Appendix A – Recommended Amendments to the Temporary Activities Chapter

KEY

Red Underlined – Additions recommended as part of s42A Report HS5

~~Red Strikethrough~~ – Deletions recommended as part of s42A Report HS5

Green Underlined – Additions recommended as part of Supplementary Evidence for HS7

~~Green Strikethrough~~ – Deletions recommended as part of Supplementary Evidence for HS7

TEMPORARY ACTIVITIES - TEMP

Overview

Temporary activities are activities of a short-term duration. The Plan recognises the contribution that *temporary activities* such as *temporary events* make to the social, economic and cultural well-being of communities and to the vitality of the District.

Temporary events can be musical, cultural, theatrical, educational, recreational or sporting in nature and include events such as fairs, concerts, festivals, parades, and market days held primarily outdoors and /or in *public places*.

In addition to community focused events, *temporary activities* in the District Plan also encompass *commercial filming*, *temporary military training* and *emergency service training* exercises, mobile trading, storage, and *construction activities*.

Temporary activities incorporate both the activities and *structures* to facilitate the activities.

Temporary activities have the potential to generate adverse *effects*, particularly resulting from *noise* and traffic, and they may temporarily restrict public access to *public places*. However, any inconvenience or nuisance that may arise from these activities tends to be tolerated by the community and neighbouring properties because the activities and their *effects* are short-term in nature.

The District Plan seeks to enable *temporary activities* whilst managing any resulting adverse environmental *effects* in accordance with community expectation and tolerance.

Objectives

TEMP-O1 *Temporary activities* are planned, located and managed to minimise adverse *effects* on *amenity values*, people and their activities ~~communities~~ and the natural environment. ~~and the underlying relationship Ngāi Tahu hold with the natural environment~~ The values mana whenua hold

regarding mauri of whenua, wai, ecosystems, mahinga kai, their whakapapa connections to place, and the ethic of ki uta ki tai are also recognised and provided for.

TEMP-O2 *Temporary events* contribute to a vibrant district and enhance the social, economic and cultural well-being of communities.

TEMP-O3 *Temporary activities* necessary to complete building and *construction activities* are provided for.

TEMP-O4 *Temporary military training activities* and *emergency service training activities* are provided for.

TEMP-O5 Relocatable *buildings* are recognised as an alternative housing type where they maintain the visual amenity values of the area.

Policies

TEMP-P1 Enable *temporary activities* provided their *effects* are compatible with the level of amenity anticipated for the site and surrounding environment, ~~will not significantly impact on Ngāi Tahu cultural values,~~ and any adverse effects on the mauri of the whenua or wai, mahinga kai species or other Ngāi Tahu cultural values are avoided, remedied, or mitigated or are within a range that can be tolerated given their short-term nature.

TEMP-P2 Recognise that purpose-built event facilities are designed to cater for *temporary events*.

TEMP-P3 Recognise that for public spaces, *temporary events* are anticipated as part of the civic life of the community.

TEMP-P4 Permit small and medium-scale events, subject to controls on event duration, frequency and hours of operation on private land.

TEMP-P5 Whilst recognising that *noise* is an anticipated component of *temporary events* and filming, ensure that *temporary activities* that exceed permitted *noise* levels demonstrate the *noise effects* are appropriate, having regard to:

1. The existing ambient *noise* levels and the character and amenity of the adjacent properties;
2. The length of time that permitted *noise* levels will be exceeded, particularly at night;
3. The extent to which the *noise effects* can be appropriately mitigated; and
4. The positive *effects* associated with the event.

TEMP-P6 Manage traffic generation and parking associated with *temporary activities* so that *road* safety and network efficiency is not compromised.

TEMP-P7 Ensure *temporary activities* related to storage, *building* and *construction activities* are carried out with minimal disturbance to adjoining properties and visual *amenity values* and, following the completion of construction, any damage to public spaces is remediated.

TEMP-P8 Enable *temporary military* and *emergency service training* activities, recognising their national and regional importance through a higher threshold of tolerance for temporary adverse amenity *effects*.

TEMP-P9 Provide for the *demolition* and *relocation* of *buildings* where reconstruction, repair or reinstatement works are limited in duration and *sites* are restored so that the character and *amenity values* of the surrounding area are maintained.

TEMP-P10 Enable short-term use of temporary utilities needed for other temporary activities or for emergency purposes.

Notes

Note 1	Provisions in Other Chapters
	The provisions in this chapter take precedence over any other provisions of the Proposed District Plan, with the exception of Historical & Cultural Values Chapters: Ecosystems and Indigenous Biodiversity; Historic Heritage, Notable Trees and Sites and Areas of Significant to Māori; and General District-wide Matters: Activities on the Surface of Water, Noise and Signs. ~~apply in addition to the provisions of the other chapters in the District Plan and the plan should be read as a whole. This chapter also implements other chapters in the District Plan that do not have specific rules such as Sites and Areas of Significance to Māori and Mana Whenua.~~ For Temporary Events within the Special Purpose Zones and the Mandeville Aviation and Rail Precinct (Settlement Zone) see the respective zone chapter.

Rules

TEMP-R1	*Temporary Events*	
All Zones except Sport and Active Recreation Zone, Natural Open Space Zone, All Special Purpose Zones, and PREC8 Mandeville	**Activity Status:** Permitted Where: 1. The *Temporary Event* is held within a permanent, purpose-built venue, hotel complex, conference centre, or civic *buildings*, whether indoors or outdoors; or 2. The *Temporary Event* is held on Council-owned *land*; or 3. The maximum number of persons on the *site* of the event does not exceed 1,000 (inclusive of organisers and staff onsite); and	**Activity status where compliance is not achieved with:** **TEMP-R1(1) to TEMP-R1(7):** Restricted Discretionary **Matters of discretion:** 1. The ongoing *effects* on the *amenity values* of the *site* and surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity, including the necessity of a *Traffic Management Plan.*

Aviation and Rail Precinct	4. The duration of the *temporary event* (excluding set up and take-down periods) must not exceed three consecutive days; and 5. The total number of events that may occur on any one *site* in any calendar year must not exceed: (a) two events in the General Residential zone, Medium Density Residential zone, Large Lot Residential Zone and Settlement Zone; (b) six events in all other zones; and 6. The activity takes place between the hours of 7:00 am and 10.00 pm; and 7. All *structures* and equipment are removed from the *site* within 3 working days of the completion of the event. *Note: Noise limits apply, refer to NOISE-R10 Noise from Temporary Events*	3. Waste minimisation and management measures. 4. Adequate sanitation for event attendees. 5. Management of Health and Safety. 6. *Noise.* 7. Lighting.
Sport and Active Recreation Zone, Natural Open Space Zone	**Activity Status:** Permitted Where: 8. *Temporary Events* for 100 people or more shall be setback at least 25m from the *boundary* of a Residential zone; and Except that: (a) no *setback* is required for the Showground Precinct. 9. The duration of the *temporary event* (excluding set up and take-down periods) must not exceed three consecutive days.	**Activity status where compliance is not achieved with:** **TEMP-R1(8) and TEMP-R1(9):** Restricted Discretionary **Matters of discretion:** 1. The *amenity values* of the *site* and surrounding properties. 2. Waste minimisation and management measures. 3. *Noise.* 4. Management of Health and Safety. 5. Lighting.

	Note: Noise limits apply, refer to NOISE-R10 Noise from Temporary Events	6. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity, including the necessity of a *Traffic Management Plan.*
TEMP-R2	**Temporary buildings and structures associated with construction**	
All Zones	**Activity status:** Permitted Where: 1. Any temporary building (including a Relocated Building), scaffolding, crane, safety fences, and other similar structures and activities that: (a) are located on the same *site* as the construction activity; and (b) do not exceed a maximum duration of 12 months, or the duration of the construction project, whichever is the lesser, on any *site*; and (c) do not exceed a total of 50m² in *Gross Floor Area* on any *site*; and (d) are removed from the *site* within 14 days of completion of physical works associated with the project; and 2. The *site* shall be left clean and tidy within one month of completion of physical works associated with the project.	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. The extent and *effect* of the duration of the *buildings* and *structures* on *site* on the *amenity values* of the surrounding properties. 2. Outlook, shading and loss of privacy to any nearby properties. 3. Location and design of the buildings.
TEMP-R3	**Temporary Storage**	
All Zones	**Activity status:** Permitted Where: 1. The temporary storage or stacking of goods or materials, ~~other than for farming purposes,~~ does not remain on the	**Activity status where compliance is not achieved:** N/A *Note: Any temporary storage which fails to meet this permitted activity rule is subject to the rules of the relevant Zone.*

	site for longer than 3 months and does not exceed 50m² in *gross floor area*.	
TEMP-R4	***Commercial filming* including any ancillary temporary *building* or *structure***	
All Zones	**Activity status:** Permitted Where: 1. The filming does not exceed 30 days on any *site* in a calendar year. 2. All building and structures are removed from the site upon completion of filming, and any damage incurred in public *places* is remediated.	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. The extent and *effect* of the duration and hours of the operation on the *amenity values* of the *site* and surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity. 3. Waste minimisation and management measures, including adequate sanitation. 4. Management of Health and Safety. 5. Noise. 6. Lighting. 7. Impacts on Ngāi Tahu cultural values, including those listed in the MW2.3.
TEMP-R5	**Temporary Military Training**	
All Zones	**Activity status:** Permitted Where: 1. The activity is carried out pursuant to the Defence Act 1990; and	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:**

	2. The activity is carried out for no longer than 31 days on the *site* in any one calendar year, excluding set up and take down which can occur one week immediately prior to and one week immediately following the activity; and 3. The *site* is returned to its original condition, no more than ten days after the end of the activity; and 4. The activity complies with the temporary military training provisions in the Noise Chapter.	1. The extent and effect of the duration and hours and timing of the operation on the *amenity values* of the surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity. 3. The extent of adverse *effects* arising from *noise and lighting.* 4. Waste minimisation and management measures. 5. Impacts on Ngāi Tahu cultural values, including those listed in the MW2.3.
TEMP-R6	**Mobile trading in a *public place*, not ancillary to another *temporary activity***	
All Zones	**Activity status:** Permitted *Note: The location and frequency of mobile trading in a public place is regulated by licenses issued by the Council and require compliance with the relevant policies, bylaws and reserve management plans.*	**Activity status where compliance is not achieved:** N/A
TEMP-R7	***Emergency services training activity***	
All zones	**Activity status:** Permitted Where: 1. The activity is carried out for no longer than 31 days on the *site* in any one calendar year, excluding set up and take down of buildings and structures, which can occur one week immediately prior to and one week immediately following the activity; and 2. The *site* is returned to its original condition, no more than ten days after the end of the activity.	**Activity status where compliance is not achieved:** Restricted Discretionary. **Matters of discretion:** 1. The extent and *effect* of the duration and hours and timing of the operation on the *amenity values* of the surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity. 3. The extent of adverse *effects* arising from *noise.*

		4. Waste minimisation and management measures. 5. Impacts on Ngāi Tahu cultural values, including those listed in the MW2.3.
TEMP-R8	**Relocated *Buildings***	
All zones	**Activity Status:** Permitted Where: 1. Any relocated *building* complies with the relevant standards for *buildings* in the relevant zone; and 2. A *building* pre-inspection report shall accompany the application for a *building* consent for the destination *site*. That report is to identify all reinstatement works that are to be completed to the exterior of the *building*. The report shall include a certification by the property owner that the reinstatement works shall be completed within the specified 12 month period; and 3. The *building* shall be located on permanent foundations approved by *building* consent, within 2 months of the *building* being moved to the *site*; and 4. All other reinstatement work required by the *building* inspection report and the *building* consent to reinstate the exterior of any relocated dwelling shall be completed within 12 months of the *building* being delivered to the *site*. Without limiting (3) (above) reinstatement work is to include connections to all *infrastructure* services and closing in and ventilation of the foundations.	**Activity status where compliance is not achieved:** Restricted Discretionary. **Matters of discretion:** 1. The matters of discretion of any breached standard for *buildings* in the relevant zone. 2. External appearance and *amenity values.* 3. The timeframe for completion and reasons for delay. 4. Health and safety. 5. Any bond or other condition required to ensure completion of any *restoration* work.

TEMP-R9	***Demolition* of *buildings*, *structures* and vegetation**	
All zones	**Activity Status:** Permitted Where: 1. *Demolition*, provided that within 180 working days of its commencement all material and debris resulting from the *demolition* is removed.	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. External appearance and *amenity values* of the surrounding properties and streetscape. 2. The timeframe for completion and reasons for delay 3. Health and safety. 4. Any bond or other condition required to ensure completion of any *restoration* work.
TEMP-R10	**Temporary Network Utilities**	
All zones	**Activity Status:** Permitted Any temporary utilities that: 1. are required to provide an emergency service; or 2. are related to, and required in respect of, a permitted temporary activity specified in this chapter of the District Plan, or 3. are located on a site for a duration which does not exceed 12 months.	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. The extent and *effect* of the duration of the operation on the *amenity values* of the surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity. 3. The extent of adverse *effects* arising from *noise*. 4. Waste minimisation and management measures. 5. Health and safety.

		6. Impacts on Ngāi Tahu cultural values, including those listed in the MW2.3.
TEMP-R~~10~~ 11	**Any other temporary activity**	
All zones	**Activity Status:** Discretionary 1. Any temporary activities, including associated buildings, not otherwise provided for in the list of rules	