standards)
  - Decision Report section
  - Section 42A Report section
  - Decision
  - Submission point number reference for amendment

## Summary of Decisions

Plan Section	Provision Type	Provision number	New Number	Provision Name	Decision	Submission Point Reference	Decision Report Topic number	S42A Report Section Number
1. Plan Overview and Introduction	Definition	1.5		Campus	Amend the definition to specify that the activity includes any temporary activities that otherwise met the definition of campus activity	TA 308.495	3.2	4.3.7
1. Plan Overview and Introduction	Definition	1.5		Temporary activities	Amend definition to exclude activities defined as "campus"	TA 308.495	3.2	4.3.7
1. Plan Overview and Introduction	Definition	1.5		Temporary events	Amend the definition to clarify that military exercises are excluded (not a substantive change)	TA 583.4	4.1	4.3.3
1. Plan Overview and Introduction	Definition	1.5		Helicopter movements (New)	Add a new definition for helicopter movements	TA 917.13	3.3.2	4.3.11
4. Temporary Activities	Objective	4.2.1			Amend the objective wording	TA 583.7	4.2	4.3.6
4. Temporary Activities	Activity Status	4.3.2.1		Performance standards that apply to all temporary activities	Remove performance standard for Hazard overlay zones development standards to reflect deletion of performance standard	TA 583.9	3.7.2	S42A Addendum 1.1
4. Temporary Activities	Note to Plan User	4.3.A		Other requirements outside of the District Plan	Add guidance	TA 881.46	4.3	4.3.10

<b>Plan Section</b>	<b>Provision Type</b>	<b>Provision number</b>	<b>New Number</b>	<b>Provision Name</b>	<b>Decision</b>	<b>Submission Point Reference</b>	<b>Decision Report Topic number</b>	<b>S42A Report Section Number</b>
4. Temporary Activities	Performance Standard	4.5.3.3		Helicopter Movements	Amend the performance standard to reflect NZS 6807:1994 Noise Management and Land Use Planning for Helicopter Landing Areas (25 movements per calendar month per site)	TA 583.11	3.3.4	4.3.11
4. Temporary Activities	City Wide Performance Standard	4.5.3.3		Maximum duration, frequency, and site restoration	Do not add new performance standards for helicopter movements in close proximity to state highways		3.3.3	4.3.11
5. Temporary Activities	City Wide Performance Standard	4.5.3.3		Maximum duration, frequency, and site restoration	Do not exclude permanent landing sites (heliports) as requested as performance standards do not apply to these activities		3.3.3	4.3.11
4. Temporary Activities	Note	4.5.3.3A		Copyright information	Add 'Note - Copyright information' to say Helicopter movements performance standard is from NZS 6807:1994 Noise Management and Land Use Planning for Helicopter Landing Areas used in the performance standard	TA 583.11	3.3.4	4.3.1.1

<b>Plan Section</b>	<b>Provision Type</b>	<b>Provision number</b>	<b>New Number</b>	<b>Provision Name</b>	<b>Decision</b>	<b>Submission Point Reference</b>	<b>Decision Report Topic number</b>	<b>S42A Report Section Number</b>
4. Temporary Activities	Performance Standard	4.5.4.1		Construction	Replace the noise limits table and requirements for construction noise to be measured in accordance with NZS6803:1999 Acoustics – Construction Noise	TA 917.11	3.4.2	4.3.11
4. Temporary Activities	Performance Standard	4.5.4.2		Temporary events	Amend performance standard to clarify that noise will be measured in accordance with the NZ standard	TA 917.11	3.4.1	4.3.12
4. Temporary Activities	Performance Standard	4.5.4.4		Military exercises	Amend performance standard to clarify that noise will be measured in accordance with the NZ standard	TA 917.11	3.4.1	4.3.12
4. Temporary Activities	Performance Standard	4.5.4.5		Helicopters	Add new performance standard for noise for helicopter movements reflecting and referring to the NZ standards, contravention becomes D or NC (depending on contravention).	TA 917.11	3.4.1	4.3.12
4. Temporary Activities	Performance Standard	4.5.7.2		Election signs	Amend performance standard to allow 3m2 (up from 1m2) election signs in all locations not just road reserve (removing reference to NZTA land)	TA 881.48, TA 1083.1	3.5.2, 3.5.3	4.3.16

<b>Plan Section</b>	<b>Provision Type</b>	<b>Provision number</b>	<b>New Number</b>	<b>Provision Name</b>	<b>Decision</b>	<b>Submission Point Reference</b>	<b>Decision Report Topic number</b>	<b>S42A Report Section Number</b>
4. Temporary Activities	Performance Standard	4.5.7.2		Election signs	Do not amend to control purchased commercial advertising space		3.5.4	4.3.16
4. Temporary Activities	Performance Standard	4.5.7.3		Temporary Event promotion signs	Do not amend as requested		3.6	4.3.17
4. Temporary Activities	Performance Standard	4.5.9	delete	Hazard overlay zones development standards	Delete the performance standard to reflect change to Hazard exclusion areas (swale mapped area) - Rule 11.3.1.1 - removing the requirement for buildings and structures associated with temporary activities to meet the performance standard	TA 583.9	3.7.2	S42A Addendum 1.1
4. Temporary Activities	Assessment of Restricted Discretionary Activities	4.7.2.4		Maximum duration, frequency, and site restoration	Amend assessment guidance to indicate that noise will be assessed in accordance with the NZ standard	TA 917.11	3.4.1	4.3.12
4. Temporary Activities	Assessment of Restricted Discretionary Performance Standard Contraventions	4.7.2.6	delete	In swale mapped area: hazard exclusion areas	Remove assessment guidance for performance standard 'In a swale mapped area - hazard exclusion areas' linked to removal of performance standard in Rule 11.3.1.1	TA 583.9	3.7.2	S42A Addendum 1.1



<b>Plan Section</b>	<b>Provision Type</b>	<b>Provision number</b>	<b>New Number</b>	<b>Provision Name</b>	<b>Decision</b>	<b>Submission Point Reference</b>	<b>Decision Report Topic number</b>	<b>S42A Report Section Number</b>
4. Temporary Activities	Special Information Requirement	4.11.1		Noise management plan	Amend the rule to correct reference to Rule 4.5.6 and to refer to "Lcpeak" sound pressure levels and "receiver" locations	TA 917.12	4.4	4.3.21
6. Transportation	Assessment of Discretionary Activities	6.11.3.4	6.12.3.4	Heliports	Amend assessment guidance to indicate that noise will be assessed in accordance with the NZ standard	TA 917.11	3.4.1	4.3.12
11. Natural Hazards	Policy	11.2.1.10	11.2.1.9		Amend policy to reflect change to Hazard exclusion areas (swale mapped area) - Rule 11.3.1.1 - removing the requirement for buildings and structures associated with temporary activities to meet the performance standard	TA 583.9	3.7.2	S42A Addendum 1.1
11. Natural Hazards	City Wide Performance Standard	11.3.1.1		Hazard exclusion Areas - Swale mapped area	Amend the performance standard by removing the requirement for buildings and structures associated with temporary activities to meet the performance standard for Hazard exclusion areas (swale mapped area) - Rule 11.3.1.1	TA 583.9	3.7.2	S42A Addendum 1.1

<b>Plan Section</b>	<b>Provision Type</b>	<b>Provision number</b>	<b>New Number</b>	<b>Provision Name</b>	<b>Decision</b>	<b>Submission Point Reference</b>	<b>Decision Report Topic number</b>	<b>S42A Report Section Number</b>
11. Natural Hazards	Assessment of Restricted Discretionary Activities	11.4.2.2			Amend assessment guidance to reflect change in Policy 11.2.1.10	TA 583.9	3.7.2	S42A Addendum 1.1
11. Natural Hazards	Assessment of Non-complying Activities	11.7.3.1			Amend assessment guidance to reflect change in Policy 11.2.1.10	TA 583.9	3.7.2	S42A Addendum 1.1
0. Plan	Terminology			Helicopter landings Helicopter movements	Replace all usages of the term "helicopter landings "with "helicopter movements"	TA 917.13	3.3.2	4.3.11