

Tasman Resource Management Plan

PROPOSED PLAN CHANGE No. 68 WITH AND WITHOUT LEGAL EFFECT

Omnibus Amendments

Explanatory Statement and Schedule of Amendments

The Tasman Resource Management Plan is amended in accordance with the attached annotated portions of the Plan and revised maps

NOTE:

- Red underlined text denotes proposed new text inserted or amended.
- Red strikethrough text denotes text deleted.

Notified: 14 July 2018

TASMAN DISTRICT COUNCIL Tasman Resource Management Plan

PROPOSED PLAN CHANGE 68 Omnibus Amendments

Notified 14 July 2018

Explanatory Statement

The purpose of this Plan Change – **PC 68 Omnibus Amendments** – is to carry out a number of changes to the items in the table below. These items are all contained within the Tasman Resource Management Plan (TRMP). The changes are included within a single plan change process for administrative efficiency.

The changes are minor amendments to outdated text, the correction of errors or anomalies, or simple adjustments to improve clarity of jurisdiction, interpretation or enforcement. Others relate to zoning and overlay changes that correct errors or anomalies that have generally been created through other changes to the TRMP; or through sale, subdivision, or development of the affected land. The change also includes a proposal to rezone part of the Conservation zone at Brightwater.

Further explanation and justification for the proposed changes can be found in the accompanying s.32 report for this plan change. The scope of the plan change is limited to those provisions proposed or amended within the Section 32 Evaluation Report and set out in this Schedule of Amendments.

Plan Change Topics

Each topic within the Plan Change is set out separately within this document with a brief explanation of the change included before the text or map changes are set out. Refer to the associated Section 32 document for a full description of the Plan Change topic, including:

- outlining the need for the change,
- what the objective of the individual change is,
- the consultation carried out,
- the options and their appropriateness,
- the benefits, costs and risks associated with the change, and
- the impact on economic growth and employment.

Immediate Legal Effect

The topics with immediate legal effects in terms of RMA section 86B (3) are:

- 68.2 Odour and Dust provision review
- 68.4 Update references to iwi management plans
- 68.8 Heritage sites in the coastal environment area
- 68.14 Overlay adjustment Fire Ban and Fire Sensitive Areas

The following table sets out the plan change topics which are included within Plan Change 68 – Omnibus Amendments Plan Change.

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Schedule of Amendments

Plan Change Topic 68.1: Protected Tree Schedule updates

Explanatory Statement (not part of Plan Change text)

The proposed plan change seeks to both add and remove trees from the schedule of protected trees in the TRMP. These changes are set out in the tables below and involve updates to TRMP Schedule 16.13B and the associated planning maps:

Plan Change Text

CHAPTER 16: GENERAL RULES

SECTION 16.13: HISTORIC HERITAGE

Schedule 16.13B: Protected Trees

Delete the following trees from Schedule 16.13B:

Tree ID	Category	Species Common name	Property Location	Valuation No.	Area Map
T226	C	Juglans regia Walnut	27 Green Tree Road, Riwaka	1933020100	84
T374	E	Magnolia grandiflora Magnolia	3 Staples St, Motueka	1955003001	114
T415	E	Acer pseudoplatanus Sycamore	19 Pah St, Motueka	1956026800	116
T447	E	Chamaecyparis lawsoniana Lawson Cyprus	39 Fearon St, Motueka	1955016800	115
T451	C	Acer palmatum 'Atropurpureum' Japanese Maple	21 Fearon St, Motueka	1955017003	114
T785	E	Melia azedarach China Berry	413 Main Road, Hope	1943039303	131
T786	E	Arbutus unedo Strawberry Tree	413 Main Road, Hope	1943039303	131

Add the following trees to Schedule 16.13B:

Tree ID	Category	Species	Property Location	Valuation No.	Area
		Common name			Map
T915	<u>C</u>	Podocarpus totara (4)	39 Fearon St, Motueka	<u>1955016800</u>	<u>117</u>
		<u>Totara</u>			
		<u>Podocarpus</u>			
		<u>dacrydiodes (1)</u>			
		<u>Kahikatea</u>			
T177	<u>C</u>	Podocarpus totara	1900 Takaka Valley	<u>1871040301</u>	<u>50</u>
		<u>Totara</u>	<u>Highway</u>		
T178	<u>C</u>	Fraxinus excelsior			
		European Ash			

T179 T180	<u>B</u> <u>A</u>	Cupressus sempervirens Mediterranean cypress Araucaria heterophylla Norfolk Island pine	1908 Takaka Valley Highway	1871040300	<u>50</u>
T917	<u>B</u>	Quercus robur English or Common Oak	276 Whakarewa St, Motueka	1933061600	<u>52</u>
T894	<u>B</u>	Podocarpus totara totara	Reservoir Creek, Forestry area, Richmond	1943046202	<u>135</u>
T895	<u>B</u>	Prumnopitys taxifolia Matai	Jimmy Lee Creek, Kingsland Forest, Richmond	<u>1943046202</u>	<u>134</u>
T896	<u>B</u>	Dacrycarpus dacrydioides Kahikatea	Reservoir Creek, Forestry area, Richmond	<u>1943046202</u>	<u>135</u>
T897	<u>A</u>	Eucalyptus regnans Mountain ash	Reservoir Creek, Forestry area, Richmond	1943046202	<u>135</u>
T264	<u>B</u>	Sequoia sempervirens Coast redwood	Road Reserve – 1660 Motueka River Westbank Road	Legal Road	<u>18</u>
T914	<u>B</u>	Cupressus macrocarpa Monterey cypress	Awaroa Road Reserve	Legal Road	<u>11</u>

Planning Maps

Amend Area maps noted in the table above showing trees added or removed.

See aerial images of tree locations on the following pages.

PC68.1 Fig 1: Trees to be removed



T226: 27 Green Tree Road



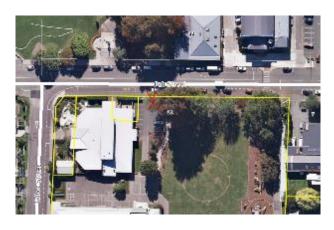
T374: 3 Staples St



T447: 39 Fearon St



T785 and T786: 413 Main Rd Hope



T415: 19 Pah St



T451: 21 Fearon St

PC68.1 Fig 2: Trees to be added



T915: 39 Fearon St



T177 and T178: 1900 Takaka Valley Highway



T179 and T180: 1908 Takaka Valley Highway



T917: 276 Whakarewa St



T894, T896 and T897: Reservoir Creek Forestry (3 Trees)





T264: 1660 Motueka River Westbank Road



T914: Awaroa Road

Plan Change Topic 68.2: Odour and Dust provision review

Explanatory Statement (not part of Plan Change text)

Various changes are made to ensure that odour and dust provisions are consistent with current best practice guidance from the Ministry for the Environment (MfE) on these topics. These changes occur within the permitted activity conditions of a number of zones within Chapter 17 of the TRMP.

Note that the MfE best practice guidance is set out in section 3.2.1 of the Good Practice Guide for Assessing and Managing Dust (Ministry for the Environment, 2016a) and the same section in the Good Practice Guide for Assessing and Managing Odour (Ministry for the Environment, 2016b).

Plan Change Text

CHAPTER 17: ZONE RULES

17.1 RESIDENTIAL ZONE RULES

[Unchanged text omitted]

17.1.2 Land Use

17.1.2.1 Permitted Activities (Land Use - General)

C19 5/10 Op 8/12

Any land use is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Air Emissions - Dust

- (d) No activity may emit dust discernible beyond the site. There shall be no noxious, dangerous, offensive or objectionable dust to the extent that it causes an adverse effect at or beyond the boundary of the site.
- (e) Open areas of land and stockpiles of loose material are contained or maintained to prevent dust moving onto other sites. so that any resulting dust does not cause an adverse effect at, or beyond, the boundary of the site.

17.2 CENTRAL BUSINESS, COMMERCIAL AND TOURIST SERVICES ZONE RULES

[Unchanged text omitted]

17.2.2 Land Use - Central Business and Commercial Zones

17.2.2.1 Permitted Activities (Land Use - Central Business and Commercial Zones)

Any land use in the Central Business Zone or Commercial Zone is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Air Emissions - Dust and Odour

- (i) No activity may emit dust or offensive or pervasive odours discernible beyond the site. There shall be no noxious, dangerous, offensive or objectionable odour or dust to the extent that it causes an adverse effect at, or beyond, the boundary of the site.
- (j) Open areas of land and stockpiles of loose material are contained or maintained to prevent materials or dust moving onto other sites and so that dust does not cause an adverse effect at, or beyond, the boundary of the site.

[Unchanged text omitted]

17.2.3 Land Use - Tourist Services Zone

17.2.3.1 Permitted Activities (Land Use - Tourist Services Zone)

Any land use in the Tourist Services Zone is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

- (d) No activity may emit dust or offensive or pervasive odours discernible beyond the site. There shall be no noxious, dangerous, offensive or objectionable odour or dust to the extent that it causes an adverse effect at, or beyond, the boundary of the site.
- (e) Open areas of land and stockpiles of loose material are contained or maintained to prevent materials or dust moving onto other sites and so that dust does not cause an adverse effect at, or beyond, the boundary of the site.

17.3 MIXED BUSINESS ZONE RULES

C10 10/07 Op 3/14

[Unchanged text omitted]

17.3.2 Land Use

C10 10/07 Op 3/14

17.3.2.1 Permitted Activities (Land Use)

Any land use is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Air Emissions - Dust and Odour

- (f) No activity may emit dust or offensive or pervasive odours discernible beyond the site. There shall be no noxious, dangerous, offensive or objectionable odour or dust to the extent that it causes an adverse effect at or beyond the boundary of the site.
- (g) Open areas of land and stockpiles of loose material are contained or maintained to prevent materials or dust moving onto other sites and so that dust does not cause an adverse effect at, or beyond, the boundary of the site.

[Unchanged text omitted]

17.4 INDUSTRIAL ZONE RULES

[Unchanged text omitted]

17.4.2 Land Use

17.4.2.1 Permitted Activities (Land Use)

Any land use is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Air Emissions - Dust and Odour

- (e) No activity may emit dust or offensive or pervasive odours discernible beyond the site. There shall be no noxious, dangerous, offensive or objectionable odour or dust to the extent that it causes an adverse effect at or beyond the boundary of the site.
- (f) Open areas of land and stockpiles of loose material are contained or maintained to prevent dust moving onto other sites, so that dust does not cause an adverse effect at, or beyond, the boundary of the site.

RURAL RESIDENTIAL ZONE RULES 17.8

[Unchanged text omitted]

17.8.2 Land Use

17.8.2.1 Permitted Activities (Land Use - General)

C19 5/10 Op 8/12

Any land use is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Air Emissions - Dust and Odour

No activity may emit offensive and pervasive dust or odours that are discernible in a Residential Zone. (b) There shall be no noxious, dangerous, offensive or objectionable odour or dust to the extent that it causes an adverse effect within any site in the Residential Zone.

[Unchanged text omitted]

17.12 RURAL INDUSTRIAL ZONE RULES

[Unchanged text omitted]

17.12.2 Land Use

17.12.2.1 Permitted Activities (Land Use)

Any land use is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

Proposed as at 29 July 2017

[Introductory paragraph is amended as follows:]

Any land use is a permitted activity, except where specified in rule 17.12.2.3A, that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Stockpiles, Lighting, Cladding

(f) The best practicable option must be applied at all times to manage open areas of land and stockpiles in a way that avoids or minimises the creation of dust or other airborne contaminants.

Proposed as at 29 July 2017

(f)

[Condition (f) is amended as follows:]

C57 11/15 D 7/17

C57 11/15

(D 7/17)

The best practicable option must be applied at all times to manage open areas of land and stockpiles in a way that avoids or minimises the creation of dust or other airborne contaminants and that does not increase flood hazard risks.

Open areas of land and stockpiles of loose material are contained or maintained to prevent the creation of dust or other airborne contaminants.

Plan Change Topic 68.3: Clarify Application of Network Utility Rules

Explanatory Statement (not part of Plan Change text)

These changes reflect the correction of inconsistencies and improve plan interpretation in the network utility rules within the TRMP. This applies to both chapter 16.6 Network Utilities and Public Works and to some zones within Chapter 17.

Plan Change Text

16.6 NETWORK UTILITIES AND PUBLIC WORKS

[Unchanged text omitted]

16.6.2 Network Utilities and Public Works

16.6.2.1 Permitted Activities (Network Utilities and Public Works)

Any upgrading of an existing facility or construction of a new facility for any network utility or public work, or any change in activity within an existing facility, is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

General

[Unchanged text omitted]

- (c) No network utility or public work is located in the Conservation Zone except for the following:
 - (i) buildings and structures for telecommunication and radio-communication facilities less than 10 square metres in area and 3 metres in height; and
 - (ii) masts, poles and antennas less than 7 metres in height; and
 - (iii) below ground telecommunication facilities; and
 - (iv) upgrading or replacement of existing above-ground telecommunication lines-; and
 - (v) upgrading or replacement of below ground and ancillary above ground stormwater facilities.
- (d) Condition (c) does not apply to the upgrading of existing overhead lines as provided for in the Plan's definition of upgrading.
- (e) Sites are landscaped and planted for amenity purposes to screen all structures, parking areas and storage areas from roads and public places, except that this condition does not apply to the following activities:
 - (i) lines and structures used solely to support lines;
 - (ii) radio-communication antennas and structures used solely to support antennas-;
 - (iii) street lighting; and
 - (iv) telecommunication and radio-communication facilities compliant with the exclusions under rules 17.2.2.1(g) and (h), 17.4.2.1(i), and 17.12.2.1(s)(i)(a).

- (j) Any free-standing tower, <u>mast, pole,</u> line, aerial, <u>or</u> antenna <u>and attached infrastructure</u> does not exceed a height of 10 metres <u>and (excluding the antenna and attached infrastructure) a diameter of 1m. and Infrastructure (such as antenna, shrouds, lights or other equipment) attached to a free standing tower, <u>mast or pole,</u> does not exceed a <u>horizontal or vertical</u> cross-sectional area of 4 square metres <u>measured</u> around a notional outline of the external parts of the infrastructure, except for the following:</u>
 - (i) This condition does not apply to the upgrading of existing overhead lines as provided for in the Plan's definition of upgrading.
 - (ii) In the Industrial zones and the Rural Industrial Zone, the zone height applies, except that for slimline, self-supporting masts or poles and attached infrastructure, the following provisions apply:

Zone	Maximum Height	Maximum Diameter	Minimum Setback from any Zone Boundary
Industrial	20m	1m	3m
Rural Industrial	25m	1m	3m

(iii) In the Rural 1, Rural 2 and Central Business zones, slimline, self-supporting masts or poles may exceed the maximum height of 10 meters if they comply with the following:

Zone	Maximum Height	Maximum Diameter	Minimum Separation Distance from a	Minimum Setback from a
			Distance from a Dwelling	Residential Zone Boundary
Rural 1	25m	1m	10m	3m
Rural 2	25m	1m	10m	3m
				Minimum Setback
				from any Zone
				Boundary
Central Business	20m	450mm	_	3m

[Unchanged text omitted]

17.2 CENTRAL BUSINESS, COMMERCIAL AND TOURIST SERVICES ZONE RULES

[Unchanged text omitted]

17.2.4 Building Construction or Alteration

17.2.4.1 Permitted Activities (Building Construction or Alteration)

Construction or alteration of a building in the Central Business, Commercial or Tourist Services Zone, except any building in either the Three Brothers Corner Commercial Zone or in the Richmond North Commercial Zone, is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

C49 4/13 Op 8/14 C62 3/16

Op 10/17

[Unchanged text omitted]

Setbacks

- (h) (i) Buildings are set back:
 - (a) at least 5 metres from boundaries of public reserves;
 - (b) at least 5 metres from boundaries of sites in an adjoining Residential Zone, except that telecommunication and radio-communication facilities less than 10 square metres in area and less than 3 metres in height are exempt from this requirement.

- (c) at least 3 metres from the road reserve at Marahau and St Arnaud.
- (ii) Buildings are set back from any boundary with any other zone in accordance with the setbacks required for buildings in that other zone, except as provided for in item (i) of this condition; and except for telecommunication and radio-communication facilities less than 10 square metres in area and less than 3 metres in height.

Note: Refer to 16.6.2.1(j)(iii) for applicable telecommunication and radio-communication facility setback requirements in the Central Business Zone;

[Unchanged text omitted]

17.4 INDUSTRIAL ZONE RULES

[Unchanged text omitted]

17.4.3 Building Construction or Alteration

17.4.3.1 Permitted Activities (Building Construction or Alteration)

Construction or alteration of a building is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Setbacks

(k) Buildings are set back from road boundaries at least:

C10 10/07 Op 3/14

- (i) 3 metres in the Light Industrial Zone, except that in the Richmond West Development Area (other than in the Light Industrial Zone location at Beach Road as shown on the planning maps) buildings are set back at least 10 metres from roads, and in Motueka West Development Area buildings along the east side of Queen Victoria Street are set back at least 15 metres.
- C43 4/13 Op 1/15

(ii) 10 metres in the Heavy Industrial Zone;

except that telecommunication and radio-communication facilities less than 10 square metres in area and less than 3 metres in height are exempt from this requirement. Refer to 16.6.2.1(j)(ii) for applicable telecommunication and radio-communication facility setback requirements.

17.5 RURAL 1 ZONE RULES

[Unchanged text omitted]

17.5.3 Building Construction or Alteration

17.5.3.1 Permitted Activities (Building Construction or Alteration)

Construction or alteration of a building is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

Proposed as at 10 December 2016

[Rules 17.5.3 and 17.5.3.1 headings and introductory paragraph are amended as follows:]

17.5.3 Building Construction, or Alteration, or Use

17.5.3.1 Permitted Activities (Building Construction, or Alteration, or Use)

Construction, or use of a building is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Setbacks

(h) Buildings are set back at least:

(i) 10 metres from road boundaries (15 metres from the east side of Queen Victoria Street between Green Lane and Whakarewa Street) and 5 metres from internal boundaries (subject, in the case of artificial shelter, to condition 17.5.4.1(b)), except:

C50 4/13 Op 8/14 C43 4/13 Op 1/15

C60 1/16 (D 12/16)

Proposed as at 10 December 2016

[Condition (h)(i) is amended as follows:]

D 12/16 15 nd

C60 1/16

C50 4/13

Op 8/14

- i) 10 metres from road boundaries except as provided for under condition (ka) (15 metres from the east side of Queen Victoria Street between Green Lane and Whakarewa Street) and, except as provided for under condition (ka), 5 metres from internal boundaries (subject, in the case of artificial shelter, to condition 17.5.4.1(b)), except:
 - that telecommunication and radio-communication facilities less than 10 square metres in area and less than 3 metres in height are exempt from this requirement. Refer to 16.6.2.1(j)(iii) for applicable telecommunication and radio-communication facility setback requirements

• as provided for in Schedule 17.5A (Hope Depot site);

(ii) 20 metres from the margins of lakes, Open Space, Recreation and Conservation zones;

17.6 RURAL 2 ZONE RULES

17.6.3 Building Construction or Alteration

17.6.3.1 Permitted Activities (Building Construction or Alteration)

Construction or alteration of a building is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

Proposed as at 10 December 2016

[Rules 17.6.3 and 17.6.3.1 headings and introductory paragraph are amended as follows:]

C60 1/16 (D 12/16)

17.6.3 Building Construction, or Alteration, or Use

17.6.3.1 Permitted Activities (Building Construction, or Alteration, or Use)

Construction, or use of a building is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Setbacks

- (j) Buildings are set back at least:
 - (i) 10 metres from road boundaries and 5 metres from internal boundaries (subject, in the case of artificial shelter, to condition 17.6.4.1(b)), except that telecommunication and radio-communication facilities less than 10 square metres in area and less than 3 metres in height are exempt from this requirement. Refer to 16.6.2.1(j)(iii) for applicable telecommunication and radio-communication facility setback requirements;

Proposed as at 10 December 2016

[Condition (j)(i) is amended as follows:]

C60 1/16 D 12/16

(i) 10 metres from road boundaries except as provided for under condition (ma) and, except as provided for under condition (ma), 5 metres from internal boundaries (subject, in the case of artificial shelter, to condition 17.6.4.1(b)), except that telecommunication and radio-communication facilities less than 10 square metres in area and less than 3 metres in height are exempt from this requirement;

17.12 RURAL INDUSTRIAL ZONE RULES

[Unchanged text omitted]

17.12.2 Land Use

17.12.2.1 Permitted Activities (Land Use)

Any land use is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

Proposed as at 29 July 2017

[Introductory paragraph is amended as follows:]

C57 11/15 (D 7/17)

Any land use is a permitted activity, except where specified in rule 17.12.2.3A, that may be undertaken without a resource consent, if it complies with the following conditions:

[Unchanged text omitted]

Buildings

- (p) Buildings are set back at least 10 metres from all site boundaries, including existing and proposed legal road frontages; except that telecommunication and radio-communication facilities less than 10 square metres in area and less than 3 metres in height are exempt from this requirement (Refer to 16.6.2.1 j) ii) for applicable telecommunication and radio-communication facility setback requirements); except also that in the following locations, the stated setbacks apply:
 - (i) Not less than 100 metres from Waimea West Road (for the Eves Valley Rural Industrial Zone).
 - (ii) Not less than 3 metres from the north eastern toe of the bund mound erected parallel to Lower Queen Street, or at least 5 metres from Queen Street, whichever is the greater distance, within the Golden Edge Rural Industrial Zone.
 - (iii) Not less than 3 metres from the boundary of any new legal road within the Golden Edge Rural Industrial Zone.
 - (iv) Not less than 15 metres from mean high water springs within the Golden Edge Rural Industrial Zone.
 - (v) Elsewhere in the Zone, not less than 30 metres from the Coastal Marine Area boundary, except that this rule only applies to buildings constructed after 25 May 1996.

Plan Change Topic 68.4: Update References to lwi Management Plans

Explanatory Statement (not part of Plan Change text)

The changes proposed are to replace the term 'have regard to' with 'take into account' as per amendments to RMA Sec 66 2A(a). Also proposed is referencing which Iwi Management Plans are lodged with Council in a new schedule within the TRMP.

Plan Change Text

1.2 SCOPE OF THE PLAN

[Unchanged text omitted]

1.2.3 Relationship with Other Plans and Policy Documents

[Unchanged text omitted]

A list of national policy statements, national environmental standards and section 360 regulations in force under the Act is in Schedule 1.1 at the end of Chapter 1.

In addition, the District Plan part of the Plan must give effect to any parts that constitute the Regional Coastal Plan and must not be inconsistent with any parts that constitute any Regional Plan. It must have regard to any proposed plans, iwi management plans and district plans of adjacent local authorities. In addition it must take into account relevant planning documents recognised by an iwi authority and lodged with Council. These documents are listed in Schedule 1.2 at the end of this chapter.

[Unchanged text omitted]

1.2.5 Relationship with Tangata Whenua Interests

The Council has a number of responsibilities and obligations towards Māori, particularly the tangata whenua, under the Act, to be carried out through this Plan. These responsibilities are:

- (a) to recognise and provide for traditional Māori interests in their ancestral lands, water, wāhi tapu and other taonga;
- (b) to take into account the principles of the Treaty of Waitangi;
- (c) to have particular regard to the concept of kaitiakitanga;
- (d) to consult with the tangata whenua of the District in the preparation of resource management plans;
- (e) to have regard to take into account any relevant planning document recognised by an iwi authority and lodged with Council. affected by any resource management plan.

[Unchanged text omitted]

Schedule 1.2: List of Planning Documents Recognised by an Iwi Authority and Lodged with Council as at Day/Month/Year [notification date]

Pakohe Management Plan, Te Runanga o Ngati Kuia, 2015

Plan Change Topic 68.5: Election Signage

Explanatory Statement (not part of Plan Change text)

Changes are proposed to avoid duplication with the Electoral Act 1993 and the Electoral (Advertisements of a Specified Kind) Regulations 2005. In addition, the provision around the maximum number of signs per candidate or party within the district at any one time is proposed to be removed due to difficulty in enforcement across the district and a change is made to reflect the limitations on duration for election signs.

Plan Change Text

16.1 OUTDOOR SIGNS AND ADVERTISING

[Unchanged text omitted]

16.1.6 Temporary Signs in All Zones

16.1.6.1 Permitted Activities (Temporary Signs)

The erection of a temporary sign in any zone is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

EITHER

- (a) The sign advertises that the land or building is for sale or lease and:
 - (i) the maximum area of each sign is 1.5 square metres and maximum height is 3 metres;
 - (ii) there are no more than two signs per site;
 - (iii) signs are removed as soon as the sale is complete;
 - (iv) a free standing sign does not restrict visibility of motorists at any intersection or access.

OR

Proposed as at 10 December 2016

(b) The sign is for a temporary community event (including an election) or fundraising event and: C60 1/16 D 12/16

- (i) the maximum size is 1.44 square metres in any urban area and 2.88 square metres in any rural area;
- (ii) the maximum height for freestanding signs is 2 metres in any Residential Zone and 3 metres in any other zone;
- (iii) there is no reflective material on the sign;
- (iv) the lettering is legible as viewed at the speed limit of the nearest adjoining public road or nearest public viewing point (if there is no road);
- (v) the sign is erected no more than two months before the event, or 9 weeks prior to polling day for election signs, and removed within 48 hours of the event finishing, or by midnight on the day before an election for election signs;
- (vi) a freestanding sign does not restrict visibility of motorists at any intersection or access.
- (vii) for election signs, the maximum number of signs is 10 per candidate and 10 per party in the District at any time.

Note: The Electoral Act 1993 and the Electoral (Advertisements of a Specified Kind) Regulations 2005 contain requirements in relation to election signage.

Plan Change Topic 68.6: Multiple-sided Sign Changes

Explanatory Statement (not part of Plan Change text)

Changes to the signage provisions to clarify how double (or multiple) sided signs are managed under the TRMP.

Plan Change Text

CHAPTER 2: MEANINGS OF WORDS

[Unchanged text omitted]

2.2 DEFINED WORDS

[Unchanged text omitted]

<u>Sign area</u> (also referred to as <u>display area</u>) — in relation to a multiple-sided sign, sign area is the area when viewed from any one direction, providing that the total area of all faces of a sign do not exceed twice that permitted in the relevant signage rules.

Plan Change Topic 68.7: Sandwich Boards

Explanatory Statement (not part of Plan Change text)

The TRMP currently includes the control of sandwich boards on the legal road adjacent to businesses in various business and industrial zones. The proposal is to remove sandwich board controls from the TRMP and rely on Section 13 'Advertising on roads' of the Traffic Control Bylaw 2016, or subsequent bylaws, to manage these. This specifically includes removing reference to Sandwich boards in Figure 16.1B shown following the text below.

Plan Change Text

16.1.4 Outdoor Signs in Business and Industrial Zones

16.1.4.1 Permitted Activities (Outdoor Signs in Central Business, Commercial, Mixed Business, Tourist Services and all Industrial Zones)

C10 10/07 Op 3/14

Op 8/14

C62 3/16

[Unchanged text omitted]

- (f) A freestanding sign complies with the following and the requirements indicated in Figure 16.1B:
 - (i) a freestanding sign is placed only on the site to which it relates, except as allowed for in (iv) below:
 - (ii) only one freestanding sign may be placed on a site, with a maximum area of 3 square metres area and a maximum height of 5 metres;

C49 4/13 Refer to Schedule 17.2A in respect of a single permitted free-standing sign within the Three Brothers Corner Commercial Zone.

Refer to Schedule 17.2B in respect of two permitted free-standing signs within Op 10/17 the Richmond North Commercial Zone.

- (iii) an additional freestanding sign bearing only the words "entry" or "exit" may be placed on a site, with a maximum area of 0.75 square metres and a maximum height of 1.5 metres, located near the site access in a position that does not limit visibility from the access;
- C10 10/07 one sandwich board sign may be placed on the footpath adjoining a commercial, Op 3/14 mixed business or industrial premises provided that the sign is:
 - no larger than 900 millimetres in height or 600 millimetres in width;
 - made of flexible material:
 - placed in such a position that at least 2 remains available for pedestrian movement; and
 - located on the road reserve where the speed limit is below 70 kilometres per hour.

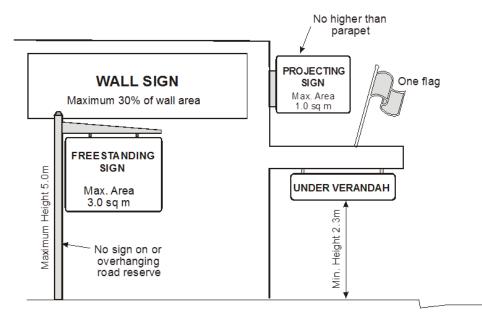
C10 10/07 Op 3/14

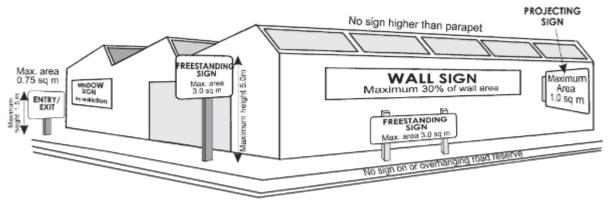
[Unchanged text omitted]

Figure 16.1B: Central Business, Commercial, Mixed Business, Tourist Services and Industrial Zone Signs

C10 10/07 Op 3/14

All Business Zones





[Unchanged text omitted]

16.1.20 Principal Reasons for Rules

Signs on Roads

A private sign on road reserve is not usually permitted because of possible conflict with traffic signs. However, sandwich board signs are permitted in the Commercial, Mixed Business and Industrial zones where there is sufficient width of footpath for safe pedestrian movement. Sandwich Boards are managed by the road controlling authority concerned. Tasman District Council utilises the Traffic Control Bylaw 2016 for this purpose. On state highways, the road controlling authority is the NZ Transport Agency.

C10 10/07 Op 3/14

Plan Change Topic 68.8: Heritage Sites in the Coastal Environment Area

Explanatory Statement (not part of Plan Change text)

To include a matter of control relating to sites of cultural importance within the Coastal Environment Area.

Plan Change Text

18.11 COASTAL ENVIRONMENT AREA

[Unchanged text omitted]

18.11.3 Building Construction or Alteration

18.11.3.1 Controlled Activities (Building Construction or Alteration)

[Unchanged text omitted]

A resource consent is required and may include conditions on the following matters over which the Council has reserved control:

[Unchanged text omitted]

(3A) The effects on a site of cultural significance to Maori.

Plan Change Topic 68.9: Rezoning 18 Rata Ave, Tapawera

Explanatory Statement (not part of Plan Change text)

Change the zoning of 18 Rata Ave, Tapawera from Open Space Zone to Residential Zone.

Plan Change Text

N/A

Planning Maps

Amend Zone maps 21 and 89 (Tapawera) to show one property (18 Rata Ave) to be rezoned from Open Space Zone to Residential Zone.



Plan Change Topic 68.10: Rezoning Rototai Reserve, Nees Rd, Rototai

Explanatory Statement (not part of Plan Change text)

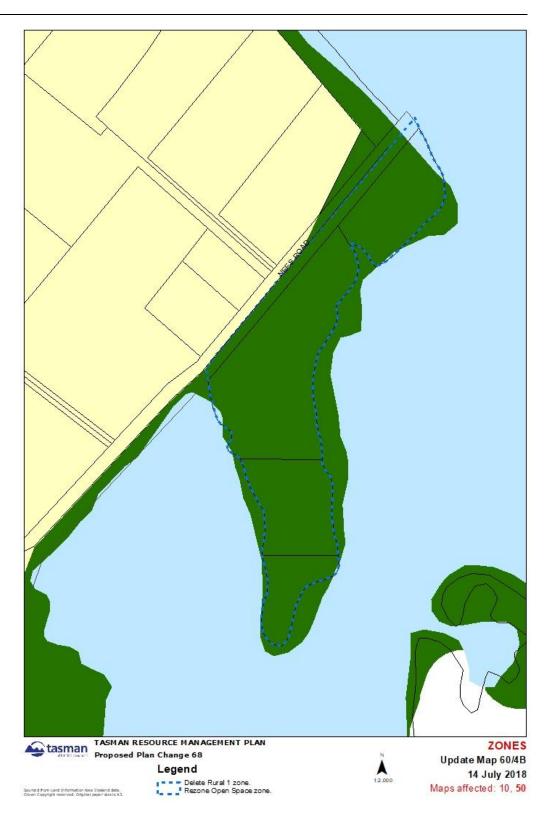
Change the zoning of Rototai (Pine Tree) Reserve (32 Nees Road, Rototai) from Rural 1 to Open Space.

Plan Change Text

N/A

Planning Maps

Amend Zone maps 10 and 50 (Takaka) to show Rototai Reserve to be rezoned from Rural 1 Zone to Open Space Zone.



Plan Change Topic 68.11: Overlay adjustment St Arnaud Landscape Priority Area

Explanatory Statement (not part of Plan Change text)

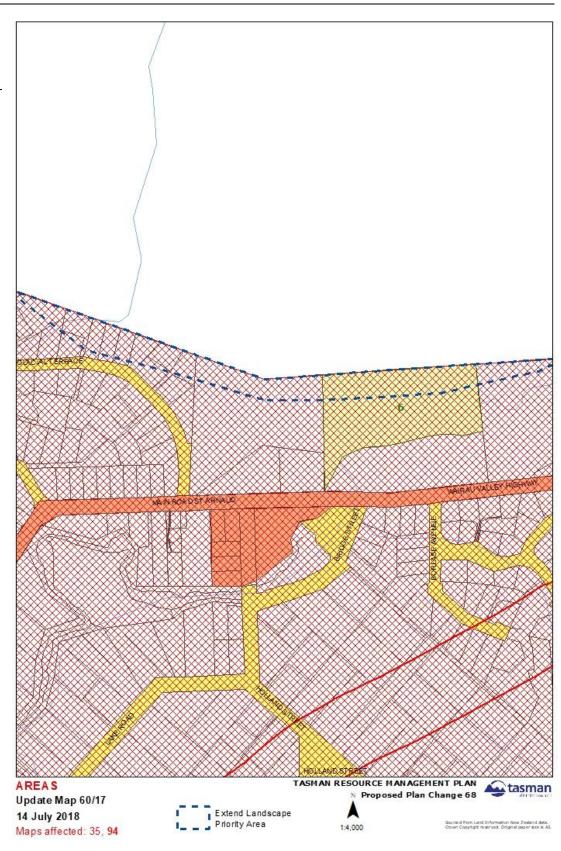
Extend the Landscape Priority Area to the Conservation Zone boundary at the rear of properties located at Glacial Terrace and Wairau Valley Highway, St Arnaud.

Plan Change Text

N/A

Planning Maps

Amend Area maps 35 and 94 (St Arnaud) to show Landscape Priority Area extension up to Conservation Zone boundary.



Plan Change Topic 68.12: Zone changes, Charlottes Lane and Accessway, Brightwater

Explanatory Statement (not part of Plan Change text)

Change the zoning of Charlotte Lane, Brightwater, and the accessway from Charlotte Lane through to the carpark behind the Brightwater 4 Square. The current zoning is Rural 2 and the proposed zoning is to be a mix of Commercial, Open Space and Residential Zones depending on what the current operative zone is on either side of the road and accessway. This ensures the zoning of the road consistent with the approach taken throughout the TRMP.

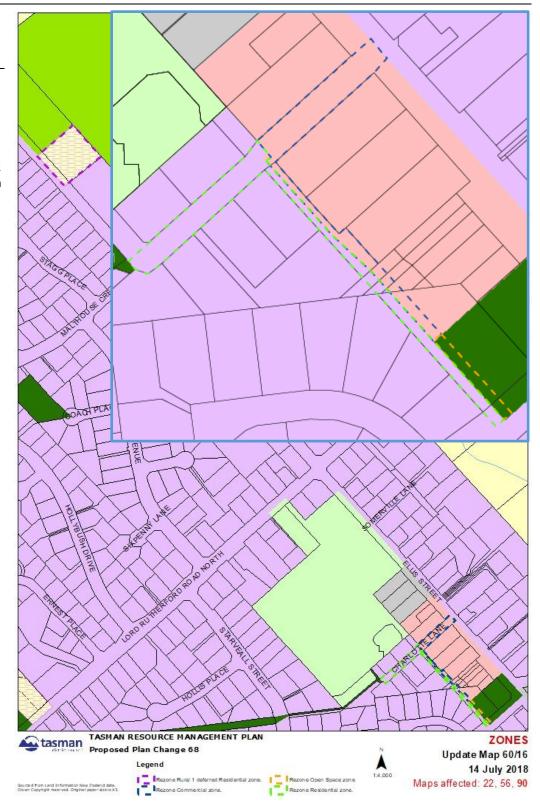
Plan Change Text

N/A

Planning Maps

Amend Zone maps 22, 56 and 90 (Brightwater) to show Charlotte Lane and accessway rezoned from Rural 2 to Commercial, Open Space and Residential zones.

NOTE: The Charlotte Lane rezoned area is shown enlarged on the inset.



Plan Change Topic 68.13: Rezoning Conservation land

Explanatory Statement (not part of Plan Change text)

Change the zoning of a number of Department of Conservation owned land parcels to Conservation Zone.

Plan Change Text

N/A

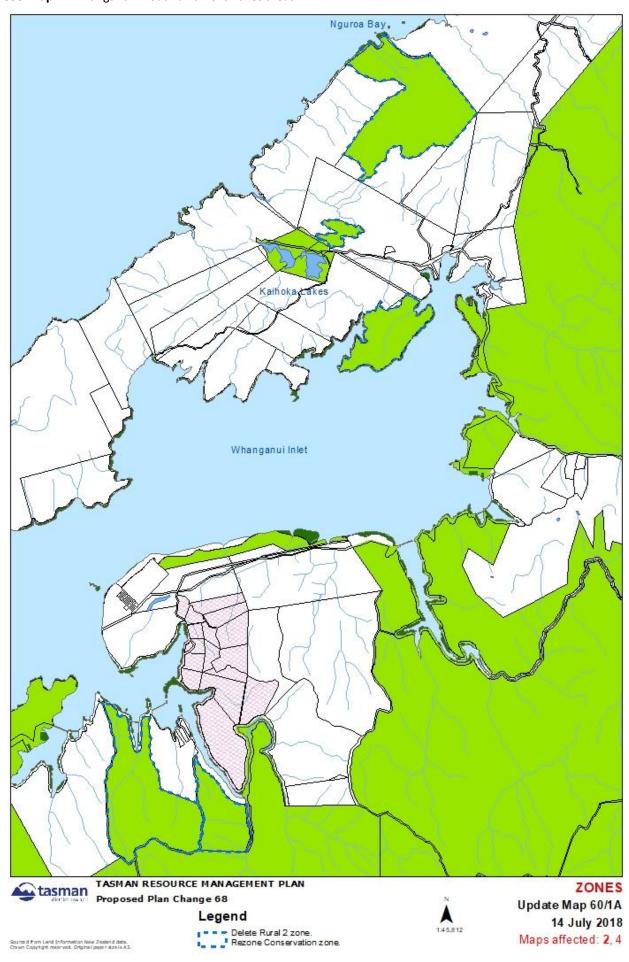
Planning Maps

Amend the following Zone maps to rezone Department of Conservation Zone properties from Rural 2 or Rural Residential Closed at Awaroa Beach to Conservation Zone:

> PC68 Map 1: Whanganui Inlet and Kaihoka Lakes areas: TRMP Maps 2 and 4 Milnthorpe Park Scenic Reserve: TRMP Maps 5 and 72 PC68 Map 2: TRMP Maps 10 and 51 PC68 Map 3: Motupipi: PC68 Map 4: Awaroa Beach: TRMP Maps 11 and 79 TRMP Maps 10 and 11 PC68 Map 4a: Awaroa: TRMP Maps 15 and 82 PC68 Map 5: Marahau:

PC68 Map 6: Takaka Hill TRMP Map 14

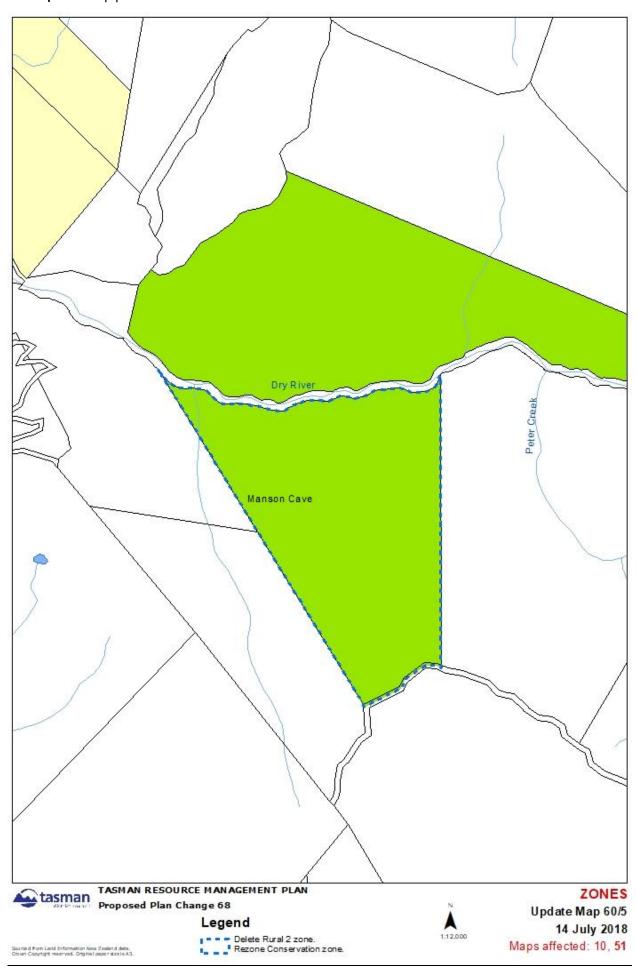
PC68 Map 1: Whanganui Inlet and Kaihoka Lakes areas



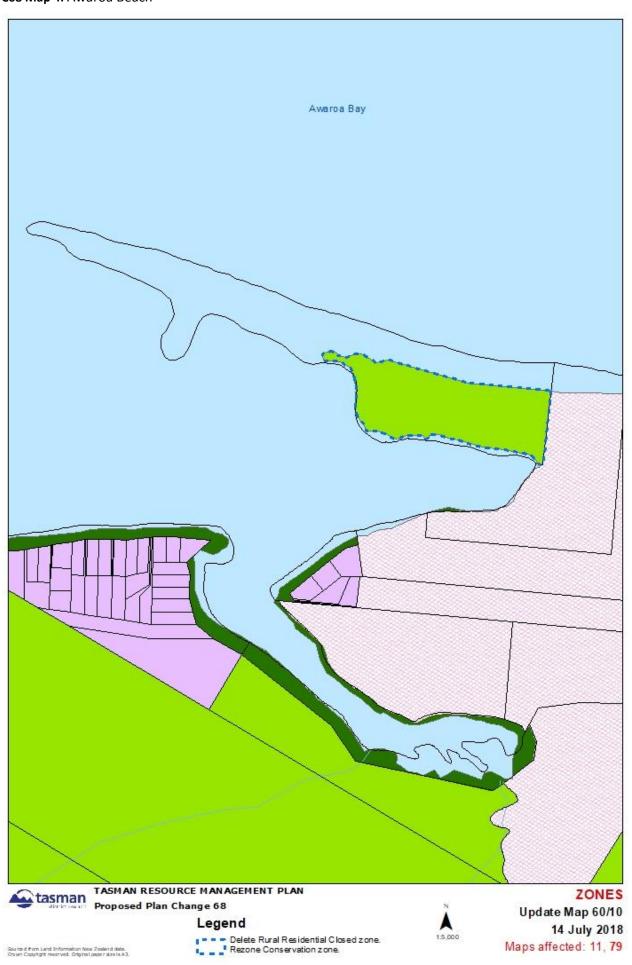
PC68 Map 2: Milnthorpe Park Scenic Reserve

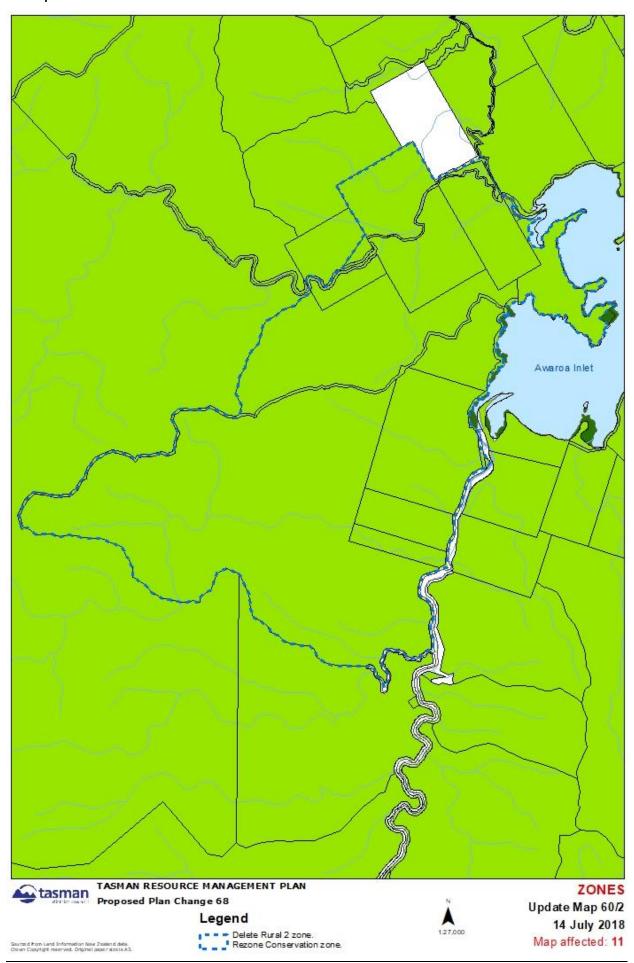


PC68 Map 3: Motupipi

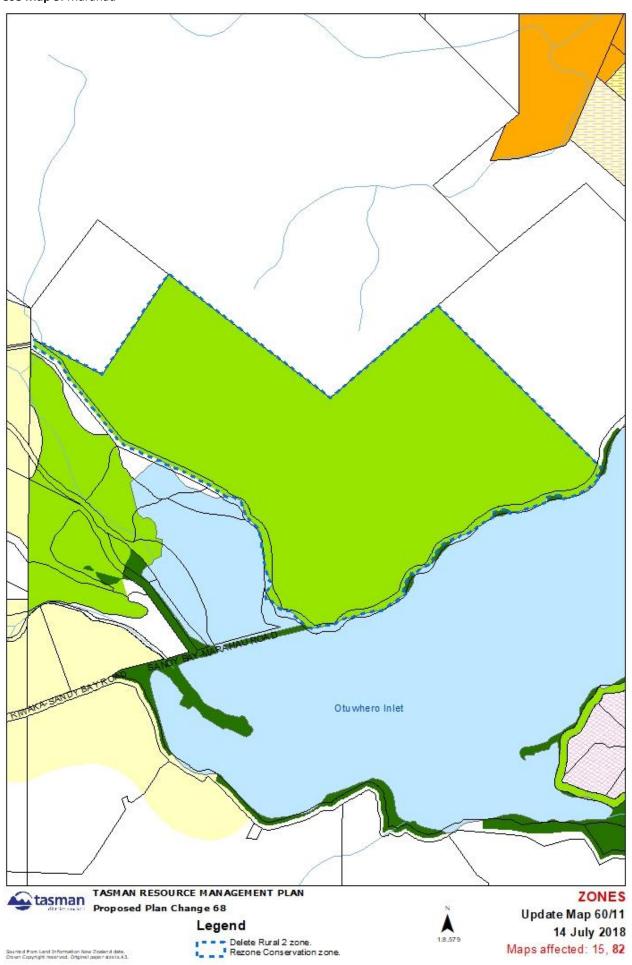


PC68 Map 4: Awaroa Beach

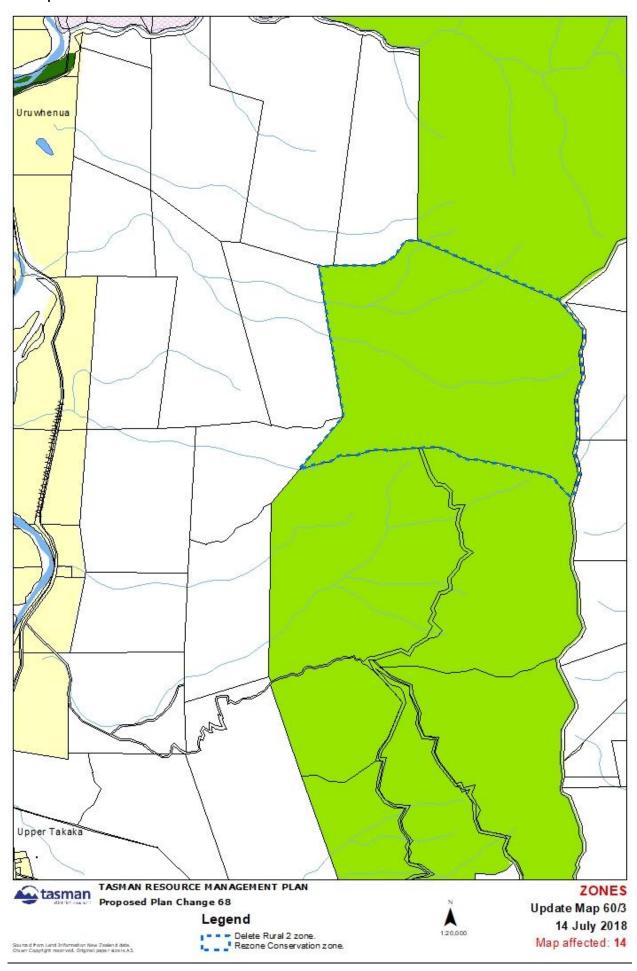




PC68 Map 5: Marahau



PC68 Map 6: Takaka Hill



Plan Change Topic 68.14: Overlay adjustment Fire Ban and Fire Sensitive Areas

Explanatory Statement (not part of Plan Change text)

Change the extent of the Fire Ban and Fire Sensitive Areas which apply to various urban areas within the Tasman District. Where the land use zoning is deferred, the Fire Ban or Fire Sensitive Area is also shown as deferred.

Plan Change Text

N/A

Planning Maps

Amend the following Discharge maps to extend the areas where the Fire Sensitive or Fire Ban Areas apply:

a) Map 258 Patons Rock Deferred Fire Sensitive Area

b) Map 261 Ligar Bay (Tata Beach) Fire Sensitive Area

c) Map 262 Marahau Fire Sensitive Area and Deferred Fire Sensitive Area

d) Map 266 Tasman Fire Sensitive Area
e) Map 268 Motueka Deferred Fire Ban Area
f) Map 269 Mapua Fire Sensitive Area

g) Map 270 Richmond Fire Ban Area and Deferred Fire Ban Area

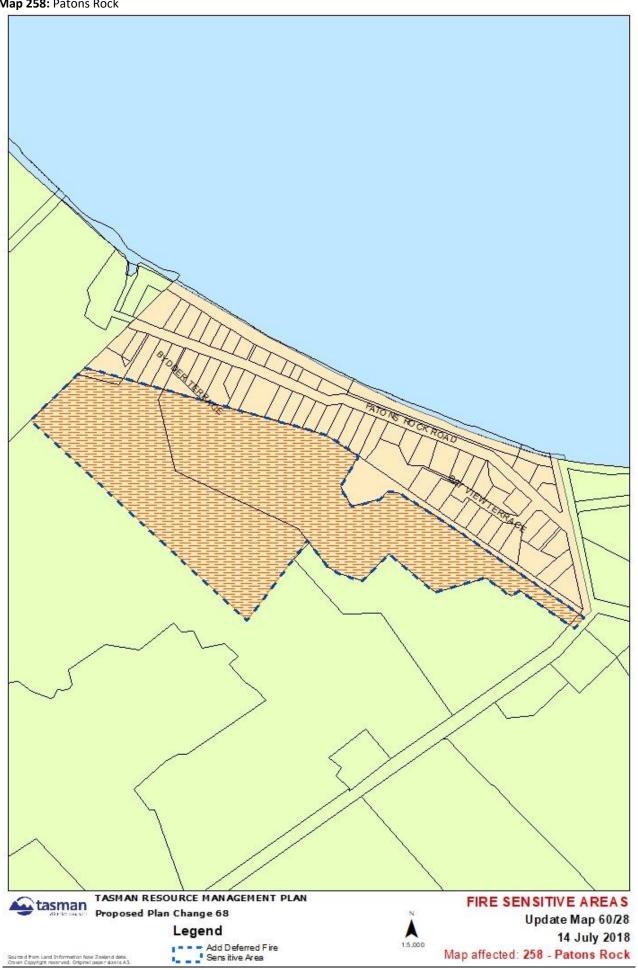
h) Map 271 Best Island Fire Sensitive Area

i) Map 272 Brightwater
 j) Map 273 Wakefield
 Fire Sensitive Area and Deferred Fire Sensitive Area
 j) Fire Sensitive Area and Deferred Fire Sensitive Area

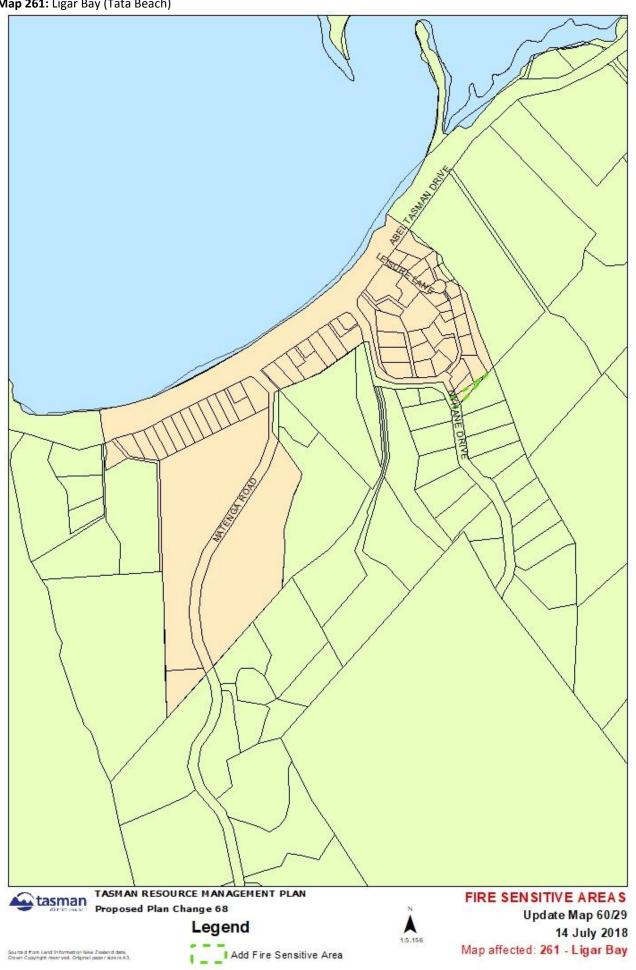
k) Map 275 St Arnaud Fire Sensitive Area I) Map 276 Murchison Fire Sensitive Area

Amend the Part VI: Discharges 'Map Locator and Legend' to add a key for the "Deferred Fire Sensitive Area".

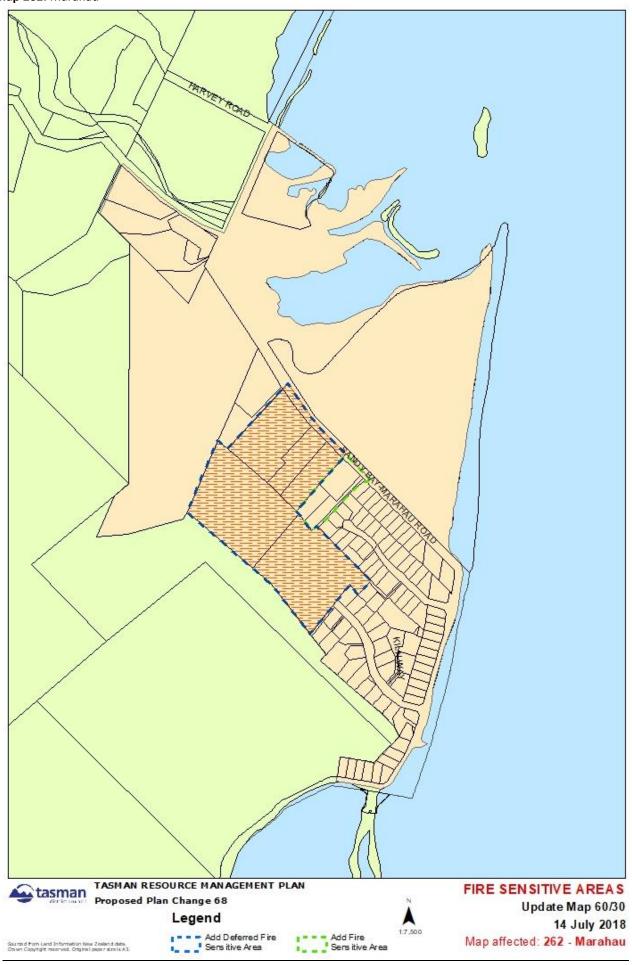
Map 258: Patons Rock



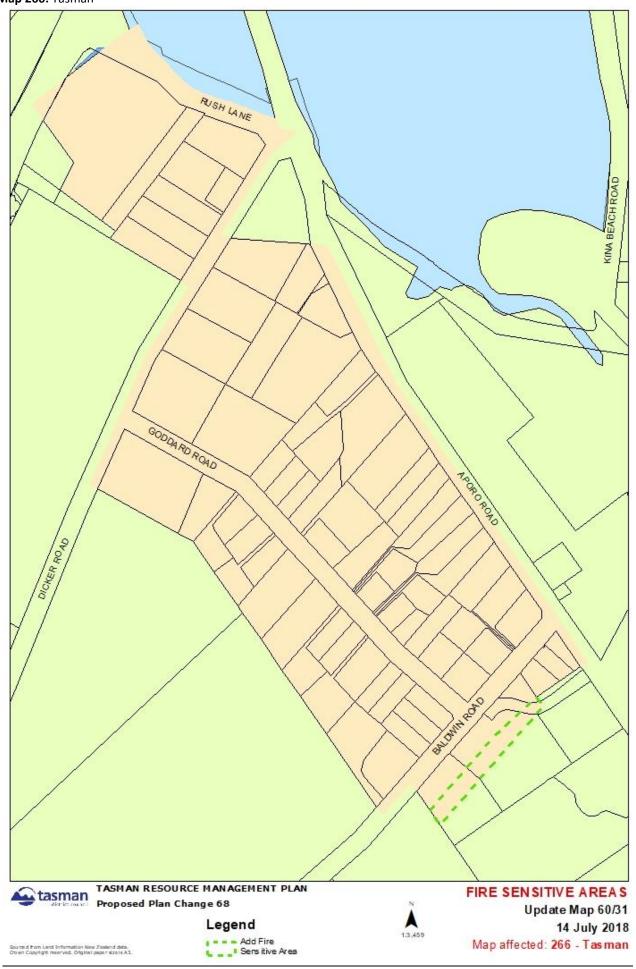
Map 261: Ligar Bay (Tata Beach)



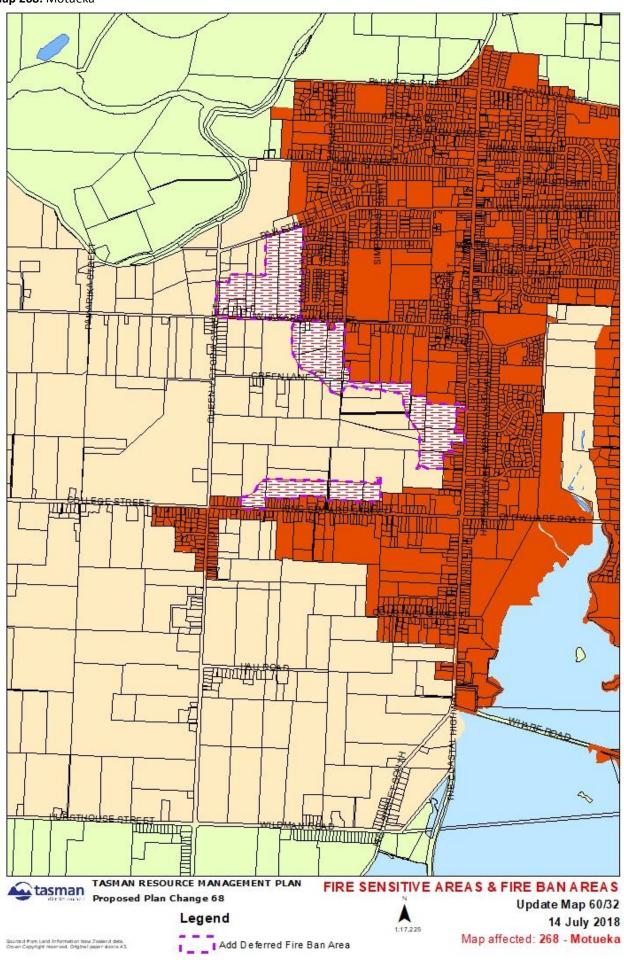
Map 262: Marahau



Map 266: Tasman



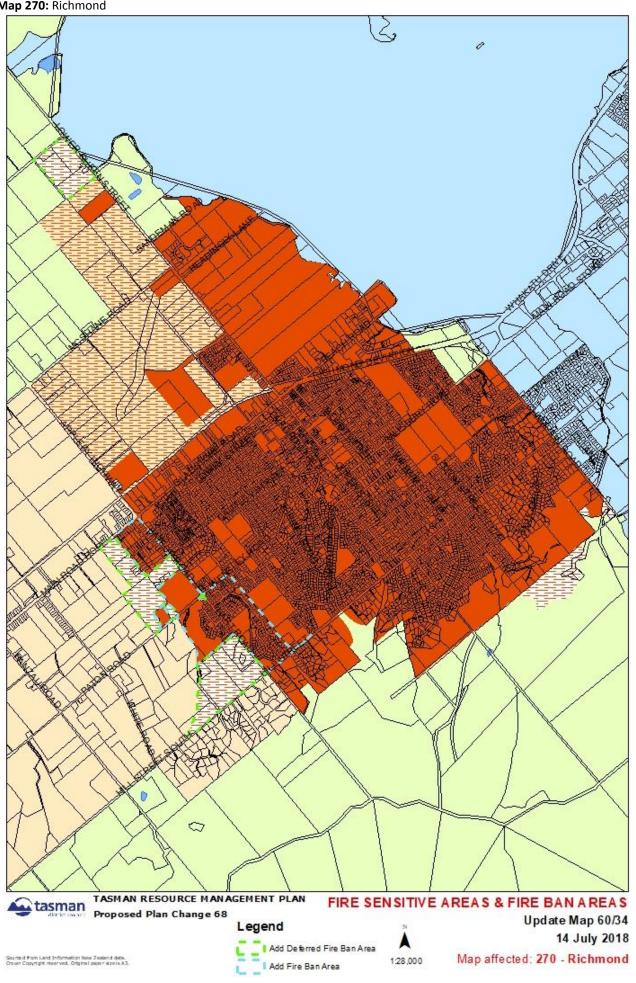
Map 268: Motueka



Map 269: Mapua



Map 270: Richmond



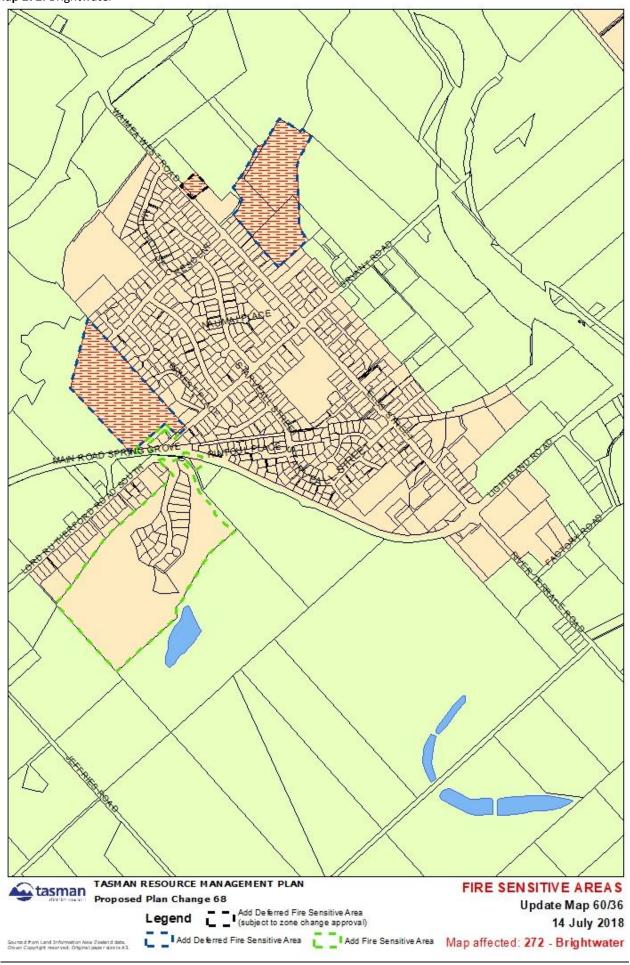
Map 271: Best Island



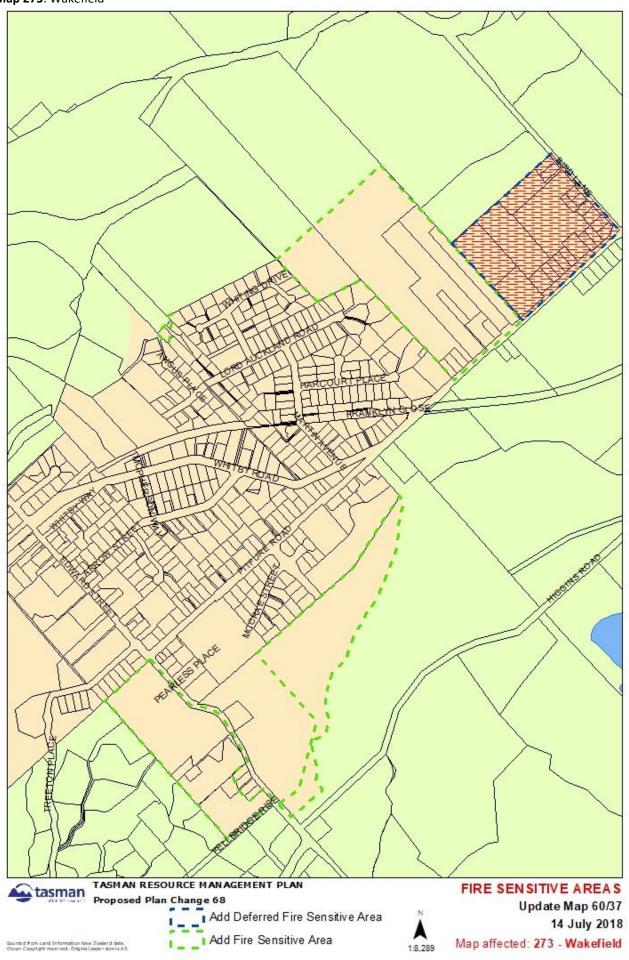
Legend Add Fire Sensitive Area 1:3,952

Update Map 60/35 14 July 2018 Map affected: 271 - Best Island

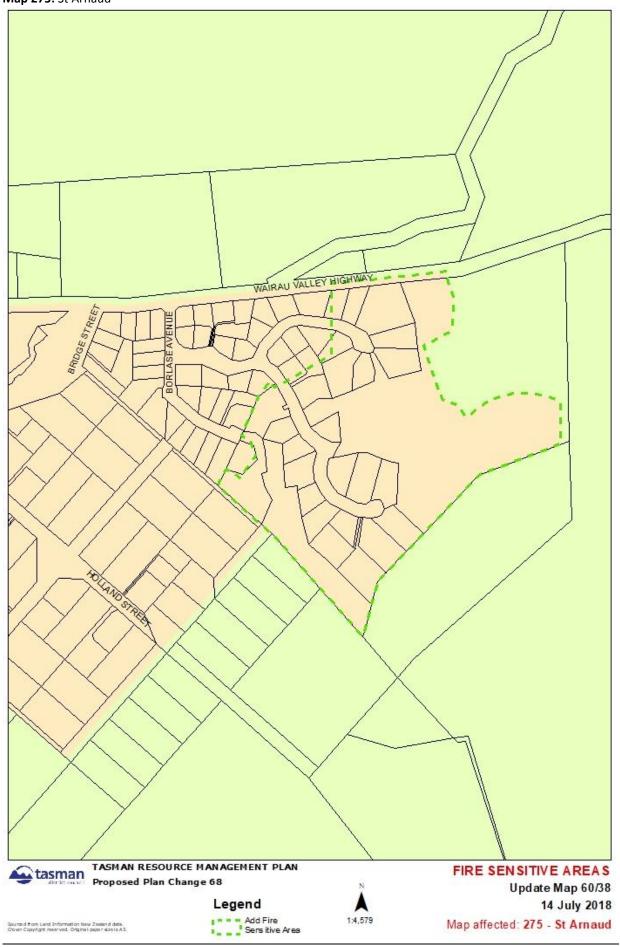
Map 272: Brightwater



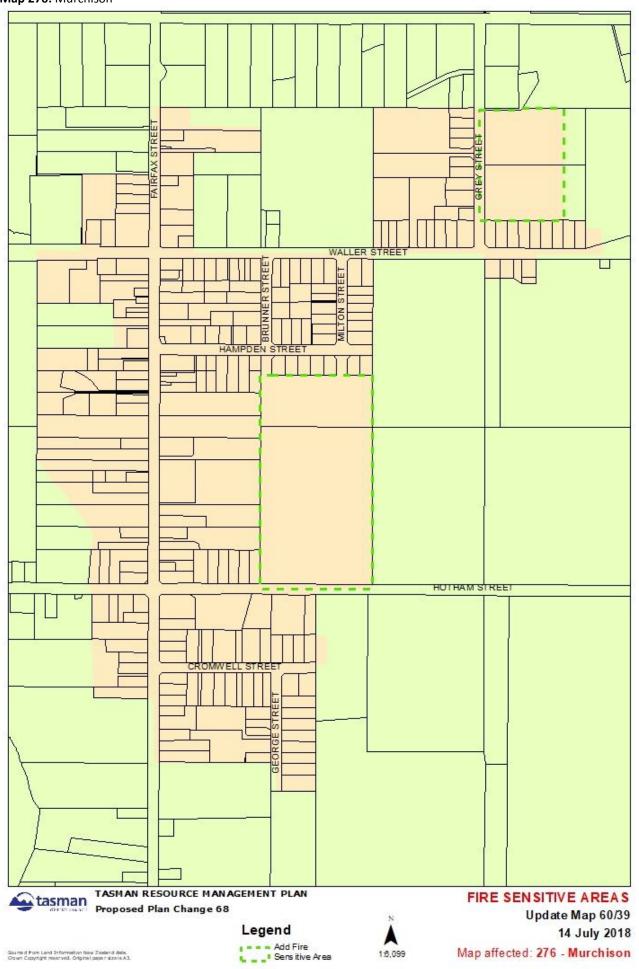
Map 273: Wakefield



Map 275: St Arnaud



Map 276: Murchison



Plan Change Topic 68.15: Rezone Recreation Zone, Mapua

Explanatory Statement (not part of Plan Change text)

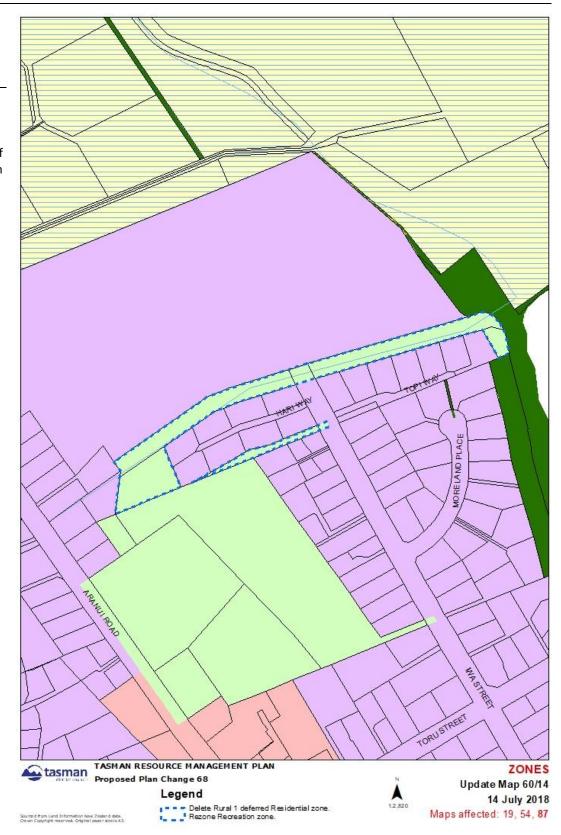
Change the zoning of the Local Purpose Reserve near Hari Way and Topi Way, Mapua from Rural 1 deferred Residential Zone to Recreation Zone.

Plan Change Text

N/A

Planning Maps

Amend Zone maps 19, 54 and 87 (Mapua) to change an area of reserve land from Rural 1 deferred Residential Zone to Recreation Zone.



Plan Change Topic 68.16: Rezone 104 Waimea West Road, Brightwater

Explanatory Statement (not part of Plan Change text)

In 1996, the land was zoned Conservation Zone through the Tasman Resource Management Plan (TRMP) process. The Conservation Zone is applied to land owned or formally administered by the Department of Conservation (DoC).

Maintenance of the land has been informally and jointly shared by the Department of Conservation and Council's Community Development department. The land has been available for - and used by- the public during this period, despite no obligations on the private landowner for such use.

In 2016 the status of 'private scenic reserve' was removed by the Department of Conservation via the Reserves Act 1977. The land is now unencumbered and remains privately owned. The Conservation Zone is therefore not appropriate as the land is no longer administered by the Department of Conservation or have a status as a private scenic reserve.

Reflecting this the owners have sought to rezone a portion of the land, ultimately for residential purposes, through an out of scope submission on Plan Change 57. They also intend to gift the balance land, retained in Conservation Zone, to the Department of Conservation. Council has agreed to put forward this proposal via this Omnibus Amendments Plan Change and the Schedule 1 process allowing for the public to make submissions and be heard at a hearing prior to a formal decision being made.

See the Omnibus Amendments Plan Change Sec.32 document for further details.

Plan Change Text

CHAPTER 17: ZONE RULES

[Unchanged text omitted]

SCHEDULES

Schedule 17.14A: Deferred Zone Locations

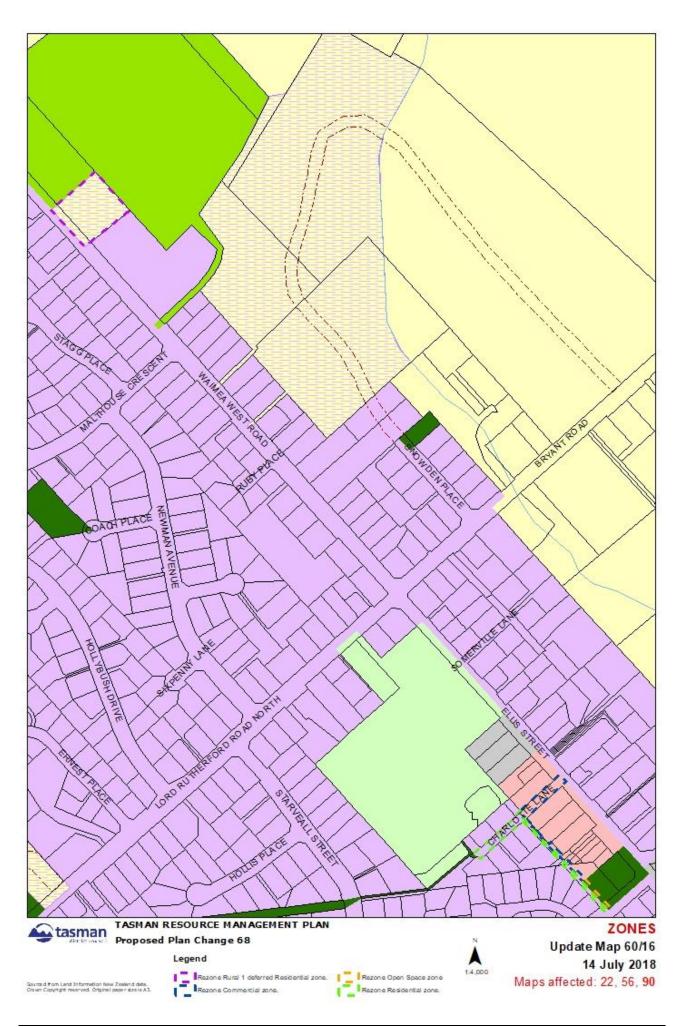
Location of Area	Effective Zone until Removal of Deferral	Reason for Deferral	Date of Resolution for Removal of Deferral	Where Services Proposed by Developer, Legal Description of any Part of Area where Deferral Removed	Where Services Proposed by Developer, References to Detailed Performance Requirements and Engineering Plans of Services Approved by Council	Effective Zone after Removal of Deferral
[Unchanged text omitted]						
Brightwater (East of River Terrace Road)	Rural 1	Reticulated water supply				Light Industrial
104 Waimea West Road, Brightwater (Part of Pt Section 33 Waimea South District)	Rural 1	Reticulated Water Supply				Residential

C51 1/15 Op 9/16

Planning Maps

Amend Zone maps 22, 56 and 90 (Brightwater) to change zone from Conservation Zone to Rural 1 deferred Residential Zone.

See map next page.



Plan Change Topic 68.17: Overlay Update, Fault Rupture Risk Areas

Explanatory Statement (not part of Plan Change text)

Refine the location and extent of the Fault Rupture Risk Area (FRRA) in relation to the Waimea Fault in the eastern part of Richmond covering the section between Cushendall Rise and Champion Road.

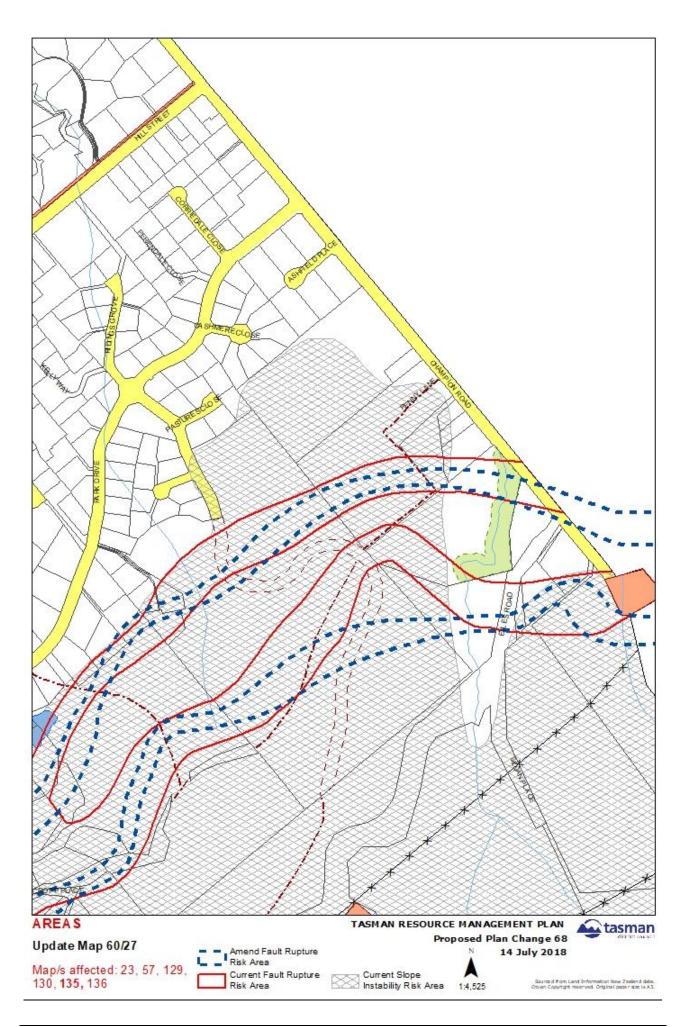
Plan Change Text

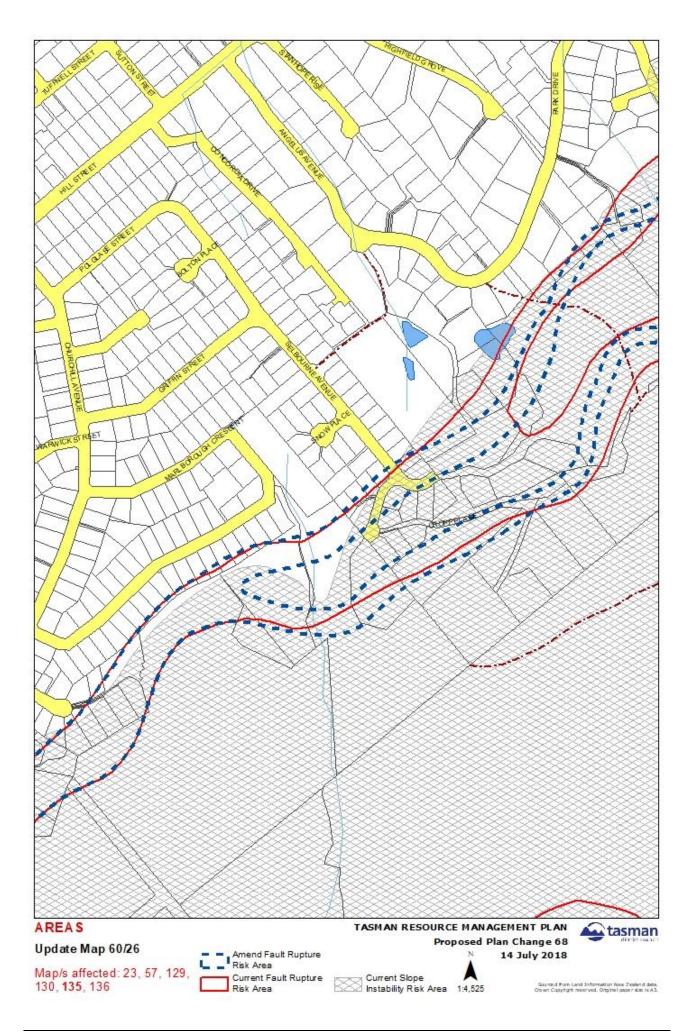
N/A

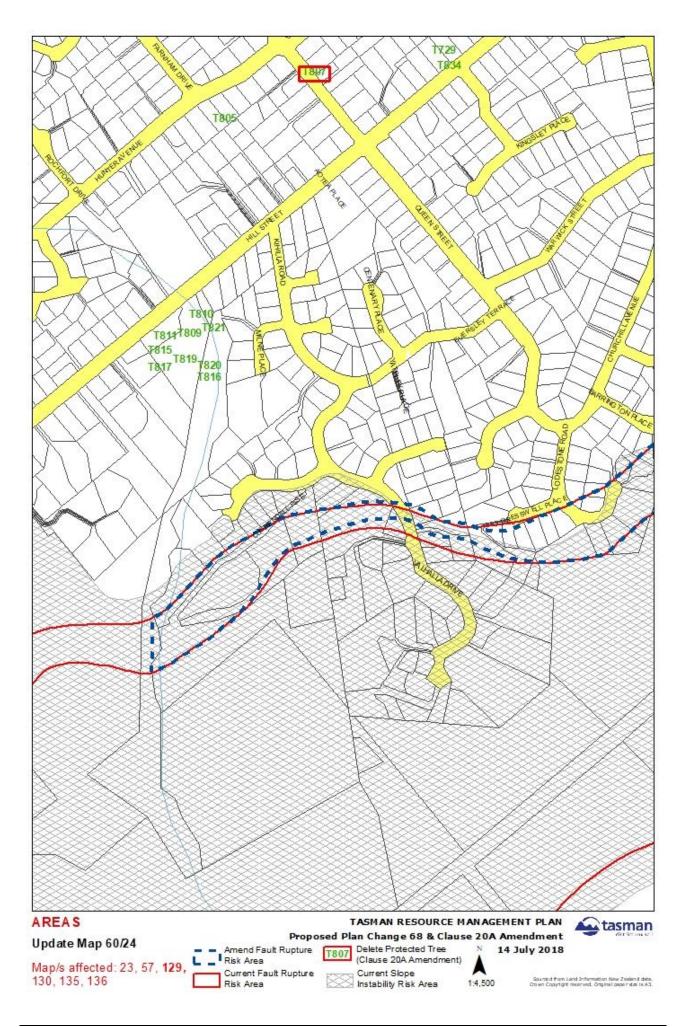
Planning Maps

Amend Area maps 23, 57, 129, 130, 135, 136 (Richmond) to show changes in location and extent of the FRRA.

See maps on following pages.







Plan Change Topic 68.18: Correction to Conservation Zoning adjacent to specified Marginal Strips

Explanatory Statement (not part of Plan Change text)

Change the zoning of a portion of the land at Rainy River Road (Sec 4 SO 14847 and Sec 5 SO14847) from Conservation Zone to Rural 2 Zone. This applies to areas of those land parcels that are outside of the marginal strips administered by the Department of Conservation (DoC).

Plan Change Text

N/A

Planning Maps

Amend Zone map 30 by removing Conservation Zone and replacing with Rural 2 Zone.

