

Appendix 35

Compliance Assessment and Resource Consent Triggers

Kāpiti Coast District Plan

General Rural Zone

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
GRUZ-R3	Permitted	<p>Buildings and structures:</p> <p>a. including habitable buildings and accessory buildings on any allotment.</p> <p>Qualifying criteria, and measurement criteria apply to some activities under this rule.</p>	<p>1. The maximum number of residential buildings on any subject site shall be one residential unit (excluding visitor accommodation which is not temporary rental accommodation) and one minor residential unit (except on Kāpiti Island and the outer islands which have specific requirements). The maximum total floor area for a sleep out shall be 30m².</p> <p>Qualifying Criteria:</p> <p>In order to be self-contained a minor residential unit must contain a kitchen and bathroom. A minor residential unit has a gross floor area which is no greater than 60m².</p> <p>Measurement Criteria:</p> <p>When measuring the number of residential units, the residential unit measurement criteria must be followed. When measuring gross floor area for the purposes of a minor residential unit, include:</p> <p>a. covered yards and areas covered by a roof but not enclosed by walls</p> <p>Exclude:</p> <p>a. decks and covered outdoor living spaces; b. uncovered stairways; c. floor space in terraces (open or roofed), external balconies, breezeways or porches; d. car parking areas; and e. floor space of interior balconies and mezzanines not used by the public.</p> <p>2. The maximum height from original ground level of any:</p> <p>a. accessory farm building or structure (excluding minor buildings) shall be 10 metres b. habitable building shall be 8 metres c. building or structure (excluding minor buildings) on Kāpiti Island shall be 8 metres.</p> <p>3. No buildings or structures (excluding minor buildings) within 500 metres of the inland edge of a beach shall be visible from the beach when measured from 1.5 metres vertically above ground level at a point 20 metres seaward from the seaward</p>		No	Compliance is not achieved with in respect of maximum height, yard setback and height in relation to boundary standards.

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			<p>toe of the foredune.</p> <p>4. No sensitive activities shall be located within 300 metres of a building or enclosure containing a lawfully established intensive farming activity, or within 300 metres of a lawfully established extractive industry.</p> <p>5. The minimum yard requirements for any subject site shall be:</p> <p>a. front yard</p> <p>i. all buildings and structures (excluding minor buildings) must be set back at least 10 metres from a road boundary; and</p> <p>ii. intrusions of eaves up to 0.6 metres are excluded.</p> <p>b. side and rear yards</p> <p>i. all buildings and structures (excluding minor buildings and intensive farming buildings) must be setback at least 5 metres from a side or rear yard boundary; and</p> <p>ii. intrusions of eaves up to 0.6 metres are excluded.</p> <p>6. All parts of buildings and structures (excluding minor buildings) must fit within a height in relation to boundary envelope which is made up of recession planes which commence at a point 2.1 metres above the original ground level at the site boundary and inclines inwards at an angle of 45 degrees. (refer to definition of height in relation to boundary and diagrams in the Definitions chapter).</p> <p>Measurement Criteria:</p> <p>The height in relation to boundary envelope must be measured from a point above the original ground level at the boundary (including restrictive covenant areas of cross lease properties).</p> <p>Residential chimneys, electricity transmission towers, masts, radio, television and telecommunication antenna and aerials are excluded from the height in relation to boundary</p> <p>Where there is a right-of-way or an access strip/leg adjoining the allotment boundary, the height in relation to boundary envelope shall be measured from a point 2.1 metres above a point midway across the right-of-way or access strip/leg.</p> <p>Garages located in the side or rear yard up to 7 metres in length and not more than 2.4 metres in height (as determined by the height measurement criteria) may infringe the height in relation to boundary envelope.</p>			
GRUZ-R7	Permitted	Buildings and development in the Rural Eco-Hamlet Precinct and the Ngārara Precinct.	<p>1. Development is consistent with the Structure Plan for the Waikanae North Eco-Hamlet (Appendix 12) or Ōtaki North Eco-Hamlet (Appendix 13) or Ngārara Precinct (Appendices 10 and 11). Development must be located within the areas shown as suitable on the (Waikanae North (Appendix 12) and Ōtaki North (Appendix 13) Structure Plans and the defined areas in the Ngārara Precinct Structure plan (Appendix 10).</p>		No	Compliance is not achieved with matters (1), (2), (3)(g)(i), (4)(a), 4(c),

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			<p>2. Roading infrastructure and new and relocatable buildings or structures must be located:</p> <ul style="list-style-type: none"> a. outside buffer areas adjoining ecological sites, streams, expressway and transmission lines as identified on the structure plan, except for structures associated with passive recreation and conservation activities; and b. outside the visually sensitive areas and visually sensitive ridgelines as identified on the structure plans (Appendices 10, 11, 12 and 13). <p>3. Individual allotments must be landscaped and planted to:</p> <ul style="list-style-type: none"> a. visually reduce the bulk of buildings (excluding minor buildings); b. integrate the building form into the landscape (excluding minor buildings); c. provide shade and windbreaks; d. protect or maximise visual privacy; e. limit linear planting including hedges and shelterbelts; f. maintain sufficient separation distance between vegetation and transmission lines; and g. additional requirements for the Ngārara Precinct: <ul style="list-style-type: none"> i. planting shall provide filtered views of buildings (excluding minor buildings) so that no more than 50% of building to be visible 5 years after building completion when viewed from streets and public areas; and ii. no hedges, shelterbelts and other linear planting with a length exceeding 10 metres shall be included in landscaping on allotments. <p>4. Buildings and structures (excluding minor buildings) within individual allotments must be located so that:</p> <ul style="list-style-type: none"> a. all buildings and structures are clustered; b. residential dwellings are orientated to the north with a minimum of 50% of the northerly facing wall being glazed (i.e. windows or glazed doors) to maximise energy efficiency and sun access; c. buildings and structures (other than intensive farming buildings for which greater setbacks are required) must be sited at least: <ul style="list-style-type: none"> i. 10 metres from the road boundary and 5 metres from external boundaries; ii. 10 metres from streams/waterbodies and ecological sites identified on the Structure Plans in Appendices (10, 11, 12 and 13); iii. 5 metres from all other streams/drains; and iv. comply with setback distances from National Grid transmission lines, support structures and poles in INF-MENU. <p>5. A subject site layout plan must be provided with the Building Consent application which shows the following:</p> <ul style="list-style-type: none"> a. the location of all dwellings, accessory buildings 			

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			<p>and structures (excluding minor buildings) on-site;</p> <p>b. proposed driveway;</p> <p>c. earthworks; and</p> <p>d. any proposed planting.</p> <p>6. Any building or fence constructed or clad in metal, or material with reflective surfaces, must be painted with a non-reflective finish and be at least 50% visually permeable. For the avoidance of doubt glazing is excluded from this standard.</p> <p>7. Ancillary buildings and structures must have a combined total floor area of no greater than 150m² per allotment.</p> <p>8. The keeping of a domestic cat(s) within 500 metres of protected ecological sites is not permitted unless the cat(s) are kept within a cat run.</p>			
GRUZ-R10	Restricted Discretionary	Any activity listed as a permitted or controlled activity which does not comply with one or more of the associated standards (unless otherwise stated).		<p>1. Consideration of the effects of the standard not met.</p> <p>2. Measures to avoid, remedy or mitigate adverse effects.</p> <p>3. Cumulative effects.</p>	N/A	Consent requirement.
GRUZ-R13	Restricted Discretionary	<p>All buildings and activities in the Kukutauaki and Kawakahia Eco-Hamlet areas of the Ngārara Precinct.</p> <p>Height measurement criteria apply to activities under this rule.</p>	<p>1. All dwellings and structures in the Kukutauaki Eco-Hamlet area must be setback from the boundary of the adjoining allotments in Rutherford Drive by at least 10 metres and not exceed 8 metres in height (as measured by the height measurement criteria).</p> <p>2. Resource consent for development in the Kukutauaki Eco-Hamlet area must demonstrate that:</p> <p>a. a minimum 50 metre Open Space Wetland Buffer area is incorporated around ecologically sensitive Kawakahia wetlands (extent of this is shown on the Structure Plan);</p> <p>b. adverse effects on indigenous flora and flora values and the ecological health of the ecological sites are avoided or mitigated;</p> <p>c. ownership and management structures for the Eco-Hamlet area are defined and include all open space;</p> <p>d. an Environmental Management Plan is prepared that complies with Appendix 10 and Appendix 11;</p> <p>e. individual building platforms (excluding those for minor buildings) and associated services are identified within each allotment;</p> <p>f. roading infrastructure and development of house allotments are located outside buffer areas sensitive to existing dune topography and involves minimal earthworks;</p> <p>g. waste control structures are fully contained to ensure no leakage or groundwater infiltration;</p> <p>h. all stormwater discharges are appropriately treated prior to discharge to ground on-site.</p> <p>i. development within Kawakahia Eco-Hamlet area that adjoins the Kawakahia Wetland (K066) must meet the following:</p> <p>i. an Open Space Wetland Buffer no less than 20</p>	<p>1. Effects on wetland habitat.</p> <p>2. Building design and location (excluding minor buildings).</p> <p>3. Adequacy of wetland buffers.</p> <p>4. Effects on indigenous flora and fauna.</p> <p>5. Location and design of services.</p> <p>6. Extent of earthworks.</p> <p>7. Geotechnical requirements.</p> <p>8. Proposed mitigation, remediation or ongoing management measures.</p>	N/A	Not applicable to the part of the Ngārara Precinct that applies to the application site.

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			<p>metres in width shall be established around wetlands and streams, a 50-metre minimum buffer is required for those areas shown as "Open Space Wetland Buffer (50m buffer)" on the Ngārara Precinct Structure Plan (Appendix 10) subject to an ecological assessment determining whether a wider buffer is required;</p> <p>ii. for wetland buffers less than 50 metres in width, a 10-metre building setback (excluding minor buildings) from the inland boundary of the buffer is required: for wetland buffers 50 metres or greater in width, no building setback is required;</p> <p>iii. no structures within Open Space Wetland Buffers except for structures associated with passive recreation and conservation activities;</p> <p>iv. an Environmental Management Plan is prepared that complies with Appendix 10 and 11 and sets out the management structure for open space areas;</p> <p>v. all wastewater must be reticulated and all waste control structures shall be fully contained to ensure no leakage or groundwater infiltration;</p> <p>vi. no untreated stormwater shall be discharged to natural wetlands</p> <p>vii. all stormwater discharges are appropriately treated prior to discharge to ground on-site;</p> <p>viii. individual building platforms within each allotment and associated services are defined; and</p> <p>ix. locally sourced indigenous species must be used for all planting.</p>			
GRUZ-R15	Restricted Discretionary	<p>Development within the Visually Sensitive Areas of the Waikanae North and Ōtaki North Eco-Hamlet Precinct.</p> <p>This rule does not apply to papakāinga development.</p> <p>Height measurement criteria apply to activities under this rule.</p>	<p>1. Compliance with the Permitted Activity Standards for development in the General Rural Zone and the Waikanae North and Ōtaki North Eco- Hamlet Precinct.</p> <p>2. All buildings (excluding minor buildings) to use as exterior materials:</p> <p>a. natural stone; or</p> <p>b. natural timber provided any stains and protectants used do not contain colorants to change the natural colour of the timber (for example, to green or red); or</p> <p>c. another material painted or finished in visually muted, recessive colours, from British Standard 5252 A01 to C40 inclusive, with a reflective value of 60% or less.</p> <p>3. Any building (excluding minor buildings) or fence constructed or clad in metal, or material with reflective surfaces, must be painted or otherwise coated with a non-reflective finish and be at least 50% visually permeable. For the avoidance of doubt glazing is excluded from this standard.</p> <p>4. Buildings (excluding minor buildings) must be no more than 6 metres in height (as determined by the height measurement criteria).</p>	<p>1. Ecological or biodiversity effects</p> <p>2. Layout, size, design and location of proposed building and structures.</p> <p>3. Visual, character and amenity effects.</p> <p>4. Adequacy of subject site investigations.</p> <p>5. Suitability of the subject site for the proposed activity.</p> <p>6. Proposed mitigation, remediation or ongoing management measures.</p> <p>7. Cumulative effects.</p> <p>8. Effects on natural character in the coastal environment.</p>	<p>No.</p> <p>Compliance is not achieved with (1), (2), (3) and (4).</p>	Consent requirement.
GRUZ-R16	Discretionary	Any activity listed as a restricted discretionary activity in this chapter that does not comply with one or more of the associated standards.	N/A	N/A	Relevant: Yes	Consent requirement.

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GRUZ-R19	Non-Complying Activity	Second or subsequent residential units (excluding visitor accommodation which is not temporary residential accommodation, or papakāinga) on any allotment. Measurement Criteria The number of residential units must be determined using the residential unit measurement criteria.	N/A	N/A	N/A	Consent requirement for multi-unit housing/apartment development.
GRUZ-R20	Non-Complying Activity	Industrial, retail or commercial activities in all Rural Zones which are not: a. a home business, home craft occupations, homestay or an ancillary activity to a primary production activity on the subject site; b. an extractive industry on the site; or c. ancillary to and located within a papakāinga. Qualifying criteria apply to home businesses and home craft occupations. Refer to GRUZ-R5.	N/A	N/A	N/A	Consent requirement for commercial activity in the proposed local centre.
GRUZ-R21	Non-Complying Activity	New roads including associated infrastructure and new and relocatable buildings or structures within the Visually Sensitive Areas of the Waikanae North Eco-Hamlet Precinct that do not comply with the restricted discretionary activity Standards in GRUZ-R15	N/A	N/A	N/A	Consent requirement for new roads, building and structures within the specified areas.
GRUZ-R22	Non-Complying Activity	New roads including associated infrastructure and new and relocatable buildings or structures which are located up to 3 metres below or are above the Visually Sensitive Ridgelines (as identified on the structure plans for the Waikanae North Eco-Hamlet Precinct and the Ōtaki North Rural Eco-Hamlet Precinct in Appendix 12 and Appendix 13.	N/A	N/A	N/A	Consent requirement for new roads, building and structures within the specified areas.

Rural Lifestyle Zone

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
RLZ-R1	Permitted Activity	Any activity which is not otherwise specified as a Permitted, Controlled, Restricted Discretionary, Discretionary or Non-Complying activity in this chapter.	The activity complies with all permitted activity standards in this chapter.		Yes	N/A
RLZ-R2	Permitted Activity	Buildings and structures including habitable buildings and accessory buildings on any allotment.	1. The maximum number of residential buildings on any subject site shall be one residential unit (excluding visitor accommodation which is not temporary residential rental accommodation) and one minor residential unit. The maximum total floor area for a sleep out shall be 30m ² .		Non-compliance with (2), (5) and (6).	Consent requirement for built development on lots accessed from Paetawa Road within the Rural Lifestyle zone.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>2. The maximum height from original ground level of any:</p> <ul style="list-style-type: none"> a. accessory farm building or structure (excluding minor buildings) shall be 10 metres b. habitable building shall be 8 metres c. building or structure (excluding minor buildings) within the 'Peka Peka North Rural-Lifestyle Precinct' where the maximum height shall be 4.5 metres except for Allotments 3, 4 and 8 where the maximum height is 5.5 metres. <p>3. No buildings or structures (excluding minor buildings) within 500 metres of the inland edge of a beach shall be visible from the beach when measured from 1.5 metres vertically above ground level at a point 20 metres seaward from the seaward toe of the foredune.</p> <p>4. No sensitive activities shall be located within 300 metres of a building or enclosure containing a lawfully established intensive farming activity, or within 300 metres of a lawfully established extractive industry.</p> <p>5. The minimum yard requirements for any subject site shall be:</p> <ul style="list-style-type: none"> a. front yard <ul style="list-style-type: none"> i. all buildings and structures (excluding minor buildings) must be set back at least 10 metres from a road boundary; and ii. intrusions of eaves up to 0.6 metres are excluded. b. side and rear yards <ul style="list-style-type: none"> i. all buildings and structures (excluding minor buildings and intensive farming buildings) must be set back at least 5 metres from a side or rear yard boundary; and ii. intrusions of eaves up to 0.6 metres are excluded. <p>6. All parts of buildings and structures (excluding minor buildings) must fit within a height in relation to boundary envelope which is made up of recession planes which commence at a point 2.1 metres above the original ground level at the site boundary and inclines inwards at an angle of 45 degrees. (refer to definition of height in relation to boundary and diagrams in the Definitions chapter).</p>			
RLZ-R8	Restricted Discretionary	Any activity listed as a permitted or controlled activity which does not comply with one or more of the associated standards (unless otherwise stated).		<ul style="list-style-type: none"> 1. Consideration of the effects of the standard not met. 2. Measures to avoid, remedy or mitigate adverse effects. 3. Cumulative effects. 	N/A	Consent requirement for built development on lots accessed from Paetawa Road within the Rural Lifestyle zone.

Subdivision - District Wide

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
SUB-DW-R1	Controlled Activity	Subdivision to create an allotment for network utility purposes (including allotments required for renewable electricity generation activities).	<ol style="list-style-type: none"> 1. There shall be no minimum area requirements for allotments for network utility purposes of network utility providers. 2. Each allotment must have inalienable legal and physical access to a legal road. 	<ol style="list-style-type: none"> 1. Any positive effects to be derived from the activity. 2. Layout of subdivision. 3. Public safety. 4. Extent of earthworks 5. Appropriateness for proposed use. 6. Adequacy of the methods of mitigation/remediation or ongoing management. 7. Effects on an ecological site, geological feature, outstanding natural feature and landscape, or area of outstanding or high natural character. 8. Effects on historic heritage. 9. Visual, character and amenity effects. 10. Degree of compliance with Council's Land Development Minimum Requirements. 11. Adequacy of geotechnical information. 12. Natural hazard risk management. 13. The imposition of financial contributions in accordance with the Financial Contributions chapter. 	Yes.	Resource consent requirement for a controlled activity,
SUB-DW-R9	Controlled Activity	<p>Subdivision (excluding boundary adjustments or subdivision of land where no additional allotments are created) of land with peat or sand soils.</p> <p>Notification Public and limited notification of an application for resource consent under this rule is precluded.</p>	<ol style="list-style-type: none"> 1. Geotechnical information must be provided by a suitably qualified and experienced person (to building consent level) on liquefaction risk. 	<ol style="list-style-type: none"> 1. The outcomes of the geotechnical investigation on liquefaction risk. 2. Whether the potential risk to the health and safety of people, and property from liquefaction can be avoided or mitigated. 3. The design and layout of the subdivision including earthworks, servicing and the location of any building platforms. 4. Council's Land Development Minimum Requirements. 5. The imposition of financial contributions in accordance with the Financial Contributions chapter. 	Yes.	Resource consent requirement as a controlled activity. Geotechnical information is provided in satisfaction of the standard.
SUB-DW-R4	Restricted Discretionary Activity	Subdivision of land creating new allotments in the rural zones, Natural Open Space Zone, Open space zone and the river corridor, that complies with all restricted discretionary activity standards under SUB-RUR-R51 and SUB-OS-R59.	<p>Water Supply</p> <ol style="list-style-type: none"> 1. It shall be demonstrated (as evidenced by a report including an environmental impact report from a suitably qualified and experienced person) that: <ol style="list-style-type: none"> a. a water supply of sufficient quality (potable for drinking purposes) and quantity can be provided for the activities proposed for the subdivision, including fire fighting; b. the proposed water supply will have no adverse effects on other water users; c. the proposed supply will have no adverse effects 	<ol style="list-style-type: none"> 1. Those matters listed under rules: <ol style="list-style-type: none"> a. SUB-RUR-R51 for restricted discretionary subdivision in rural zones; b. SUB-OS-R59 for restricted discretionary subdivision in Open Space Zones; and c. INF-MENU-R35 and SUB-DW-R4 for restricted discretionary subdivision in all zones. 2. Degree of compliance with Council's 	Compliance is not achieved with matter (3).	Consent requirement.

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			<p>on the water resource; and</p> <p>d. the proposed water supply will have no adverse effects on natural and physical resources.</p> <p>2. Any risk likely to adversely affect a registered drinking-water supply or water collection area as identified on District Plan Maps, will be managed to avoid the threat.</p> <p>3. All new buildings and impervious surfaces shall have on-site attenuation and treatment of stormwater including the use of on-site vegetation to slow down run-off rates and improve water filtration. Grassed swales shall be provided to direct road run-off instead of concrete kerb and channel.</p> <p>Effluent Disposal</p> <p>4. Where subdivision occurs on land that is not serviced by an existing community sewage system, the application shall demonstrate that on-site domestic effluent disposal is suitable for each proposed allotment or multiple allotments in accordance with AS/NZS 1547:2010 "On Site Domestic Wastewater Management".</p> <p>Underground services</p> <p>5. Any underground services must avoid waahi tapu, archaeological and ecological sites.</p>	<p>Land Development Minimum Requirements.</p> <p>3. Effect on water catchment areas and any registered drinking-water supply source.</p>		
SUB-DW-R6	Restricted Discretionary Activity	Subdivision of land within outstanding natural features and landscapes and on land which contains ecological sites or geological features.		<p>1. The location of building areas and allotment boundaries relative to ecological sites and geological features.</p> <p>2. Potential adverse or positive effects of subsequent development on ecological sites and geological features and on the values of outstanding natural features and landscapes identified in Schedule 4.</p> <p>3. The design and layout of the subdivision including earthworks.</p> <p>4. Council's Land Development Minimum Requirements.</p> <p>5. The imposition of financial contributions in accordance with the Financial Contributions chapter.</p> <p>6. The imposition of conditions in accordance with sections 108 and 220 of the Resource Management Act.</p>	N/A	Consent requirement due to presence of ecological sites.
SUB-DW-R7	Restricted Discretionary Activity	Subdivision where any part of the land contains flood storage, ponding, residual ponding or shallow surface flow areas.	<p>1. Each vacant allotment shall have a building area located outside any river or stream corridor, overflow path or residual overflow path.</p> <p>2. The building area for each vacant allotment shall be located above the estimated 1% AEP flood event level.</p> <p>3. Formed vehicle access does not adversely affect the 1% AEP flood hazard risk on other properties in the same flood catchment.</p> <p>4. Compliance with all other relevant subdivision rules and standards in other chapters.</p>	<p>1. The design and layout of the subdivision.</p> <p>2. Council's Land Development Minimum Requirements.</p> <p>3. The imposition of financial contributions in accordance with the Financial Contributions chapter.</p> <p>4. The location of any building platform or area relative to the natural hazards, historic heritage features, ecological sites, outstanding natural features and landscapes, and geological sites.</p>	Compliance is not achieved with matter (4).	Consent requirement.

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				5. The location and design of any servicing of the subdivision. 6. The extent and effects of earthworks.		
SUB-DW-R12	Restricted Discretionary Activity	<p>Subdivision of land in any zone within 10 metres either side of the centre-line of high pressure gas pipeline designed to operate at or over 2000kPa, unless the subdivision is for a boundary adjustment in the Rural Zone and complies with the standards under the SUB-DW-R2.</p> <p>Criteria for Notification: The written approval of persons will not be required other than the pipeline owner and/or operator and applications under this rule will not be served on any persons other than the pipeline owner and/or operator or notified.</p>	1. The subdivision must comply with all other relevant subdivision standards applicable to the zone.	<p>1. The extent to which the subdivision design avoids or mitigates conflict with existing pipelines.</p> <p>2. The ability for maintenance and inspection of transmission pipelines including ensuring access to the pipelines.</p> <p>3. Consent notices on titles to ensure on-going compliance with AS2885 Pipelines – Gas and Liquid Petroleum – Parts 1 to 3.</p> <p>4. The outcome of any consultation with the affected network utility operator.</p>	No.	Consent requirement. The subdivision does not comply with all other zone subdivision standards.
SUB-DW-R14	Restricted Discretionary Activity	<p>Subdivision of land in any zone where all of, or part of the subject site is within the national grid subdivision corridor.</p> <p>Criteria for Notification: Where an activity requires resource consent solely because it is within the national grid subdivision corridor public notification of the application is precluded. However, any application under this rule will be served on Transpower, unless the written approval from Transpower is provided at the time the application is lodged.</p>	<p>1. The subdivision shall identify a complying nominal building platform for each new allotment, which is fully located outside the national grid yard.</p> <p>Advice Note: Compliance with the New Zealand Electrical Code of Practice for Electrical Safe Distances (NZECP34:2001) is mandatory under the Electricity Act 1992. All activities regulated by NZECP34:2001, including buildings, structures, earthworks and the operation of mobile plant, must comply with that regulation. Activities should be checked for compliance even if they are permitted by the District Plan.</p> <p>Vegetation to be planted within the National Grid Yard as shown on the District Plan Maps should be selected and/or managed to ensure that the vegetation will not result in that vegetation breaching the Electricity (Hazards from Trees) Regulations 2003 or prevent access to support structures. To discuss works, including tree planting near any electricity line especially works within the transmission corridor; contact the relevant network utility operator.</p>	<p>1. The extent to which the design, construction and layout of any subdivision demonstrates that a suitable building platform(s) can be located outside of the national grid yard for each new allotment.</p> <p>2. The provision for the on-going operation, maintenance (including access) and planned upgrade of existing transmission lines.</p> <p>3. The risk to the structural integrity of the national grid.</p> <p>4. The extent to which the subdivision design and consequential development will minimise the risk of injury and/or property damage from such lines.</p> <p>5. The extent to which the subdivision design and consequential development will minimise the potential reverse sensitivity on and amenity and nuisance effects of the transmission asset.</p> <p>6. The extent to which the design and construction of any subdivision allow for earthworks, buildings and structures to comply with the safe separation distances in the New Zealand Electrical Code of Practice for Electrical Safe Distances 34:2001.</p> <p>7. The nature and location of any proposed vegetation to be planted in the vicinity of the national grid.</p>	Yes.	Consent requirement as a restricted discretionary activity.
SUB-DW-R15	Discretionary Activity	Any activity listed as a controlled or restricted discretionary activity in this section which does not comply with one or more of the associated standards, unless otherwise specified			N/A	Consent requirement.

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SUB-DW-R17	Discretionary Activity	Subdivision of land located partly within the river corridor or stream corridor where each allotment has building areas which are: 1. located outside any river or stream corridor, overflow path or residual overflow path; and 2. located above the estimated 1% AEP flood event level. 3. formed vehicle access which does not adversely affect the flood hazard risk on other properties in the same flood catchment.			Yes.	Consent requirement due to the presence of a stream corridor.
SUB-DW-R22	Non-Complying Activity	Any subdivision of land in any zone where all of or part of the subject site is within the national grid subdivision corridor, which does not comply with the restricted discretionary activity standard under SUB-DW-R14.			N/A	Consent requirement due to non-compliance with SUB-DW-R14.
SUB-DW-R23	Non-Complying Activity	Subdivision that does not comply with one or more of the activity standards for water, wastewater and stormwater or electricity and telecommunications under rules SUB-DW-R25, SUB-DW-R4 and SUB-DW-R5.			N/A	Consent requirement due to non-compliance with SUB-DW-R4.

Subdivision - Rural Zones

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
SUB-RUR-R51	Restricted Discretionary Activity	Subdivision in all rural zones except the Future Urban Zone and subdivisions which are controlled activities under SUB-RUR-R50.	1. General standards: a. all allotment must meet natural hazard subdivision standards, including SUB-DW-R9, and the relevant natural and coastal environment standards in SUB-DW; b. all allotments must meet access and transport and infrastructure standards for subdivisions in SUB-DW. c. each allotment must have a notional building area (capable of containing at least a 20-metre diameter circle) and access identified on the subject site plan; and d. A firefighting water supply must be provided which complies with the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ PAS 4509:2008. e. Compliance with FC-Table 1. f. The Esplanade Reserve and Esplanade Strip provisions of SUB-DW-Table 1 must be complied with. g. The maximum number of allotments gaining legal and physical access via a right of way shall be 6. Advice Note: Applicants should consult with Fire and Emergency New Zealand on a specific method of complying with the New Zealand Fire Service Firefighting Water Supplies Code of Practice SNZ	1. The design and layout of the subdivision including earthworks, the clustering of nominated building area and the suitability for primary production activities. 2. The degree of compliance with the Kapiti Coast District Council Land Development Minimum Requirements. 3. The imposition of financial contributions in accordance with the Financial Contributions chapter. 4. Vehicle access points onto legal road including the State Highway Network and any effects on the transport network. 5. The location of any building area relative to natural hazards, historic heritage features, ecological sites, geological features, outstanding natural features and landscapes. 6. The provision of walking, cycle pathways and bridleways. 7. Consistency with relevant appendices and schedules to all Chapters of this Plan. 8. Provision of an adequate water supply for firefighting purposes.	Compliance is not achieved with matters (1), (2), (3) and (6) which are relevant to the proposal.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>PAS 4509:2008, as part of preparing an application.</p> <p>2. Additional standards for the Rural Lifestyle Zone:</p> <p>a. subdivisions must create allotments with a minimum average area of 1ha across the subdivision and a minimum individual allotment area of 4000m².</p> <p>3. Additional standards for the Rural Dunes Precinct of the General Rural Zone:</p> <p>a. the subdivision of allotments must be developed into clusters of 12 or less with a maximum size of 1 hectare and a minimum of 4000m² per allotment. The balance of the land shall be held in a single allotment;</p> <p>b. a minimum average allotment size of 4 hectares across the whole subdivision must be maintained; and</p> <p>c. the clustered allotments must be located on the least suitable land for primary production activities on the parent title; and</p> <p>d. if more than one cluster is proposed in one subdivision the clusters must be clearly separate.</p> <p>e. each new allotment, including balance allotments, must carry an encumbrance on the title preventing further subdivision.</p> <p>Note: Where it is intended to subdivide a site up to the maximum 12 allotments in stages, it is recommended applicants discuss this with the Council prior to lodging an application to request delaying the imposition of the encumbrance on the allotments until all stages up to the maximum 12 allotments is completed.</p> <p>6. Additional standards for the Rural Eco-Hamlet Precinct of the General Rural Zone:</p> <p>a. the minimum allotment area must be 4,000m²;</p> <p>b. the minimum average allotment size must be 2 hectares;</p> <p>c. the maximum size of allotments, excluding balance allotments, must be 1 hectare;</p> <p>d. a minimum 10 metre no build setback is incorporated each side of streams in the precinct (the extent of this is shown on the Structure Plan) and around ecological sites;</p> <p>e. each new allotment, including balance allotments, must carry an encumbrance on the title prohibiting further subdivision; specifying the location of the building area and access and limiting buildings to a clustered location; and</p> <p>f. two subject site plans must be submitted to Council for approval:</p> <p>i. one detailing the existing situation; and</p> <p>ii. one detailing the proposed subdivision development. The proposed subdivision development plan must show the suitable areas and less suitable areas consistent with the Structure Plans in Appendices 10 to 14.</p>	<p>9. The location of sensitive activity building areas to avoid, remedy or mitigate potential adverse reverse sensitivity effects on lawfully established primary production activities and intensive farming activities on adjoining sites.</p> <p>10. Effects on natural character in the coastal environment.</p>		

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
SUB-RUR-R52	Restricted Discretionary Activity	Subdivision in the Ngārara Eco-Hamlet Precinct of the General Rural Zone (as shown in Appendix 10 and Appendix 11)	<p>1. Development must be carried out in accordance with the Structure Plan and Management Principles for the Ngārara Eco-Hamlet Precinct (Appendix 10 and Appendix 11):</p> <p>2. A maximum of 144 allotments in the Precinct comprising of a maximum of 4 allotments in the Kukatuaaki Eco-Hamlet, 40 allotments in the Ngapara Eco-Hamlet, 40 allotments in the Lamberts Eco-Hamlet and 40 allotments in the Smithfield Eco-Hamlet and 20 allotments or accommodation units in the Kawakahia Retreat.</p> <p>3. Compliance with General Standards for subdivision in SUB-RUR-R51 Standard 1 above.</p> <p>4. Each new allotment, including balance allotments, must carry an encumbrance on the title prohibiting further subdivision beyond the maximum number specified for the Eco-Hamlet; and specifying a building area (capable of containing a 20-metre diameter circle) and access limiting buildings to a clustered location.</p>	<p>1. The design and layout of the subdivision and earthworks.</p> <p>2. Kāpiti Coast District Council Land Development Minimum Requirements.</p> <p>3. The imposition of financial contributions in accordance with the Financial Contributions chapter.</p> <p>4. Vehicle access points onto legal road including the State Highway Network and any effects on the transport network.</p> <p>5. The location of any associated building areas(s) relative to the natural hazards, historic heritage features, outstanding natural features and landscapes, ecological sites, and geological features.</p> <p>6. Any easement or other legal mechanism required for legal access.</p> <p>7. Design, size, shape and location of reserves and esplanades.</p> <p>8. Visual, character and amenity effects.</p> <p>9. Provision of on-site domestic effluent disposal for each proposed allotment or multiple allotments.</p> <p>10. Effects on the ecological health of the Kawakahia Wetland.</p> <p>11. Provision of foot and cycle pathways and the provision of access for public transport.</p>	No.	Consent requirement.
SUB-RUR-R54	Discretionary Activity	Any activity listed as a restricted discretionary activity in this chapter, except subdivision listed as a non-complying activity, that does not comply with one or more of the associated standards.			N/A	Consent requirement due to non-compliance with restricted discretionary activity standards.
SUB-RUR-R56	Non-Complying Activity	Subdivision in any Rural Zone which does not comply with one or more of the restricted discretionary activity subdivision Standards 2 to 7 in Rule SUB-RUR-R51 or Standards 1, 2 and 4 in Rule SUB-RUR-R52.			N/A	Consent requirement due to non-compliance with restricted discretionary activity standards.

Infrastructure - Providing for Network Utilities

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
INF-PNU-R5	Permitted Activity	<p>The development and installation of any new network utility, except for electricity transmission lines above 110kV; or gas distribution and transmission pipelines at a pressure exceeding 2000 kilopascals, provided that they are not located within:</p> <p>1. an ecological site;</p> <p>2. a well-defined fault avoidance area;</p>	<p>Standards</p> <p>Compliance with the clearance distances specified in NZECP34:2001, and Section 6.4.4 External Interference Prevention of NNZAS 2885 Pipelines – Gas and Liquid Petroleum.</p>		Non-compliance in respect of matters (1), (7) and (8).	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<p>3. a well-defined extension fault avoidance area;</p> <p>4. an open space (conservation and scenic) zone;</p> <p>5. an outstanding natural features and landscapes;</p> <p>6. a river corridor;</p> <p>7. a stream corridor;</p> <p>8. a ponding area;</p> <p>9. a shallow surface flow area;</p> <p>10. an overflow path;</p> <p>11. a residual overflow path; or</p> <p>12. a site containing a historic heritage area, building, structure or place identified in Schedules 7, 8 or 9;</p> <p>unless otherwise provided for under permitted activity Rules INF-PNU-R6, INF-PNU-R8, INF-PNU-R9, INF-PNU-R10, INF-PNU-R11 and INF-PNU-R12.</p>				
INF-PNU-R13	Restricted Discretionary Activity	Any activity listed as a permitted activity or a controlled activity which does not comply with one or more of the associated standards, unless otherwise specified.		<p>1. The effects of non-compliance of the relevant standards.</p> <p>2. Measures to avoid, remedy or mitigate adverse effects.</p> <p>3. Cumulative effects.</p>	N/A	Consent requirement for non-compliance with INF-PNU-R5.
INF-PNU-R18	Restricted Discretionary Activity	<p>New aboveground network utilities within any ponding area, shallow surface flow area, overflow path or residual overflow path, which are above ground, other than telecommunications and radiocommunications.</p> <p>Note: The Resource Management (National Environmental Standard for Telecommunication Facilities) Regulations 2016 applies to the installation and operation of telecommunication facilities</p>	<p>Standards</p> <p>1. Must comply with the relevant permitted and controlled activity standards for the network utility.</p>	<p>1. Any positive effects to be derived from the activity.</p> <p>2. Public safety.</p> <p>3. Extent of earthworks.</p> <p>4. Adequacy of the methods of mitigation/remediation or on-going management.</p> <p>5. Degree of compliance with the Council's Land Development Minimum Requirements.</p> <p>6. Natural hazard risk management.</p>	Yes.	Consent requirement based on existing mapped flooding areas.
INF-PNU-R19	Restricted Discretionary Activity	<p>New underground network utilities, other than telecommunication and radiocommunication, located within:</p> <p>1. the well-defined fault avoidance area;</p> <p>2. the well-defined extension fault avoidance area;</p> <p>3. an ecological site;</p> <p>4. the Natural Open Space Zone;</p> <p>5. an outstanding natural feature and landscape; or</p> <p>6. a subject site with a historic heritage area, building, structure or place identified in Schedules 7, 8 or 9.</p>		<p>1. Any positive effects to be derived from the activity.</p> <p>2. Public safety.</p> <p>3. Extent of earthworks.</p> <p>4. Adequacy of the methods of mitigation/remediation or on-going management.</p> <p>5. Effects on an ecological site, geological feature, outstanding natural feature and landscape, or area of outstanding or high natural character.</p> <p>6. Effects on historic heritage.</p> <p>7. Adequacy of geotechnical information.</p> <p>8. Natural hazard risk management.</p>	N/A	Consent requirement in respect of matter (3) for underground network utilities in an ecological site.
INF-PNU-R22	Discretionary Activity	Any new above ground network utility not provided for under INF-PNU-R5, INF-PNU-R8, INF-PNU-R9, INF-PNU-R10, INF-PNU-R11, INF-PNU-R14, INF-PNU-R15 and INF-PNU-R16 located within:			N/A.	Consent requirement for non-compliance with INF-PNU-R5.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		1. the well-defined fault avoidance area; 2. the well-defined extension fault avoidance area; 3. an ecological site; 4. the Natural Open Space Zone; 5. an outstanding natural features and landscape; 6. areas of outstanding or high natural character; 7. a stream corridor; 8. a river corridor; or 9. a subject site containing a historic heritage area, building, structure or place identified in Schedules 7, 8 or 9.				

Infrastructure - Managing Effects on Network Utilities

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
INF-MENU-R27	Permitted Activity	All permitted activities in all zones, including network utilities.	Standards 1. Development must be undertaken in accordance with the Council's Land Development Minimum Requirements.		Yes.	
INF-MENU-R28	Permitted Activity	Any new and relocated residential buildings on land where potable public water supply is available.	1. All new or relocated residential buildings where potable public water supply is available to a residential building must be fitted with one of the following: a. rainwater storage tanks with a minimum capacity of 10,000 litres for the supply of non-potable water for outdoor uses and indoor toilets; or b. rainwater storage tanks with a minimum capacity of 4,000 litres for the supply of non-potable water for outdoor areas and indoor toilets, and a greywater re-use system for outdoor irrigation. The greywater re-use system shall re-use all water from bathrooms (excluding toilets) and laundry washing machines. 2. The greywater re-use system must be installed so that: a. there is automatic diversion to sewer to cover heavy rainfall and ponding; b. there are safe setback distances from property boundaries and private bores; c. the device uses water from a single residential building only; d. the irrigation shall be sub-surface and suited to the soil type and slopes; e. the greywater is not stored in any way, or treated other than primary screening or filtration; f. the diversion device has a switching or selection facility so that greywater can be easily diverted back to sewer; g. some form of non-storage surge attenuation is installed as part of the diversion system;		No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>h. a coarse filter for screening out solids and oils/greases;</p> <p>i. no risk of cross contamination between greywater and drinking water supplies;</p> <p>j. in case of sewage backflow, greywater system will shut off in times of sewage backflow; and</p> <p>k. the system does not take kitchen wastewater or wastewater from laundry sinks.</p> <p>3. The greywater irrigation system must be installed by an approved installer who must produce an installer's certificate demonstrating that the system meets requirements and will be installed correctly.</p> <p>4. A greywater installer's certificate must be provided with the building consent application and the greywater diversion device must be installed by a licensed plumber who has a greywater installer's certificate from the manufacturer and the system will be inspected and verified by a building inspector. Greywater re-use system set up and maintenance instructions must be added to the Land Information Memorandum for every property installing such a device.</p> <p>5. All new or relocated residential buildings where a rainwater storage tank supplies toilets must be fitted with separate plumbing, including backflow prevention devices, for these non-potable uses to prevent cross contamination of drinking water. Non potable water pipes between the rainwater tank and outlets (toilets and outdoor taps) shall be clearly labelled and coloured to differentiate them from potable water pipes and there shall be permanent non-drinking water signage over outdoor taps connected to rainwater tanks. Roof gutters are required to have leaf guards or screens and mosquito screens on all rain water tank vents. A restricted top-up from the public potable water supply will be provided to the tank to ensure that sufficient water to flush toilets is available.</p> <p>6. Where a development will contain more than one residential building, e.g. a retirement home or village or a multi-unit residential development, a common rainwater storage facility with a volume of 10,000 litres per residential unit (as determined by the residential unit measurement criteria) can be provided so long as access to operate and maintain the facility is secured via an easement or it is located within an area of 'common property'. In both rainwater storage tanks and greywater re-use systems, backflow prevention must comply with the legislative requirements of the Drinking-water Standards for New Zealand 2005 (revised 2008), in particular, where connections to a potable water supply exist. Separation and/or backflow prevention between potable and non-potable systems will be required in residential situations to ensure that public health is not compromised by cross contamination from the use of non-potable water. No outdoor taps shall be connected to the potable</p>			

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			public water supply. 7. Rainwater and greywater systems must be constructed in accordance with the Kapiti Coast Rainwater and Greywater Code of Practice 2012.			
INF-MENU-R30	Permitted Activity	Activities, buildings and structures located within the national grid yard, identified as a permitted activity under the rules in INF-MENU-R30 to INF-MENU-R34.	Standards Buildings and structures within any national grid yard shall demonstrate compliance with the requirements of NZECP34:2001. Notes: Please contact Transpower or a suitably qualified engineer for assistance with clearance requirements in NZECP 34:2001. Compliance with the New Zealand Electrical Code of Practice for Electrical Safe Distances (NZECP34:2001) is mandatory under the Electricity Act 1992. All activities regulated by NZECP34, including buildings, structures, earthworks and the operation of mobile plant, must comply with that regulation. Activities should be checked for compliance even if they are permitted by the District Plan. Vegetation to be planted within the national grid yard as shown on the District Plan Maps should be selected or managed to ensure that it will not result in that vegetation breaching the Electricity (Hazards from Trees) Regulations 2003 or prevent access to support structures. To discuss works, including tree planting near any electricity line especially works within the transmission corridor; contact the relevant network utility operator.		Yes.	N/A
INF-MENU-R31	Permitted Activity	Within the national grid yard on any subject site and within any zone: 1. network utilities; 2. fences; 3. internal alterations and additions to existing buildings for sensitive activities; 4. uninhabitable farm buildings and structures for farming activities, including stockyards; and 5. horticultural structures including artificial crop structures and crop support structures located more than 12 metres from a national grid support structure foundation or stay wire.	Standards Network utilities: must be within the road reserve or a railway corridor; or that form part of electricity infrastructure, must connect to the national grid utility Fences must be no more than 2.5 metres in height (above original ground level). Internal alterations and additions to existing buildings for sensitive activities must not involve an increase in the building envelope or floor space.		Yes.	N/A
INF-MENU-R32	Permitted Activity	Within a national grid developed area identified on District Plan Maps 07, 09 and 10 (Historical, Cultural, Infrastructure, Districtwide) within the general residential zone (as at the date the District Plan is operative): 1. any uninhabitable accessory buildings	Notes: 1. Please contact Transpower or a suitably qualified engineer for assistance with clearance requirements in NZECP 34:2001. 2. Compliance with the New Zealand Electrical Code of Practice for Electrical Safe Distances (NZECP34:2001) is mandatory under the Electricity		N/A	Residential zone only.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<p>(excluding minor buildings); and</p> <p>2. any new building (excluding minor buildings), or addition to an existing building (excluding minor buildings), that involves an increase in the building envelope or height, not associated with a sensitive activity.</p> <p>located more than 12 metres from a national grid support structure foundation or stay wire.</p>	<p>Act 1992. All activities regulated by NZECP34, including buildings, structures, earthworks and the operation of mobile plant, must comply with that regulation. Activities should be checked for compliance even if they are permitted by the District Plan.</p> <p>3. Vegetation to be planted within the national grid yard as shown on the District Plan Maps should be selected or managed to ensure that it will not result in that vegetation breaching the Electricity (Hazards from Trees) Regulations 2003 or prevent access to support structures. To discuss works, including tree planting near any electricity line especially works within the transmission corridor; contact the relevant network utility operator.</p>			
INF-MENU-R33	Permitted Activity	<p>Within the national grid Yard</p> <p>1. network utilities; 2. fences; or 3. agricultural or horticultural structures</p> <p>within 12 metres of a national grid support structure foundation or stay wire.</p>	<p>Standards</p> <p>1. Network utilities: a. must be within a transport corridor; or b. that form part of electricity infrastructure shall connect to the national grid network utility.</p> <p>2. Fences shall be no more than 2.5 metres in height (above original ground level) and be more than 5 metres from the nearest national grid support structure foundation.</p> <p>3. Agricultural or horticultural structures located within 12 metres of a national grid tower support structure shall demonstrate compliance with Clause 2.4.1 of NZECP34:2001.</p>		Yes.	N/A
INF-MENU-R34	Permitted Activity	<p>Earthworks within any national grid yard, excluding:</p> <p>1. extractive industries (See EW-EXT). 2. the removal or replacement of underground fuel storage tanks; and 3. "earthworks" as defined in and regulated by the NESPF.</p> <p>Note: Farm quarries are not permitted in the national grid yard and will require consent under INF-MENU-R36 or INF-MENU-R39.</p>	<p>Standards</p> <p>1. Earthworks within a distance measured 12 metres from the outer visible edge of any national grid support structure must not exceed a depth (measured vertically) of 300mm.</p> <p>2. The following are exempt from 1 above: a. Earthworks for a network utility within a transport corridor, as part of a transmission activity, or for electricity infrastructure. b. Earthworks undertaken as part of agricultural or domestic cultivation (including ploughing), or repair, sealing or resealing of a road, footpath, driveway or farm track. c. Vertical holes not exceeding 500mm in diameter are exempt provided they: i. are more than 1.5 metres from the outer edge of pole support structure or stay wire or ii. are a post hole for a farm fence or artificial crop protection and crop support structures and more than 5 metres from the visible outer edge of a tower support structure foundation.</p> <p>3. Earthworks must not result in a reduction in the ground to conductor clearance distances of less</p>		No.	Consent requirement for earthworks within 12m of a support structure exceeding 300mm in depth.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			than: 6.5 metres (measured vertically) from a 110kV national grid transmission line; or 7.5 metres (measured vertically) from a 220kV national grid transmission line.			
INF-MENU-R35	Restricted Discretionary Activity	Any new and relocated residential building, that does not comply with any one or more of the permitted activity standards under INF-MENU-R28.	<ol style="list-style-type: none"> 1. An assessment that demonstrates the system proposed will permanently reduce water demand associated with the residential unit(s) by at least 30% from Household 2007 summer average water use. 2. The provision of a non-potable supply for all outdoor uses associated with the residential unit, including garden irrigation. 3. Provision must be made to ensure that no outdoor taps can be connected to the potable public water supply system. 	<ol style="list-style-type: none"> 1. Supply, storage and use of non-potable water to the residential unit. 2. Effects on public health, ecological and hydrological systems. 	Yes.	Consent requirement.
INF-MENU-R36	Restricted Discretionary Activity	<p>Earthworks within a national grid yard that do not comply with INF-MENU-R34</p> <p>Criteria for Notification: Where an activity requires resource consent solely because it is within the national grid yard public notification of the application is precluded. However, any application under this rule will be served on Transpower, unless the written approval from Transpower is provided at the time the application is lodged</p>	<p>Standards</p> <ol style="list-style-type: none"> 1. Earthworks shall not result in a reduction in the ground to conductor clearance distances of less than: 6.5 metres (measured vertically) from a 110kV National Grid transmission line; or 7.5 metres (measured vertically) from a 220kV national grid transmission line. 	<ol style="list-style-type: none"> 1. Any risk to the structural integrity of the transmission line. 2. Any effects on the ability of the transmission line owner to access, operate, maintain and/or upgrade the national grid. 3. The proximity of buildings and structures to electrical hazards. 4. Operational risks relating to health or public safety, and the risk of property damage. 5. Amenity effects. 6. Any actual or potential reverse sensitivity effects. 7. Technical advice provided by the national grid owner (Transpower). 8. Any effects on national grid support structures including the creation of an unstable batter. 	Yes.	Consent requirement for non-compliance with INF-MENU-R34.

Transport

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
TR-R2	Permitted Activity	Vehicle Movements	<ol style="list-style-type: none"> 1. Up to 200 vpd in the Working Zones, except: <ol style="list-style-type: none"> a. where all public vehicle access is onto strategic arterial routes or major community connector routes any activity must not generate more than 100 vpd. This excludes Precincts A1, A2 and C which are managed in standards 1 b) and 1 c) below; b. any activity in Precincts A1 and A2 in the Metropolitan Centre Zone must not generate more than 200 vehicle movements in any hour; c. any activity in Precinct C in the Metropolitan Centre Zone must not generate more than 50 vehicle movements in any hour; d. any retail activity within the Ihakara Street West Precinct and Ihakara Street East Precinct with frontage to Ihakara Street or Trieste Way must not generate more than 100 vehicle movements in any 		No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>hour; and</p> <p>e. any traffic generated by an activity permitted under GIZ-R5 (on the site at LOT 2 DP 441854 (Milne Drive, Paraparaumu) must not generate more than 50 vehicles per peak hour.</p> <p>2. In all other zones, any activity must not generate more than 100 vpd, except extractive industries that are provided for as a restricted discretionary activity under EW-EXT-R13.</p> <p>3. Standards 1 and 2 above shall not apply to temporary events or regular markets.</p>			
TR-R3	Permitted Activity	Site access and loading.	<p>1. Access - every site must provide either:</p> <p>a. vehicular access over land or by mutual right of way or service lane for parking and/or loading and shall be in accordance with TR-Diagram - 2; or</p> <p>b. for sites with no carparking or loading spaces, pedestrian access over land or by mutual right of way with a minimum 1.8 metre legal width may be provided as an alternative to vehicle access.</p> <p>2. Vehicle access and pedestrian access - all vehicle accesses and pedestrian accesses must be designed, constructed and maintained to ensure that:</p> <p>a. they are able to be used in all weather conditions;</p> <p>b. they have no adverse impact on the roadside drainage system; and</p> <p>c. surface water and detritus (including gravel and silt) does not migrate onto the highway pavement.</p> <p>3. Vehicle access - all vehicle accesses must meet the following:</p> <p>a. be a minimum of 3.5 metres wide, except for as set out in TR-Table 1.</p> <p>b. be a maximum of 9 metres wide, except in the Beach Residential Zone at Waikanae Beach where the maximum shall be 6.0 metres wide.</p> <p>4. Vehicle access - sites containing non-residential activities and which provide more than 6 carparks, shall provide two-way vehicle accesses which must be a minimum of 6 metres wide.</p> <p>5. Vehicle access to/from a state highway - sites that only have vehicle access via a state highway must only have one crossing point and shall be in accordance with Diagrams TR-Diagram - 1 and TR-Diagram - 2.</p> <p>6. Vehicle access spacing - at intersections (except on strategic arterial routes) carrying traffic volumes of 1,000 vehicles or more in any peak hour, or at which traffic signals are operating, no part of a crossing point must be located within 30 metres of an intersection or within 60 metres on the departure side of an urban state highway intersection.</p> <p>7. Vehicle access spacing - Where a site is located near an intersection having volumes less than 1,000 vehicles in any peak hour; the minimum distance between the crossing point and the roadway edge or</p>		Compliance is not achieved with matters (3), (4), (7), (8), (9), 12 and (15) as detailed in the supporting Integrated Transport Assessment.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>kerb line must be:</p> <p>a. 9 metres measured from the intersecting point of the kerb lines or road edge lines or 4.5 metres from the tangent point of the kerb lines or road edge whichever is greater; and</p> <p>b. 12 metres where a "Stop" or "Give Way" control exists on the roadway measured from the intersecting point of the kerb lines or road edge lines.</p> <p>8. Vehicle access spacing for major traffic activities - no crossing point must be located closer to any intersection than the distance specified in TR-Table 2 - Access Distance Dimensions. Distances are measured in metres (m) to the intersecting kerb line.</p> <p>9. Vehicle access spacing sight distances - the required minimum sight distance between the vehicle access and the road must be in accordance with TR-Diagram - 3 and TR-Table 3 - Sight Distance Dimensions} (where m = metres)</p> <p>10. Vehicle access spacing for state highways - the minimum distance between vehicle accesses on the same side of the road must be 7.5 metres for residential activities (excluding visitor accommodation that is not temporary residential rental accommodation) and 15 metres for all other activities.</p> <p>11. The minimum separation distances between vehicle access to/from a state highway/rural road and an intersection on that state highway/rural road, between a vehicle access to/from a local road and the intersection of that local road with a state highway/rural road and between vehicle accesses to/from a state highway/rural road must meet the provided distances in TR-Table 4 - Access Distance Dimensions for State Highways and Rural Roads (where m = metres, km/h = kilometres per hour, and vpd = vehicles per day)</p> <p>12. Manoeuvring –</p> <p>a. Private residential access - unless the driveway accesses directly from a Neighbourhood Access Route, sufficient manoeuvring space must be provided on-site to ensure no reversing onto the road is necessary. Note: for clarification see the Transport Network Hierarchy .</p> <p>b. Commercial properties – must ensure that all buildings and parking areas are designed so that sufficient manoeuvring space is provided on-site to ensure no reversing onto the road is necessary.</p> <p>13. Loading spaces - every property in all Working Zones, the layout of loading spaces must comply with the 90 percentile design two-axled truck as defined by the Ministry of Transport and shall be designed in accordance with TR-Diagram - 7 .</p> <p>14. Landscaping - for all non-residential activities, any parking, loading or trade vehicle storage area must be separated from adjoining sites by a minimum depth of 2 metres of landscaping.</p> <p>15. Landscaping - all landscaping adjoining the road</p>			

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			boundary of subject sites, must be designed and maintained so that visibility to and from the crossing point complies at all times with the minimum standards sight distances set out in TR-Table 3 Sight Distance Dimensions.			
TR-R4	Permitted Activity	Design and layout of vehicle parking for all activities.	<ol style="list-style-type: none"> 1. All parking must be formed, marked out and maintained for use in all weathers. 2. Surface water originating from the parking area must be managed without adversely impacting other properties either upstream of downstream of the development subject site. 3. Vehicles using the parking area must only use the formed vehicle access point (crossing point) to enter and exit the vehicle parking areas. 		Yes.	N/A
TR-R5	Permitted Activity	Parking layout and design for all activities except residential activities. Visitor accommodation that is not temporary residential rental accommodation is included in this rule.	<ol style="list-style-type: none"> 1. All parking must be sealed or otherwise maintained to have a dust free surface, at all times, and shall comply with car parking dimension standards in TR-Diagram - 8 of this chapter. 2. All parking must be formed, marked out and maintained for use in all weathers. 3. When a parking area is required to accommodate three or more vehicles, parking spaces together with access and turning spaces must be designed so as to ensure that vehicles are not required to reverse either on to or off legal road. 4. In the case where parking areas adjoin a Residential Zone, either a 2-metre high fully enclosed screen must be erected or a strip of minimum width of 5 metres adjoining the Residential Zone must be landscaped as follows: <ol style="list-style-type: none"> a. where a carparking area incorporates more than 5 carparks, 1m² of landscaping is required per carpark and must incorporate one tree capable of growing to 5 metres in height along every 10 metres of the carpark's street frontage; b. the amount of landscaping will be considered as a total, and street frontage landscaping and any landscaping/open space provided in terms of the Open Space and Recreational Zone section, and the Natural Environment Values section will be taken into account when assessing the 1m² of landscaping per carpark; c. planting must be completed within 12 months of commencement of the activity; d. the landscaping must be maintained in healthy condition and clear of litter; e. vehicle crossing points and pedestrian areas within public carparks must have illumination consistent with the Crime Prevention Through Environmental Design (CPTED) Guidelines (Appendix 6). 5. In the case where parking areas are located within the front yard of a subject site, a 2-metre wide strip must be formed along the front yard (except for vehicle crossings) of any carparking area which shall be landscaped to create a visual and physical barrier between the carpark area and the road. 		Yes.	N/A

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			6. Design for any critical access conditions, such as a ramp included as part of a parking building, must accommodate a 99 percentile design motor car in accordance with TR-Diagram - 6 of this Chapter.			
TR-R6	Permitted Activity	Heavy trade vehicle access	<ol style="list-style-type: none"> 1. Heavy trade vehicle accesses, including those for milk tankers and stock trucks, must be designed and constructed to carry the volume and weight of traffic likely to use the access and shall be designed in accordance with TR-Diagram - 4. 2. The surface of a heavy trade vehicle access must be constructed to the same standard as the adjoining road carriageway. This requirement must be deemed to have been complied with if the first 12 metres of the vehicle access, measured from the near edge of the carriageway, is so constructed. 3. Heavy trade vehicle accesses must be designed and constructed so that no heavy trade vehicle has to cross the road carriageway centre line when making a left turn. 		In part.	Refer to Integrated Transport Assessment.
TR-R9	Controlled Activity	New roads including where they are to serve a subdivision (including boundary adjustments).	<ol style="list-style-type: none"> 1. All roads in the Centres Zones must have foot paths on both sides of the road carriageway. 2. Cycle paths must be provided either as on-street cycle lanes, off-street shared paths or off-street dedicated cycle paths. 	<ol style="list-style-type: none"> 1. The route of the road. 2. The design and construction of the road, including safety, traffic engineering, landscaping and noise mitigation measures. 3. The degree of consistency with the Transport Network Hierarchy. 4. The imposition of financial contributions in accordance with the FC - Financial Contributions chapter. 5. The provision of grassed swales to direct road-run-off (instead of concrete kerb and channel) in Residential Zone areas, where grassed swales would be in keeping with the surrounding environment and functional. 6. The provision of footpaths in Residential Zone areas, where footpaths are not part of the surrounding environment. 7. The degree of consistency with: <ul style="list-style-type: none"> a. Council's Land Development Minimum Requirements; b. Council's Best Practice and Subdivision Guide; c. NZS4404.2010 Land Development and Subdivision Infrastructure; d. AUSTRROADS Guide to Traffic Engineering Practice Part 14 Bicycles and Part 6A Guide to Road Design - Pedestrian and Cycle Paths; and e. New Zealand Transport Agency Cycle Network & Route Planning Guide 2004. 	In part.	Consent requirement. Refer to Integrated Transport Assessment.
TR-R10	Restricted Discretionary Activity	Vehicle movements that do not meet the permitted activity standards under TR-R2 (therefore deemed a major traffic activity(ies)).	<ol style="list-style-type: none"> 1. Any activity in Precinct B or Precinct C shall not generate more than 200 vehicle movements in any hour. 2. A Transport Assessment and a Travel Plan must 	<ol style="list-style-type: none"> 1. Consistency with Policies TR-P1, TR-P2 TR-P3, TR-P4, TR-P5, TR-P6, TR-P7 & TR-PARK-P8. 2. Consistency with Council's Land 	No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>be prepared by a suitably qualified person and submitted to Council with the application for resource consent.</p> <p>Note: Please refer to the publication Greater Wellington Regional Council Publication titled "Get your workplace moving - A guide to transport solutions for your staff and business" for guidance on preparing Travel Plans.</p>	<p>Development Minimum Requirements.</p> <p>3. The extent to which the Transport Assessment is consistent with Policies TR-P1, TR-P2 TR-P3, TR-P4, TR-P5, TR-P6, TR-P7 & TR-PARK-P8 and Council's Land Development Minimum Requirements.</p> <p>4. The extent to which the content of the Travel Plan is consistent with TR-P1, TR-P2 TR-P3, TR-P4, TR-P5, TR-P6, TR-P7 & TR-PARK-P8 and Council's Land Development Minimum Requirements.</p>		
TR-R11	Discretionary Activity	Any activity which is not a permitted, controlled, restricted discretionary or non-complying activity.			N/A	Consent requirement for non-compliance with relevant permitted activity standards.
TR-R13	Discretionary Activity	Any activity that does not meet any one or more of the permitted activity standards under Rules TR-R4, TR-R5, TR-R6, TR-R7, or TR-R8.			N/A	Consent requirement for non-compliance with relevant permitted activity standards.
TR-R15	Discretionary Activity	New roads including where they are to serve a subdivision (including boundary adjustments) that do not meet any one of the controlled activity standards under TR-R9.			N/A	Consent requirement for non-compliance with TR-R9.
TR-PARK-R18	Permitted Activity	<p>Accessible carparks</p> <p>Measurement criteria apply to activities under this rule:</p> <p>1. When measuring gross floor area, include: covered yards and areas covered by a roof but not enclosed by walls. Exclude: uncovered stairways; floor space in terraces (open or roofed), external balconies, breezeways or porches; roof car parking, lift towers and machinery rooms on the roof having a floor area of not more than 200m²; car parking areas; and floor space of interior balconies and mezzanines not used by the public.</p> <p>2. Where specified in TR-Table 6A, additional measurement criteria apply to activities under this rule.</p>	Accessible carparks must be provided at the rate shown in TR-Table 6A below:		Yes.	N/A
TR-PARK-R19	Permitted Activity	<p>Cycle parking</p> <p>This rule excludes business activities carried out within existing buildings within the working zones that front a road where no building setback from the road is available for the provision of on-site cycle parking.</p> <p>Measurement criteria apply to activities under this rule.</p>	<p>1. Cycle parking must be located no more than 25 metres from the entrance to the destination for all activities listed in TR-Table-6B excluding the following activities:</p> <p>a. Multi-unit residential.</p> <p>b. Visitor accommodation.</p> <p>c. Hostels, Hotels, Motels and Visitor Accommodation.</p> <p>d. Sports fields (including lawn bowls).</p> <p>e. Education facilities.</p> <p>Note: For the purpose of this standard, where the activity is located in premises within a building that</p>		Will comply.	N/A

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>contains multiple premises (such as a shopping mall) 'entrance' means any public entrance to the building.</p> <p>2. Cycle parking shall:</p> <ul style="list-style-type: none"> a. be securely anchored to an immovable object; b. support the bicycle frame and front wheel; c. allow the bicycle frame to be secured; d. be accessible for users of all ages and abilities; e. provide a minimum separation distance of 1.2 metres between cycle stands; f. provide a minimum separation distance of 1 metre between any marked carpark space, wall or any other obstruction; g. be clearly signposted or visible to cyclists entering the site; h. be located so as not to impede pedestrian thoroughfares, including areas used by people whose mobility or vision is restricted; i. be located so that the bicycle is at no risk of damage from vehicle movements within the site; and j. be in a covered area and in an area excluded from general public access when provided exclusively for staff/employee use. <p>Note: For further guidance on designing cycle parking facilities refer to Waka Kotahi/NZ Transport Agency: Cycle Parking Planning and Design: Cycling Network Guidance technical note 2019.</p> <p>3. Cycle parking must be provided at the rate shown in TR-Table 6B below:</p>			

Hazards and Risks

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
NH-FLOOD-R2	Permitted Activity	Any building or structure in any zone.	<p>1. Separation from waterbodies</p> <ul style="list-style-type: none"> a. Buildings (excluding minor buildings) shall not be sited within the river corridor or stream corridor (unless they are permitted activities under NH-FLOOD-R7): i. For the stream corridor and other waterbodies, including ephemeral and intermittent rivers or streams (except lakes) the minimum setback for any building or structure (other than a bridge or culvert structure for which a resource consent is required from the Regional Council) from the natural banks of any waterbody greater than 3 metres wide shall be 10 metres; ii. For streams/drains less than 3 metres wide, the minimum setback must be 5 metres where the average width of the stream or waterbody is measured as an average within the site. <p>2. Buildings (excluding minor buildings) must not be sited within 5 metres of a lake.</p>		No.	Technical non-compliance based on existing stream corridor route.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
NH-FLOOD-R3	Permitted Activity	New or relocated buildings (excluding minor buildings) in ponding, residual ponding and shallow surface flow areas.	1. The building floor level of any new or relocated building (excluding minor buildings) in the ponding, shallow surface flow or residual ponding area shall be constructed above the 1% AEP flood event level.		Yes.	Buildings will be located above the 1% AEP in ponding mapped ponding areas.
NH-FLOOD-R4	Permitted Activity	Earthworks except where associated with the matters listed below: 1. the maintenance of a watercourse or stormwater control; 2. activities permitted under NH-FLOOD-R6; 3. maintenance activities within the legal road; 4. private farm tracks which are ancillary to permitted farming activities and are not within an outstanding natural features and landscapes; 5. residual ponding areas where the earthworks permitted activity standards for the relevant zone are complied with (see EW-Earthworks for rules on earthworks); 6. earthworks subject to NH-FLOOD-R8 (i.e. within a flood storage or fill control area); 7. extractive industries (see NH-FLOOD-R7); 8. the removal or replacement of underground fuel storage tanks; and 9. "earthworks" as defined in and regulated by the NESPF.	1. In an overflow path or residual overflow path (excluding fill which is addressed in NH-FLOOD-R10), earthworks: a. shall not involve the disturbance of more than 10m ³ of land in any 10 year period; b. shall not alter the original ground level by more than 0.5 metres, measured vertically; and c. shall not impede the flow of floodwaters. 2. In ponding areas (excluding residual ponding areas) and shallow surface flow areas, earthworks: a. shall not involve the disturbance of more than 20m ³ (volume) of land in any 10 year period; and b. shall not alter the original ground level by more than 1.0 metre, measured vertically. 3. In a stream corridor or river corridor (excluding fill which is addressed in NH-FLOOD-R15), earthworks: a. shall not exceed 10m ³ in any 10 year period. This standard applies whether in relation to a particular work or as a total or cumulative; and b. must be carried out by Wellington Regional Council, Kāpiti Coast District Council, the Department of Conservation or their nominated contractors.		Non-compliance with matters (2) and (3).	Consent requirement.
NH-FLOOD-R5	Permitted Activity	Fences in any flood hazard area.	1. Fences in the river corridor, stream corridor, an overflow path or residual overflow path shall be post and wire and shall not impede the free flow of flood waters.		No.	Technical non-compliance. Fences will be located within the existing mapped extent of the stream corridor.
NH-FLOOD-R8	Controlled Activity	Development and earthworks within any flood storage or fill control area. The following are excluded from this rule: - earthworks managed under the NESPF - extractive industries (see EW-EXT) - earthworks associated with the removal and replacement of underground fuel storage tanks.	1. Equivalent compensatory storage or another solution to achieve hydraulic neutrality shall be created. 2. Development proposals shall be accompanied by sufficient hydraulic modelling of relevant streams to fully test consequences of the activity. 3. The building floor level of any new or relocated building (excluding minor buildings) shall be constructed above the 1% AEP flood event level.	1. Future management of the flood storage or fill control area. 2. Natural hazard effects. 3. Nuisance effects including dust. 4. Location and design of buildings and structures. 5. Suitability of access.	Yes.	Consent requirement for flood storage area.
NH-FLOOD-R9	Restricted Discretionary Activity	Any activity listed as a permitted or controlled activity listed in Rules NH-FLOOD-R1 to NH-FLOOD-R8 which does not comply with one or more of the associated standards, unless otherwise specified.		1. Consideration of the effects of the standard not met. 2. Measures to avoid, remedy or mitigate adverse effects. 3. Cumulative effects	N/A	Consent requirement.
NH-FLOOD-R10	Restricted Discretionary Activity	In an overflow path, or residual overflow path, fill earthworks, or earthworks which do not comply with one or more of the permitted activity standards under NH-FLOOD-R4. The following are excluded from this rule:		1. The effect of the earthworks on the effective functioning of the overflow path, residual overflow path or ponding or shallow surface flow area. 2. The avoidance or mitigation of adverse effects on the effective functioning of the overflow path,	N/A	N/A

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<ul style="list-style-type: none"> - earthworks managed under the NESPF - extractive industries (see EW-EXT) - earthworks associated with the removal and replacement of underground fuel storage tanks. 		residual overflow path or ponding or shallow surface flow.		
NH-FLOOD-R11	Restricted Discretionary Activity	<p>In a ponding or shallow surface flow area, earthworks which do not comply with one or more of the permitted activity standards under NH-FLOOD-R4.</p> <p>The following are excluded from this rule:</p> <ul style="list-style-type: none"> - earthworks managed under the NESPF - extractive industries (see EW-EXT) - earthworks associated with the removal and replacement of underground fuel storage tanks. 		<ol style="list-style-type: none"> 1. The effect of the earthworks on the effective functioning of the overflow path, residual overflow path or ponding or shallow surface flow. 2. The avoidance or mitigation of adverse effects on the effective functioning of the overflow path, residual overflow path or ponding or shallow surface flow. 	No.	Consent requirement for earthworks in the ponding area.
NH-FLOOD-R17	Non-Complying Activity	The construction, placement or erection of any building (excluding minor buildings) in the river corridor or stream corridor except where related to gravel extraction activities and permitted by NH-FLOOD-R7 or provided for as a restricted discretionary activity under NH-FLOOD-R13, or structures permitted under NH-FLOOD-R6.			No.	Technical non-compliance based on existing stream corridor mapping.

Ecosystems and Indigenous Biodiversity

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
ECO-R3	Permitted Activity	<p>Trimming of significant indigenous vegetation that is:</p> <ol style="list-style-type: none"> 1. located within an ecological site listed in Schedule 1; or 2. a key indigenous tree species listed in ECO-Table 1 and exceeds either of the maximum size criteria diameter or height (excluding trees planted by humans); or 3. a key indigenous tree listed in Schedule 2; or 4. a rare and threatened vegetation species listed in Schedule 3 <p>is a permitted activity within the following zones and precincts:</p> <ul style="list-style-type: none"> - General Residential Zone - High Density Residential Zone - Ngārara Development Area - Waikanae North Development Area - Airport Zone - Town Centre Zone - Metropolitan Centre Zone - Hospital Zone - General Industrial Zone 	<p>Trimming must be undertaken as specified in a) and b) below:</p> <ol style="list-style-type: none"> a. Any trimming must be limited to the pruning of vegetation that: <ol style="list-style-type: none"> i. achieves compliance with the requirements of the Electricity (Hazards from Trees) Regulations 2003; or ii. is broken, deadwood or chronically diseased; or iii. does not form part of the main structure (the trunk or a primary structural limb) and: <ol style="list-style-type: none"> a. is pruned up to 3m from a window of a habitable room including those used for hospital recovery but excluding those used for visitor accommodation which is not temporary residential rental accommodation; or b. is pruned up to 2m from the wall or roof of an existing permanent building (excluding minor buildings); or c. is restricting access along an existing access leg, right of way or driveway; or iv. is carried out in accordance with a registered protective covenant under the Reserves Act 1977, 		No.	Consent requirement. Refer to Assessment of Ecological Effects.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<ul style="list-style-type: none"> - Local Centre Zone - Mixed Use Zone - Rural Lifestyle Zone - Rural Eco-Hamlet Precinct - Future Urban Zone - Open Space Zone 	<p>Conservation Act 1986 or Queen Elizabeth the Second National Trust Act 1977; or Reserve Management Plan approved under the Reserves Act 1977; or</p> <p>v. is necessary to avoid an imminent threat to the safety of persons or damage to lawfully established building (excluding minor buildings) and</p> <p>vi. is necessary to provide for the ongoing safe and efficient operation and maintenance of telecommunications, radio communication and other network utility; and</p> <p>b. All trimming must be undertaken to a growth point or branch union and in accordance with the New Zealand Arboricultural Association Incorporated Best Practice Guideline 'Amenity Tree Pruning' Version 3 dated April 2011 to avoid irreversible damage to the health of the tree.</p>			
ECO-R4	Permitted Activity	Trimming or modification of indigenous vegetation that is within the Rural Production Zone, Rural Dunes Precinct, Natural Open Space Zone or a River Corridor.	<p>1. Trimming or modification of indigenous vegetation must not be carried out on any indigenous vegetation that:</p> <ul style="list-style-type: none"> a. is within an ecological site (Schedule 1); b. is a rare and threatened vegetation species (Schedule 3); c. is listed in the schedule of key indigenous tree species (ECO-Table 1) and exceeds either of the maximum size criteria (diameter or height) (excluding planted vegetation) except that ECO-Table 1 shall not apply to indigenous vegetation in the Rural Hills Precinct; or d. forms a contiguous areas of more than 100m² (excluding planted vegetation); except that this contiguous area provision of more than 100m² of indigenous vegetation shall not apply within the Rural Hills Precinct; or e. is within 20 metres of a waterbody (including within the waterbody itself) or the coastal marine area excluding planted vegetation) except where required to restore or maintain river crossing structures or culverts to a maximum track width of 10 metres. <p>2. Except that Standard 1 of this rule does not apply where trimming or modification is:</p> <ul style="list-style-type: none"> a. necessary to enable weed management and pest control within the area of significant indigenous vegetation. <p>For the purposes of this rule trimming and modification is limited to that necessary for:</p> <ul style="list-style-type: none"> i. the placement of traps and bait stations and to enable foot access to and between traps and bait stations; ii. to enable foot access for the removal or spraying / poisoning of plant pests; iii. for weed clearance within rivers where authorised by Greater Wellington Regional Council; iv. the maintenance of existing formed tracks used 		No	Consent requirement for non-compliance with relevant permitted activity standards.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>for pest and weed management purposes where trimming and modification may not extend beyond the formed width of the track;</p> <p>v. within K017 only, the formation and maintenance of tracks no wider than 1.5m to provide access to traps and bait stations (for the avoidance of doubt such tracks may only be formed and maintained where servicing active pest management programmes);</p> <p>b. within the Rural Hills Precinct and necessary to enable fire control (provided that for fire control, trimming or modification does not extend by more than 2 meters in width from the edge of an existing fire break not exceeding 30m in width);</p> <p>c. necessary for the safe and efficient operation of any formed public road, private access leg or driveway, right of way, walkway or to maintain existing farm tracks;</p> <p>d. trimming for the ongoing safe and efficient operation and maintenance of telecommunication, radio communication and other network utility structures, provided that all trimming must be undertaken to a growth point or branch union and in accordance with the New Zealand Arboricultural Association Incorporate Best Practice Guideline 'Amenity Tree Pruning' Version 3 dated 2011 to avoid irreversible damage to the health of the tree;</p> <p>e. necessary to enable to the maintenance of buildings (excluding minor buildings) where the trimming or modification of vegetation is limited to within 3m from a window of a habitable room (including those used for hospital recovery but excluding those used for visitor accommodation which is not temporary residential rental accommodation) or 2m from a wall or roof of a building (excluding minor buildings);</p> <p>f. trimming or modification to achieve compliance with the requirements of the Electricity (Hazards from Trees) Regulations 2003;</p> <p>g. for a new fence (including post holes), where the purpose of the fence is to exclude stock and/or pests from the areas referred to in Standard 1 or contain stock in, or exclude pests from, areas not referred to in Standard 1, and for the maintenance of existing fences provided that the trimming or modification does not exceed 2 metres in width either side of the fenceline;</p> <p>h. involves only indigenous vegetation specifically planted as amenity planting within K017;</p> <p>i. of dead, diseased or dying vegetation and vegetation modification; where imminent danger exists to life or property;</p> <p>j. by tangata whenua for traditional cultural practices that do not result in the removal, or death of any indigenous tree; or</p> <p>k. for flood protection, erosion control and natural hazard mitigation authorised as a permitted activity under NH-FLOOD-R6.</p> <p>l. maintenance of existing water pipes provided that</p>			

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			the trimming or modification does not exceed 1.0 metre in width either side of the water pipe.			
ECO-R5	Permitted Activity	Installation, maintenance and upgrading of underground network utilities within the drip line of significant indigenous vegetation in Schedules 1, 2 and 3 and ECO-Table 1.	<ol style="list-style-type: none"> 1. Drilling must be a minimum of 1m below the root zone; or 2. Hand dug trenches undertaken under the supervision of or by an arborist who has attained the New Zealand Qualifications Authority National Certificate in Arboriculture Level 4 or equivalent arboricultural qualification. 		N/A	N/A
ECO-R6	Controlled Activity	<p>The modification of indigenous vegetation, that is:</p> <ol style="list-style-type: none"> 1. located within an ecological site listed in Schedule 1 excluding trees on an urban environment allotment that are not listed in Schedule 2; or 2. a key indigenous tree species listed in ECO-Table 1 and exceeds either of the maximum size criteria diameter or height (excluding trees planted by humans; and excluding trees on an urban environment allotment that are not listed in Schedule 2); or 3. a key indigenous tree listed in Schedule 2; or 4. a rare and threatened vegetation species listed in Schedule 3; or 5. in or within 20 metres of a waterbody or the coastal marine area where it is not within the urban environment (excluding planted vegetation); <p>is a controlled activity within the following zones and precincts:</p> <ul style="list-style-type: none"> - General Residential Zone - High Density Residential Zone - Ngārara Development Area - Waikanae North Development Area - Airport Zone - Town Centre Zone - Metropolitan Centre Zone - Hospital Zone - General Industrial Zone - Local Centre Zone - Mixed Use Zone - Rural Lifestyle Zone - Rural Eco-Hamlet Precinct - Future Urban Zone - Open Space Zone 	<ol style="list-style-type: none"> 1. The modification of indigenous vegetation must be limited to: <ol style="list-style-type: none"> a. up to a maximum of two indigenous vegetation trees within a five year period on an allotment; and b. modification of trees that are damaged, dead or dying; or have sustained storm damage; or are fatally diseased such that: <ol style="list-style-type: none"> i. the tree(s) present a demonstrable imminent risk of serious harm to people or a building(s); ii. the demonstrable imminent risk of serious harm to people or buildings cannot be addressed via trimming under rule ECO-R3; and iii. an arborist who has attained the New Zealand Qualifications Authority New Zealand Diploma in Arboriculture Level 6 or equivalent qualification has certified in writing that Conditions i. and ii. above are met; or c. modification of planted indigenous vegetation where the applicant can demonstrate that it was not legally required to be planted for ecological restoration or enhancement purposes or as a biodiversity offset. 	<ol style="list-style-type: none"> 1. The necessity, extent and method of the proposed modification of indigenous trees to address the imminent demonstrated risk. 2. The species, size, location, and timing of planting of replacement indigenous vegetation to remedy the loss of indigenous tree(s). 3. Any remedial work necessary to restore the site after the modification activity is complete. 4. Public safety. 5. Measures to avoid, remedy or mitigate effects on tangata whenua values. 6. Methods and activities to ensure the maintenance of indigenous biodiversity. 7. Methods and activities to ensure positive ecological contributions of the modified trees on the application property. 	No.	Consent requirement.
ECO-R7	Restricted Discretionary Activity	<p>Trimming or modification of any indigenous vegetation that is:</p> <ol style="list-style-type: none"> 1. within an ecological site (Schedule 1); 2. a key indigenous tree species (ECO-Table 1) (excluding trees planted by humans); 3. a key indigenous tree (Schedule 2); 4. a rare and threatened vegetation species 	Note: For trees listed as a notable tree in Schedule 8 see TREE-R2, TREE-R3, and TREE-R4.	<ol style="list-style-type: none"> 1. Effects on: <ol style="list-style-type: none"> a. biodiversity values; b. visual, urban character and amenity values; c. the natural character of the coastal environment; d. public safety; e. any vegetation loss. 	N/A	Consent requirement for Rural Eco-Hamlet Precinct.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<p>(Schedule 3); 5. in or within 20 metres of a waterbody or the coastal marine area where it is not within an urban environment (excluding planted vegetation);</p> <p>and does not meet the permitted activity standards in ECO-R3, and is not a controlled activity under ECO-R6, is a restricted discretionary activity within the following zones and precincts:</p> <ul style="list-style-type: none"> - General Residential Zone - High Density Residential Zone - Ngārara Development Area - Waikanae North Development Area - Airport Zone - Town Centre Zone - Metropolitan Centre Zone - Hospital Zone - General Industrial Zone - Local Centre Zone - Mixed Use Zone - Rural Lifestyle Zone - Rural Eco-Hamlet Precinct - Future Urban Zone - Open Space Zone 		<p>f. Tangata whenua values.</p> <p>2. The degree to which the trimming or removal of affected vegetation will provide for the health and safety of people, property and the environment through the management of fire risk.</p>		
ECO-R10	Restricted Discretionary Activity	Trimming or modification of indigenous vegetation that is within the Rural Production Zone, Rural Dunes Precinct, Natural Open Space Zone or a River Corridor that does not comply with one or more of the permitted activity standards in ECO-R4.		<p>1. Consideration of the effects of the standard not met.</p> <p>2. Effects on the indigenous vegetation and/or habitats of indigenous fauna including:</p> <ul style="list-style-type: none"> a. habitat loss; b. biodiversity values; c. visual and amenity values; <p>3. Measures to avoid, remedy or mitigate adverse effects.</p>	N/A	Consent requirement for non-compliance with ECO-R4.
ECO-R11	Restricted Discretionary Activity	Installation, maintenance and upgrading of underground network utilities within the drip line of indigenous vegetation in Schedules 1, 2, 3 or ECO-Table 1 that does not comply with one or more of the permitted activity standards in ECO-R5.		<p>1. Consideration of the effects of the standard not met.</p> <p>2. Effects on the indigenous vegetation or habitats of indigenous fauna.</p> <p>3. Measures to avoid, remedy or mitigate adverse effects.</p>	N/A	N/A

Earthworks

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
EW-R2	Permitted Activity	Earthworks, excluding those listed in EW-R3, in all areas except areas subject to flood hazards, outstanding natural features and landscapes, ecological sites, geological features, areas of outstanding natural character, areas of high natural character.	<p>1. Earthworks must not be undertaken:</p> <ul style="list-style-type: none"> a. on slopes of more than 28 degrees; or b. within 20 metres of a waterbody, including wetlands and coastal water. <p>2. In all other areas except as provided for in Standard 3, earthworks must not:</p>		No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>a. disturb more than 50m³ (volume) of land per subject site in residential zones, working zones, natural open space zones and open space zones (excluding the Private Recreation and Leisure Precinct) within a 5 year period;</p> <p>b. disturb more than 100m³ (volume) of land per subject site in rural zones within a 5 year period; and</p> <p>c. alter the original ground level by more than 1 metre, measured vertically.</p> <p>This standard applies whether in relation to a particular earthwork or as a total of cumulative earthworks within the specified period.</p> <p>3. Earthworks for the construction of permitted telecommunications and radio communication facilities, and their maintenance, renewal and minor upgrading outside legal road, provided that the earthworks do not alter the original ground level by more than 1.5 metres measured vertically, except piling associated with the installation of a network utility.</p> <p>4. Standards 1 and 2 under this rule do not apply, to:</p> <p>a. earthworks associated with farm and forestry tracks permitted under GRUZ-R4, RPROZ-R4, RLZ-R4 and FUZ-R4;</p> <p>b. planting trees;</p> <p>c. removing trees;</p> <p>d. horticultural root ripping;</p> <p>e. digging offal pits</p> <p>f. burying dead stock and plant waste;</p> <p>g. drilling bores;</p> <p>h. installing and maintaining services such as water pipes and troughs;</p> <p>i. or where a more specific earthworks provision is provided for in the zone or precinct methods;</p> <p>j. earthworks required to effect a subdivision of land in the Ōtaki South Precinct under SUB-WORK-R45.</p> <p>5. Any earthworks must ensure that:</p> <p>a. Surface runoff from the subject site is isolated from other subject sites and existing infrastructure; and</p> <p>b. The potential for silt and sediment to enter the stormwater system or waterbodies in surface runoff from the subject site, is minimised; and</p> <p>c. Erosion and sediment control measures are installed and maintained for the duration of the construction period, where necessary.</p> <p>6. Accidental Discovery Protocol (HH-Table 1) to be followed for any accidental discovery of a waahi tapu or other cultural site.</p> <p>a. Accidental Discovery Protocol – should a waahi tapu or other cultural site be unearthed during earthworks the contractor and/or owner must:-</p> <p>i. cease operations;</p> <p>ii. inform local iwi;</p> <p>iii. inform Heritage New Zealand and apply for the</p>			

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			appropriate authority if required; iv. take appropriate action, after discussion with Heritage New Zealand, Council and Iwi to remedy damage and/or restore the site. 7. Standards (2) and (3) do not apply to earthworks required to effect a subdivision of land in the Ōtaki South Precinct under SUB-WORK-R46.			
EW-R5	Restricted Discretionary Activity	Earthworks not complying with one or more of the permitted activity standards in EW-R2 or EW-R3.		1. The degree of compliance with the Kāpiti Coast District Council Land Development Minimum Requirements. 2. The effects on water collection areas. 3. The degree of compliance with any applicable Environmental Management Plan or Structure Plan applicable to the development. 4. Ecological effects. 5. Visual and amenity effects.	N/A	Consent requirement for non-compliance with EW-R2.

Noise

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
NOISE-R2	Permitted Activity	Noise from activities (excluding plantation forestry activities that are regulated under the NESPF) located within the Rural Zones, River Corridor, Natural Open Space Zone and Open Space Zone.	1. Excluding the activities provided for in Rules NOISE-R8 to NOISE-R15, noise emission levels must comply with the limits in NOISE-Table 2. 2. Compliance locations in Rural Zones shall be at the notional boundary of any residential unit (excluding visitor accommodation which is not temporary residential rental accommodation). 3. Noise measurements must be undertaken in accordance with the procedures set out in NZS6801:2008 Acoustics - Measurement of Environmental Sound and must be assessed in accordance with NZS6802:2008 Acoustics – Environmental Noise. 4. The following activities are exempt from standard 1 above: a. any residential activity (excluding visitor accommodation which is not temporary residential rental accommodation) including non-commercial private gatherings, spontaneous social activities and non-commercial children's play; b. any warning device used by emergency services for emergency purposes; c. noise from fixed plant that is used solely for emergency purposes. Examples of such equipment are alarms, standby generator sets that are used to supply electricity only at times of electrical supply failure, or for plant used only during life threatening situations such as smoke fans or sprinkler pumps and is not used to generate power for the national grid; d. vehicles on public roads or trains on rail lines, including at railway yards, railway sidings or stations		No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>and level crossing warning devices;</p> <p>e. in Rural Zones, livestock noise, mobile sources associated with primary production activities and temporary activities required by normal agricultural and horticultural practice, such as cropping and harvesting; and</p> <p>f. in Rural Zones, noise from helicopter landing areas and landing strips for fixed wing aircraft that are associated with primary production activities and where a maximum of 10 flight movements take place in any calendar month, or where maximum LAFmax sound levels at any rural dwelling or Residential Zone site boundary does not exceed LAFmax 90 dB for daytime LAFmax 70 dB at night time.</p>			
NOISE-R10	Permitted Activity	Noise from activities associated with construction or demolition.	1. Construction noise must be measured and assessed in accordance with, and must comply with, NZS 6803:1999 Acoustics – Construction Noise.		Will comply.	N/A
NOISE-R14	Permitted Activity	Noise sensitive activities	<p>1. Any new or altered habitable room within a building that houses any noise sensitive activity (including rooms used for hospital recovery; but excluding rooms used for visitor accommodation, which is not temporary residential rental accommodation, outside of residential zones) on a subject site within any of the following:</p> <p>a. the area between the air noise boundary and the outer control boundary of the Kāpiti Coast Airport;</p> <p>b. Hospital Zone;</p> <p>c. any Centres Zone;</p> <p>d. General Industrial Zone;</p> <p>e. within 100m of the boundary of a designation for rail corridor purposes; and</p> <p>f. greater than 40m, and not greater than 80m, from the nearest edge of the carriageway of transportation noise effect route;</p> <p>must be protected from noise arising from outside the building by ensuring the external sound insulation level of the room achieves a performance standard of not less than $D_{2m,nT,w} + C_{tr} > 30$ dB.</p> <p>Compliance with standard 1 above shall be achieved by either:</p> <p>i. a statement by Licensed Building Practitioner that the construction of the external building elements of the new or altered habitable room conform with NOISE-Table 8 and that ventilation of these rooms conforms with the requirements of standard 4 below; or</p> <p>ii. constructing the habitable room in accordance with an acoustic design certificate prepared by an acoustic engineer acceptable to Council that describes the proposed design of the building that will achieve compliance with the specified performance standard for sound insulation with a ventilation system installed as required under standard 4 below; or</p>		Will comply.	N/A

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>iii. providing an acoustic design certificate prepared by an acoustic engineer acceptable to Council stating the outdoor free-field noise level at the most affected exterior wall of the building containing the habitable room will be unlikely to exceed;</p> <p>55 dB LAeq(1hr) for rail traffic noise 57 dB LAeq(24hr) for road traffic noise.</p> <p>2. Any new or altered habitable room within a building that houses any noise sensitive activity (including rooms used for hospital recovery; but excluding rooms used for visitor accommodation, which is not temporary residential rental accommodation, outside of residential zones) on a subject site within 40m of the nearest edge of the carriageway of any formed State Highway, or any transport corridor designated for State Highway purposes that has yet to be formed, must be protected from noise arising from outside the building by ensuring the external sound insulation level of the room achieves a performance standard of not less than $D_{2m,nT,w} + C_{tr} > 35$ dB.</p> <p>Compliance with standard 2) above shall be achieved by either:</p> <p>a. constructing the habitable room in accordance with an acoustic design certificate prepared by an acoustic engineer acceptable to Council that describes the proposed design of the building that will achieve compliance with the specified performance standards for sound insulation with a ventilation system installed as required under standard 4 below; or</p> <p>b. providing an acoustic design certificate prepared by an acoustic engineer acceptable to Council stating the outdoor noise level at the most affected exterior of the building containing the habitable room will be unlikely to exceed:</p> <p>57 dB LAeq(24hr) for road traffic noise.</p> <p>3. For any designated corridor that has yet to be formed, the location of the nearest edge of the carriageway shall be deemed to be as indicated on the drawings referenced in the designation conditions or an approved Outline Plan, whichever is the latest, or 5m inside the designation boundary if there are no such drawings or approved Outline Plan.</p> <p>4. Where habitable rooms required to be insulated under standards 1 or 2 contain operable windows, a ventilation system must also be installed. This ventilation system must:</p> <p>a. achieve the requirements of Section G4 – Ventilation of the New Zealand Building Code 2011, and, while meeting this minimum requirement, the sound of the system must not exceed 30 dB LAeq(30s) when measured 1m away from any grille or diffuser; and</p>			

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>b. provide ventilation at incremental rates controlled by the occupant up to a high air flow setting that provides at least 6 air changes per hour, and, while meeting this requirement, the sound of the system must not exceed 35 dB LAeq(30s) when measured 1m away from any grille or diffuser; and</p> <p>c. provide cooling that is controlled by the occupant and can maintain the temperature at no greater than 25oC; and</p> <p>d. result in air pressure inside the habitable room that is no more than 10Pa above ambient external air pressure.</p>			
NOISE-R21	Discretionary Activity	Any activity that is not identified as a permitted, controlled, restricted discretionary, discretionary, non-complying, or prohibited activity and does not comply with one or more of the permitted, controlled or restricted discretionary activity standards unless otherwise specifically stated.			N/A	Consent requirement for non-compliance with NOISE-R2.

Financial Contributions

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
FC-R4	Permitted Activity	Subdivision of land that results in the creation of an additional allotment(s)	<p>1. A financial contribution to the equivalent of one RUE shall be payable per each new additional Record of Title (allotment) as set out in FC-Table 1 and shall take into account any credits provided in FC-Table 1.</p> <p>2. The financial contribution shall be imposed as a condition of consent of any subdivision consent and:</p> <p>a. where money is to be taken, shall be payable prior to the issue of a certificate under Section 224 of the RMA.</p> <p>b. where land is to be taken, shall be vested on deposit of the survey plan.</p> <p>Exceptions:</p> <p>This standard does not apply:</p> <p>a. To the creation of allotments for a network utility.</p> <p>b. Where a title with an area less than 50m², provided that the title is for an allotment of a greater size forming part of the same subdivision.</p>		Will comply.	To be secured by final conditions of consent.

Natural Resources Plan

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
R48	Permitted Activity	<p>Stormwater from an individual property</p> <p>The discharge of stormwater into water, or onto or into land where it may enter a surface water body or coastal water, from an individual property is a permitted activity, provided the following conditions are met:</p>	<p>(a) the discharge does not originate from industrial or trade premises where hazardous substances are stored or used unless:</p> <ul style="list-style-type: none"> i. hazardous substances cannot enter the stormwater system, or ii. the stormwater contains no hazardous substances except petroleum hydrocarbons, and the stormwater is passed through an interceptor and the discharge does not contain more than 15 milligrams per litre of total petroleum hydrocarbons prior to release, and <p>(b) the discharge is not from, onto or into SLUR Category III land, unless the stormwater does not come into contact with SLUR Category III land, and</p> <p>(c) the discharge is not from a local authority stormwater network, a port, airport or state highway, and</p> <p>(d) the discharge shall not contain wastewater, and</p> <p>(e) the concentration of total suspended solids in the discharge shall not exceed:</p> <ul style="list-style-type: none"> i. 50g/m3 where the discharge enters a site or habitat identified in Schedule A (outstanding water bodies), Schedule C (mana whenua), Schedule F1 (rivers/lakes), Schedule F3 (identified natural wetlands), Schedule F4 (coastal sites), or Schedule H1 (contact recreation), or ii. 100g/m3 where the discharge enters any other water, and <p>(f) the discharge shall not cause any erosion of the channel or banks of the receiving water body or the coastal marine area, and</p> <p>(g) the discharge shall not give rise to the following effects beyond the zone of reasonable mixing:</p> <ul style="list-style-type: none"> i. the production of any conspicuous oil or grease films, scums or foams, or floatable or suspended materials, or ii. any conspicuous change in the colour or visual clarity, or iii. any emission of objectionable odour, or iv. the fresh water is unsuitable for consumption by farm animals, or v. any significant adverse effects on aquatic life. 		Will comply.	N/A
R49	Permitted Activity	<p>Stormwater from new subdivision and development</p> <p>The discharge of stormwater into water, or onto or into land where it may enter a surface water body or coastal water, including through an existing local authority or state highway stormwater network, from:</p> <p>(a) a new urban subdivision or new urban development associated with earthworks up to a total area of 3,000m²</p>	The discharge shall comply with the conditions of Rule R48 except condition R48(c).		No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<p>per property per 12 month period, or</p> <p>(b) a new or redeveloped state highway associated with earthworks up to a total area of 3,000 m², or</p> <p>(c) a new urban subdivision or new urban development, or new or redeveloped state highway in an area where a stormwater management strategy in accordance with Schedule N (stormwater strategy) applies</p> <p>is a permitted activity provided the following condition is met:</p>				
R50	Restricted Discretionary Activity	<p>Stormwater from new subdivision and development</p> <p>The discharge of stormwater from a new urban subdivision or new urban development, or new or redeveloped state highway into water, or onto or into land where it may enter a surface water body or coastal water, including through an existing local authority or state highway stormwater network, that is not permitted by Rule R49 is a restricted discretionary activity.</p>		<p>1. Measures to minimise the adverse effects of stormwater discharges in accordance with Policy P83, including the extent to which water sensitive urban design measures are employed</p> <p>2. Measures to manage runoff volumes and peak flows in accordance with Policy P84</p> <p>3. Requirements of any relevant local authority stormwater network discharge consent, including those set out in any relevant stormwater management strategy developed in accordance with Schedule N (stormwater strategy)</p>	N/A	Consent requirement for non-compliance with R49.
R63	Permitted Activity	<p>New or modified on-site domestic wastewater systems</p> <p>The discharge of domestic wastewater onto or into land where a contaminant may enter water, and the associated discharge of odour to air from an on-site domestic wastewater treatment and discharge system installed or modified after the date of 31 July 2015 is a permitted activity provided the following conditions are met:</p>	<p>(a) the discharge shall occur within the boundary of the property, and</p> <p>(b) the on-site domestic wastewater treatment and discharge system design shall meet the requirements of AS/NZS 1547:2012 – On-site Domestic Wastewater Management, and</p> <p>(c) the flow allowance used to calculate the system design flow must be no less than 145L per person per day where the water supply is provided by roof water collection, or no less than 180L per person per day for other sources of water supply, and</p> <p>(d) the discharge shall consist only of contaminants normally associated with domestic sewage, and</p> <p>(e) the discharge is not located within:</p> <p>(i) 20m of a surface water body, coastal marine area, or bore used for water abstraction for potable supply, or 50m from a bore used for water abstraction for potable supply when the discharge is from an on-site domestic wastewater treatment and discharge system installed after 31 July 2019, or</p> <p>(ii) 20m of the boundary of the property unless the land</p>		Will comply.	Relevant to Lots 1-7.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>discharge system consists of a pressure compensating drip irrigation system where the boundary set-back is 5m, or</p> <p>(iii) 0.1m of the soil surface unless it is covered permanently with a minimum of 0.1m of mulch or similar cover material, or</p> <p>(iv) a community drinking water supply protection area as shown on Map 39, Map 40, Map 41, Map 42 or Map 43, or</p> <p>(v) a property where there is a wastewater network available, and</p> <p>(f) the on-site domestic wastewater treatment and discharge system is operated and maintained in accordance with the system design specification for maintenance or, if there is no design specification,</p> <p>Section 6.3 and Appendices T and U of AS/NSZ 1547:2012 – On-Site Domestic Wastewater Management, and</p> <p>(g) the discharge shall not exceed 14,000L/week and a maximum daily volume of 2,000L, and</p> <p>(h) the wastewater is discharged evenly to the entire filtration surface of the discharge field and shall not cause ponding or surface runoff from the discharge area, and</p> <p>(i) the system is performing effectively, including the sludge and scum layers not occupying more than one half of the system primary tank volume, and</p> <p>(j) the following reserve areas shall be provided:</p> <p>(i) for primary treatment systems using a discharge field basal loading rate, the reserve area allocation must be not less than 100% of the discharge field, or</p> <p>(ii) for pressure compensating drip irrigation systems, no reserve area is required, or</p> <p>(iii) for all other systems, the reserve area must be not less than 50% of the discharge field, and</p> <p>(k) the discharge of odour is not offensive or objectionable beyond the boundary of the property.</p>			
R101	Permitted Activity	<p>Earthworks</p> <p>The use of land, and the associated discharge of sediment into water or onto or into land where it may enter water from earthworks up to a total area of 3,000m² per property per 12 month period is a</p>	<p>(a) soil or debris from earthworks is not placed where it can enter a surface water body or the coastal marine area, and</p> <p>(b) earthworks will not create or contribute to instability or subsidence of a slope or another land surface at or beyond the boundary of the property where the earthworks occurs, and</p>		No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		permitted activity, provided the following conditions are met:	<p>(c) any earthworks shall not, after the zone of reasonable mixing, result in any of the following effects in receiving waters:</p> <p>i. the production of conspicuous oil or grease films, scums of foams, or floatable or suspended materials, or</p> <p>ii. any conspicuous change in colour or visual clarity, or</p> <p>iii. any emission of objectionable odour, or</p> <p>iv. the rendering of fresh water unsuitable for consumption by animals, or</p> <p>v. any significant adverse effect on aquatic life, and</p> <p>(d) earthworks shall not occur within 5m of a surface water body except for earthworks undertaken in association with Rules R122, R125, R126, R127, R128, R130, R131, R132, R134, R137 and R139, and</p> <p>(e) work areas are stabilised within six months after the completion of the earthworks.</p>			
R104	Permitted Activity	Vegetation clearance on erosion prone land The use of land, and the associated discharge of sediment into water or onto or into land where it may enter water from vegetation clearance up to a total area of 2ha per property per 12 month period on erosion prone land is a permitted activity, provided the following conditions are met:	<p>(a) any soil or debris from the vegetation clearance is not placed where it can enter a surface water body or the coastal marine area, and</p> <p>(b) any soil disturbances associated with the vegetation clearance shall not after the zone of reasonable mixing, result in any of the following effects in receiving waters:</p> <p>i. the production of conspicuous oil or grease films, scums of foams, or floatable or suspended materials, or</p> <p>ii. any conspicuous change in colour or visual clarity, or</p> <p>iii. any emission of objectionable odour, or</p> <p>iv. the rendering of fresh water unsuitable for consumption by animals, or</p> <p>v. any significant effect on aquatic life, and</p> <p>(c) vegetation clearance shall not occur within 5m of a surface water body except for vegetation clearance undertaken in association with by Rules R122, R125, R126, R127, R128, R130, R131, R132, R134, R137 and R139.</p>		No.	Consent requirement.
R107	Discretionary Activity	Earthworks and vegetation clearance The use of land, and the associated discharge of sediment into water or onto or into land where it may enter water from earthworks, or vegetation clearance on erosion prone land that is not permitted by Rules R101, R102, R104 and R105, and not controlled by Rule R103, or not restricted discretionary by Rule R106 is a discretionary activity.			N/A	Consent requirement for non-compliance with R101 and R104.
R114	Permitted Activity	Planting and pest plant control in natural wetlands and outstanding natural wetlands – permitted activity The deliberate introduction or planting of a plant, and the removal or control of pest plants in the bed of a natural wetland, or	<p>(f) only indigenous wetland species typical of the area and wetland type are deliberately introduced or planted, and</p> <p>(g) only plant species that are not typical of the area and wetland type are deliberately removed or controlled, and</p>		Will comply	N/A

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<p>outstanding natural wetland including any associated:</p> <p>(a) disturbance of a river or lake bed, or foreshore or seabed, that forms part of a natural wetland or outstanding natural wetland, and</p> <p>(b) deposition in, on, or under a river or lake bed, or foreshore or seabed, that forms part of a natural wetland or outstanding natural wetland, and</p> <p>(c) damage to part of the foreshore or seabed that forms part of a natural wetland or outstanding natural wetland, and</p> <p>(d) diversion of water, and</p> <p>(e) discharge of sediment to water is a permitted activity provided the following conditions are met:</p>	<p>(h) only agrichemicals approved by the Environmental Protection Authority for use into and over water are used and the conditions of Rule R37 are met, and</p> <p>(i) agrichemicals are not applied by aerial spraying, and</p> <p>(j) only hand-held machinery is used in any area of the natural wetland or outstanding natural wetland, and</p> <p>(k) the activity shall comply with the wetland general conditions for activities in natural wetlands and outstanding natural wetlands specified above in Section 5.4.2.</p> <p>Note The Wellington Regional Council provides advice on its website and upon request regarding the management of wetlands, including appropriate species to plant (those that are typical of the area and wetland type) and appropriate pest plants to remove (those that are not typical of the area and wetland type).</p> <p>Rule R114 prevails over Regulation 38(1) and (2) of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 where the activity is the deliberate introduction or planting of a plant, or the removal or control of pest plants in the bed of a natural wetland or an outstanding natural wetland. Regulation 38 otherwise applies.</p>			
R117	Discretionary Activity	<p>Activities in natural wetlands –</p> <p>The following activities in a natural wetland except for those stipulated in and carried out in accordance with a wetland restoration management plan under Rule R116 or Regulation 39 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020:</p> <p>(a) the placement of structures, and</p> <p>(b) the discharge of water or contaminants not permitted by Rule R91, where the adverse effects on aquatic life are no more than minor, and</p> <p>(c) the clearance of indigenous wetland vegetation, (excluding the removal of pest plants under Rule R114 and the removal of plants for Māori customary use or for the use of an individual under R115, and vegetation clearance regulated by Regulations 43, 44, 45, 46, 47 and 54 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020),</p> <p>(d) activities not meeting the conditions of Rules R113, R114 or R115,</p> <p>including any associated:</p>	<p>Notes</p> <p>Rule R117(a) prevails over Regulation 42 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 for activities occurring in the bed a natural wetland, but that regulation applies to activities within specified setbacks from the bed of a natural wetland.</p> <p>Regulations 45 and 54 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 prevail over Rule R117(a) in respect of vegetation clearance, earthworks or land disturbance or taking, use, damming, diversion or discharge of water associated with the placement of a new structure in the bed of a natural wetland.</p> <p>Rule R117(c) prevails over Regulations 40, 41, 42 and 51 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020, for activities occurring in the bed of a natural wetland, but those regulations apply to activities within specified setbacks from the bed of a natural wetland.</p> <p>Regulation 54 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 prevails over Rule 117(c).</p>		N/A	Consent requirement for the discharge of stormwater and clearance of indigenous vegetation.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<p>(e) disturbance of a river or lake bed, or foreshore or seabed that forms part of a natural wetland, and</p> <p>(f) deposition in, on, or under a river or lake bed, or foreshore or seabed that forms part of a natural wetland, and</p> <p>(g) damage to a part of the foreshore or seabed that forms part of a natural wetland, and</p> <p>(h) diversion of water, and</p> <p>(i) discharge of sediment to water</p> <p>are discretionary activities.</p>				
R118	Non-Complying Activity	<p>Activities in natural wetlands – non-complying activity</p> <p>The following activities, in a natural wetland except for those stipulated in and carried out in accordance with a wetland restoration management plan under Rule R116 or Regulation 39 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020:</p> <p>(a) take, use, damming or diverting water into, within, or from the natural wetland, or the take and use of water within 50m of the natural wetland, and</p> <p>(b) land disturbance including excavation and deposition, and</p> <p>(c) reclamation of a natural wetland,</p> <p>including any associated:</p> <p>(d) disturbance of a river or lake bed, or foreshore or seabed that forms part of a natural wetland, and</p> <p>(e) deposition in, on, or under a river or lake bed, or foreshore or seabed that forms part of a natural wetland, and</p> <p>(f) damage to a part of the foreshore or seabed that forms part of a natural wetland, and</p> <p>(g) diversion of water, and</p> <p>(h) discharge of sediment to water</p> <p>are non-complying activities.</p>	<p>Notes</p> <p>Rule R118(a)-(c) prevails over Regulations 38-51 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020, but those regulations apply to damming or diverting water within 100m of the bed of a natural wetland and take and use within 50-100m of the bed of a natural wetland.</p> <p>Regulations 52, 53 and 54 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 prevail over Rule R118(a) and (b).</p> <p>Regulation 53 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 prevails over Rule R118(c).</p>		N/A	Consent requirement for the diversion of water into a natural wetland and the reclamation of a natural wetland.
R119	Discretionary Activity	<p>Activities in outstanding natural wetlands</p> <p>The following activities in an outstanding natural wetland identified in Schedule A3 (outstanding wetlands), except those stipulated in and carried out in accordance with a wetland restoration management plan under Rule R116 or Regulation 39 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020:</p>	<p>Notes</p> <p>Rule R119(a) prevails over Regulations 43, 44, 46, and 47 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 for activities occurring in the bed of an outstanding natural wetland, but those regulations apply to activities within specified setbacks from the bed of an outstanding natural wetland.</p> <p>Rule R119(b) prevails over Regulations 46 and 47 of the Resource Management (National Environmental</p>		N/A	N/A

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<p>(a) the maintenance, repair or replacement (like for like) of existing structures, and</p> <p>(b) maintenance, repair, replacement, or upgrade of existing Regionally Significant Infrastructure within Pauatahanui Inlet Saltmarsh, Pauatahanui Inlet Tidal Flats and Waikanae River Mouth, and</p> <p>(c) the placement of new structures of an area less than 10m² for the purpose of hunting and recreation (including maimai and jetties),</p> <p>(d) the removal of existing structures,</p> <p>(e) removal of pest plants that are not permitted by Rule R114</p> <p>are discretionary activities.</p>	<p>Standards for Freshwater) Regulations 2020 for activities occurring in the bed of an outstanding natural wetland, but those regulations apply to activities within specified setbacks from the bed of an outstanding natural wetland.</p> <p>Rule R119(c) prevails over Regulation 42 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 for activities occurring in the bed an outstanding natural wetland, but that regulation applies to activities within specified setbacks from the bed of an outstanding natural wetland.</p> <p>Rule R119(e) prevails over Regulation 39 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 for activities occurring in the bed of an outstanding natural wetland, but this regulation applies to activities within specified setbacks from the bed of an outstanding natural wetland.</p>			
R120	Non-Complying Activity	<p>Activities in outstanding natural wetlands – non-complying activity</p> <p>The following activities, in an outstanding natural wetland identified in Schedule A3 (outstanding wetlands), except for those stipulated in and carried out in accordance with a wetland restoration management plan under Rule R116 or Regulation 39 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020:</p> <p>(a) the discharge of water or contaminants, and</p> <p>(b) take, use, damming or diverting water into, within, or from the outstanding natural wetland, or the take and use of water within 50m of the outstanding natural wetland, and</p> <p>(c) the placement of new structures with an area 10m² or greater for the purpose of hunting and recreation (including maimai and jetties), and all other structures, and</p> <p>(d) land disturbance including excavation and deposition, and</p> <p>(e) vegetation clearance, excluding the removal of pest plants under Rule R114, and</p> <p>(f) other activities that are not discretionary under Rule R119 or prohibited by Rule R121, and</p> <p>(g) partial reclamation or partial drainage associated with the maintenance, repair, replacement or upgrade of existing Regionally Significant Infrastructure within Pauatahanui Inlet Saltmarsh, Pauatahanui Inlet Tidal Flats and Waikanae River Mouth</p>	<p>Note</p> <p>Rule R120(a)-(g) prevails over the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 for activities within the bed of an outstanding natural wetland, but those regulations apply to activities within specified setbacks from the bed of a natural wetland.</p>		N/A	Consent requirement for the discharge of water, the diversion of water and the placement of new structures exceeding 10m ² in area.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		are non-complying activities.				
R121	Prohibited Activity	<p>Reclamation or drainage of outstanding natural wetlands – prohibited activity</p> <p>Reclamation or drainage of all or part of an outstanding natural wetland identified in Schedule A3 (outstanding wetlands), except stipulated in and carried out in accordance with a wetland restoration management plan under Rule R116, or Regulation 39 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020, or Rule R120(g), is a prohibited activity.</p>	<p>Note</p> <p>Rule R121 prevails over the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 for reclamation or drainage within an outstanding natural wetland, but those regulations apply to reclamation or drainage within specified setbacks from a natural wetland.</p>		N/A	N/A
R125	Permitted Activity	<p>River crossing structures – permitted activity</p> <p>The placement or construction of a river crossing structure, including, but not limited to, weirs, fords and bridges, excluding culverts and a river crossing that dams a river, that is fixed in, on, under, or over the bed of a river, excluding activities regulated by the Resource Management (National Environmental Standards for Plantation Forestry) Regulations 2017, including any associated:</p> <p>(a) disturbance of the river or lake bed, and</p> <p>(b) deposition on the river or lake bed, and</p> <p>(c) diversion of water, and</p> <p>(d) discharge of sediment to water, and</p> <p>(e) temporary damming of water</p> <p>is a permitted activity, provided the following conditions are met:</p>	<p>(f) the activity shall comply with the beds of lakes and rivers general conditions specified above in Section 5.4.4, and</p> <p>(g) the river crossing that has any part of the structure fixed in or on the bed has a catchment area above the crossing of not more than:</p> <p>(i) 200ha in any catchment in the region on the eastern side of the Ruamāhanga River, or</p> <p>(ii) 50ha in any catchment in the region on the western side of the Ruamāhanga River, and</p> <p>(h) the formed crossing shall be no wider than what is required for the purpose of the crossing and the total area of the structure in or on the bed of the river shall not exceed 20m², and</p> <p>(i) the activity does not occur within a site identified in Schedule C (mana whenua), and</p> <p>(j) the placement of a weir other than a customary weir, in, on over or under the bed of any river or connected area must also comply with the following:</p> <p>(i) the fall height of the weir must be no more than 0.5m, and</p> <p>(ii) the slope of the weir must be no steeper than 1:30, and</p> <p>(iii) the face of the weir must have roughness elements that are mixed grade rocks of 150 to 200mm diameter and irregularly spaced no more than 90mm apart to create a hydraulically diverse flow structure across the weir (including any wetted margins), and</p> <p>(iv) the weir's lateral profile must be V-shaped, sloping up at the banks, and with a low-flow channel in the centre,</p>		Will comply.	N/A

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			with the lateral cross-section slope between 5° and 10°, and (k) for all new weirs (except customary weirs) and fords placed in rivers or connected areas, the information requirements of Regulations 62, and 64 and 67 as relevant for the structure of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 shall be provided as set out in the regulations.			

Culverts and Ancillary Culvert Structures

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
R126	Permitted Activity	<p>Culverts and ancillary culvert structures – permitted activity</p> <p>The placement of a culvert or an ancillary culvert structure that is fixed in, or on, the bed of a river excluding activities regulated by the Resource Management (National Environmental Standards for Plantation Forestry) Regulations 2017 including any associated: Natural Resources Plan for the Wellington Region 233</p> <p>(a) disturbance of the river or lake bed, and</p> <p>(b) deposition on the river or lake bed, and</p> <p>(c) diversion of water, and</p> <p>(d) discharge of sediment to water, and</p> <p>(e) temporary damming of water, is a permitted activity, provided the following conditions are met:</p>	<p>(f) the activity shall comply with the beds of lakes and rivers general conditions specified above in Section 5.4.4, except condition (l) (not altering the natural course of the river), and</p> <p>(g) the activity does not occur within a site identified in Schedule C (mana whenua), and</p> <p>(h) where multiple culverts are placed side by side, the total capacity of the multiple culverts shall not be less than that of a single culvert which complies with this rule, and</p> <p>(i) the culvert, associated fill and culvert placement shall comply with the following dimensions:</p> <p>(i) a maximum culvert length of 20m (excluding any ancillary culvert structure), and</p> <p>(ii) for circular culverts an external culvert diameter of 0.3m to 1.2m (inclusive), and</p> <p>(iii) for non-circular culverts an external width and height of 0.3m to 1.2m each (inclusive), and</p> <p>(iv) the culvert's width where it intersects with the bed of the river or connected area must be more than 1.3 times the width of the bed at that location,</p> <p>(v) a maximum fill height of 2m above the top of the culvert unless a spillway is constructed to enable the passage of a 5% annual exceedence probability (20 year return period) flood event without the fill being overtopped, and</p> <p>(j) a minimum culvert installation depth below the bed of 25% of the width of the culvert, or the culvert must be open</p>		No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>bottomed, and</p> <p>(k) the bed substrate must be present over the full length of the culvert and stable at the flow rate at or below which the water flows for 80% of the time; and</p> <p>(l) the culvert shall be positioned so that its alignment and gradient are the same as the river, and</p> <p>(m) the mean cross-sectional water velocity in the culvert must be no greater than that in all immediately adjoining river reaches; and</p> <p>(n) the culvert shall be constructed to allow:</p> <p>(i) the flow from a 5% annual exceedence probability (20 year return period) flood event without overtopping, unless the overtopping flows to a specifically designed spillway, and</p> <p>(ii) the flow from a two year return period flood event without any flow impediment, and</p> <p>(o) the culvert inlet and outlet shall be protected against erosion, and</p> <p>(p) any ancillary culvert structure shall not occupy a total bed area of greater than 10m², and</p> <p>(q) all steps shall be taken to minimise the release of sediment during construction, and</p> <p>(r) the culvert shall be constructed and maintained to avoid any aggradation or erosion of the bed, including any erosion at the inlet and outlet of the culvert, and</p> <p>(s) the culvert shall be constructed and maintained to avoid causing any flooding on any neighbouring properties, and</p> <p>(t) the culvert provides for continuity of geomorphic processes (such as the movement of sediment and debris); and</p> <p>(u) the information requirements of Regulations 62, 63 and 68 of the Resource Management (National Environmental Standards for Freshwater) Regulations 2020 shall be provided as set out in the regulation.</p>			
R142	Discretionary Activity	<p>Reclamation of the bed of a river or lake outside of a site identified in Schedule A1 (outstanding rivers), Schedule A2 (outstanding lakes) or Schedule C (mana whenua)</p> <p>The reclamation of the bed, or any part of the bed, of a river or lake outside of a site identified in Schedule A1 (outstanding rivers), Schedule A2 (outstanding lakes) or</p>			N/A	For the reclamation of part of Ngarara Stream.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
		<p>Schedule C (mana whenua) except where the reclamation is associated with the piping of a river, unless this piping is necessary to enable the operation, maintenance or upgrade of existing Regionally Significant Infrastructure, is a discretionary activity.</p> <p>Note Piping of a river does not include a culvert for the purpose of forming a reasonable crossing point. This is addressed by Rules R126 and R145.</p>				
R145	Discretionary Activity	<p>All other uses of river and lake beds</p> <p>All other uses that would otherwise contravene section 13(1) or 13(2) of the RMA and any associated activities under sections 14 or 15 of the RMA in, on, under or over river and lake beds that is not permitted, controlled or restricted discretionary by Rule R122 to Rule R129 is a discretionary activity, except for reclamation, damming and diverting of water.</p>			N/A	For the installation of culverts not complying with R126.
R147	Discretionary Activity	The damming or diverting of water within or from a river that does not meet Rules R122, R125, R126, R127, R128, R130, R131, R134, R137 and R138 and R159 is a discretionary activity, provided the following conditions are met:	<p>(a) the damming or diverting of water shall not result in river flows falling below minimum flows in chapters 7 to 11 of the Plan, and</p> <p>(b) the damming or diverting of water is not in any outstanding river identified in Schedule A1 (outstanding rivers).</p>		Yes	Consent requirement for the diversion of Ngarara Stream.
R159	Permitted Activity	Dewatering – permitted activity The take of groundwater and the associated diversion and discharge of that water for the purpose of dewatering a site (including the use of land associated with well pointing), is a permitted activity, provided the following conditions are met:	<p>(a) the take continues only for the time required to carry out the work but does not exceed one month, and</p> <p>(b) the discharge point is not located within 20m of a bore used for water abstraction for potable supply or stock water;</p> <p>(c) the take and diversion and discharge is not from, onto or into: SLUR Category III land, or within a community drinking water supply protection area shown on Maps 40, 41, 42 or 43, or land where an activity or industry described in the Ministry for the Environment Hazardous Activities and Industries List 2011 is, or has been undertaken, and</p> <p>(d) the take does not cause ground subsidence, and</p> <p>(e) the take does not deplete water in a surface water body, and</p> <p>(f) there is no flooding beyond the boundary of the property, and</p> <p>(g) where a discharge is to water, or to land where it may enter a surface water body, at the point of discharge the quality of the discharge</p>		No.	Consent requirement.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
			<p>shall not exceed:</p> <ol style="list-style-type: none"> 1. 50g/m³ of total suspended solids where the discharge is to a site or habitat identified in Schedule A (outstanding water bodies), Schedule C (mana whenua), Schedule F1 (rivers/lakes), Schedule F3 (identified natural wetlands), Schedule F4 (coastal sites) or Schedule H1 (contact recreation); or 2. 100g/m³ of total suspended solids where the discharge is to any site or habitat not referred to in condition (i); or 3. the maximum acceptable value (MAV) for any determinand in the Drinking-Water Standards New Zealand 2005 (Revised 2008) in a community drinking water supply protection area shown on Map 39, and after the zone of reasonable mixing, the discharge shall not cause: <ol style="list-style-type: none"> 1. a value in Schedule V for the protection of 99% of species to be exceeded in a river identified in Schedule F1 (rivers/lakes) having high macroinvertebrate community health; or 2. a value in Schedule V for the protection of 95% of species to be exceeded in any other river or lake; and <p>(h) where a discharge is onto or into land where it may enter groundwater within a community drinking water supply protection area shown on Maps 40, 41, 42 or 43, the quality of the discharge at the discharge point shall not exceed the maximum acceptable value (MAV) for any determinand in the Drinking-Water Standards New Zealand 2005 (Revised 2008), and</p> <p>(i) where the dewatering is located within the Hutt Valley Aquifer Protection Zone shown on Map 49, any construction or removal of building foundations or earth retention structures or excavation (permanent or temporary) associated with the dewatering does not exceed a depth of 5m below the natural ground level.</p>			
R160	Restricted Discretionary	<p>Dewatering – restricted discretionary activity</p> <p>The take of groundwater and the associated diversion and discharge of that water (including the use of land associated with well pointing) for the purpose of dewatering a site that is not permitted by Rule R159 is a restricted discretionary activity, provided the following condition is met:</p>	<p>(a) where the dewatering is located within a community drinking water supply protection area shown on Map 40, Map 41, Map 42 or Map 43, or the Hutt Valley Aquifer Protection Zone shown on Map 49, any construction or removal of building foundations or earth retention structures or excavation (permanent or temporary) associated with the dewatering does not exceed a depth of 5m below the natural ground level.</p>	<p>Matters for discretion</p> <ol style="list-style-type: none"> 1. Duration, location, volume and rate of take, diversion or discharge 2. Quality of the discharge 3. Effects of land subsidence 4. Interference effects on lawfully existing water takes 5. Effects on surface water bodies 6. Effects of contamination on land, soil and water 7. Measuring, monitoring and reporting <p>Note</p>	Yes.	Consent requirement for dewatering not complying with R159.

Rule	Activity Status	Description	Standards	Matters of Discretion or Control	Compliance	Comment
				Dewatering activity that does not comply with Rule R160 is managed under Rule R168.		

National Environmental Standards for Freshwater

Construction of wetland utility structures

Regulation	Description	Conditions	Comment
42- Restricted Discretionary Activities	<p>(1) Vegetation clearance within, or within a 10 m setback from, a natural inland wetland is a restricted discretionary activity if it is for the purpose of constructing a wetland utility structure.</p> <p>(2) Earthworks or land disturbance within, or within a 10 m setback from, a natural inland wetland is a restricted discretionary activity if it is for the purpose of constructing a wetland utility structure.</p> <p>(3) The taking, use, damming, or diversion of water within, or within a 100 m setback from, a natural inland wetland is a restricted discretionary activity if—</p> <p>(a) the activity is for the purpose of constructing a wetland utility structure; and</p> <p>(b) there is a hydrological connection between the taking, use, damming, or diversion and the wetland; and</p> <p>(c) the taking, use, damming, or diversion will change, or is likely to change, the water level range or hydrological function of the wetland; and</p> <p>(d) the activity complies with the conditions.</p> <p>(3A) The discharge of water into water within, or within a 100 m setback from, a natural inland wetland is a restricted discretionary activity if—</p> <p>(a) the discharge is for the purpose of constructing a wetland utility structure; and</p> <p>(b) there is a hydrological connection between the discharge and the wetland; and</p> <p>(c) the discharge will enter the wetland; and</p> <p>(d) the discharge will change, or is likely to change, the water level range or hydrological function of the wetland; and</p> <p>(e) it complies with the conditions.</p>	<p>(4) The conditions are that—</p> <p>(a) the activity must be undertaken only for as long as necessary to achieve its purpose; and</p> <p>(b) before the activity starts, a record must be made (for example, by taking photographs) of the original condition of the natural inland wetland's bed profile and hydrological regime that is sufficiently detailed to enable compliance with paragraph (c) to be verified; and</p> <p>(c) the bed profile and hydrological regime of the natural inland wetland must be returned to their original condition no later than 30 days after the start of the activity.</p> <p>(5) However, the condition in subclause (4)(c) does not apply to any part of the bed that is in direct contact with the wetland utility structure.</p>	<p>Consent requirement for:</p> <ul style="list-style-type: none"> Vegetation clearance within, or within a 10m setback from, a natural inland wetland for the purpose of constructing a wetland utility structure; and Earthworks or land disturbance within, or within a 10m setback from, a natural inland wetland for the purpose of constructing a wetland utility structure.

Drainage of natural inland wetlands

Regulation	Description	Conditions	Comment
53 - Prohibited Activities	<p>(1) Earthworks within a natural inland wetland is a prohibited activity if it—</p> <p>(a) results, or is likely to result, in the complete or partial drainage of all</p>		Relevant to earthworks within natural inland wetlands.

	<p>or part of a natural inland wetland; and (b) does not have another status under any of regulations 38 to 51.</p> <p>(2) The taking, use, damming, or diversion of water within a natural inland wetland is a prohibited activity if it— (a) results, or is likely to result, in the complete or partial drainage of all or part of a natural inland wetland; and (b) does not have another status under any of regulations 38 to 51.</p>		
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Other Activities

Regulation	Description	Conditions	Comment
54 - Non-Complying Activity	<p>The following activities are non-complying activities if they do not have another status under this subpart:</p> <p>(a) vegetation clearance within, or within a 10 m setback from, a natural inland wetland:</p> <p>(b) earthworks within, or within a 10 m setback from, a natural inland wetland:</p> <p>(c) the taking, use, damming, or diversion of water within, or within a 100 m setback from, a natural inland wetland if— (i) there is a hydrological connection between the taking, use, damming, or diversion and the wetland; and (ii) the taking, use, damming, or diversion will change, or is likely to change, the water level range or hydrological function of the wetland:</p> <p>(d) the discharge of water into water within, or within a 100 m setback from, a natural inland wetland if— (i) there is a hydrological connection between the discharge and the wetland; and (ii) the discharge will enter the wetland; and (iii) the discharge will change, or is likely to change, the water level range or hydrological function of the wetland.</p>		<p>For:</p> <ul style="list-style-type: none"> ▪ Vegetation clearance within, or within a 10m setback from a natural inland wetland; ▪ Earthworks within, or within a 10m setback from, a natural inland wetland; and ▪ The taking, use, damming or diversion of water within, or within a 100m setback from, a natural inland wetland.

Reclamation of Rivers

Regulation	Description	Conditions	Comment
57 - Discretionary Activity	<p>(1) Reclamation of the bed of any river is a discretionary activity.</p> <p>(2) A resource consent for a discretionary activity under this regulation must not be granted unless the consent authority has first— (a) satisfied itself that there is a functional need for the reclamation of the river bed in that location; and (b) applied the effects management hierarchy.</p>		For works to Ngarara Stream.

Culverts

Regulation	Description	Conditions	Comment
71	Refer to Reg 71	Refer to Reg 71	For the installation of culverts in Ngarara Stream.