

# Waitomo District Council

Hearing on submissions on the Proposed Waitomo District Plan

## Report and Decisions of the Independent Hearing Commissioners

Decision Report:

Chapter 40. Temporary Activities

19 June 2025

Commissioners

Greg Hill (Chair)

**Wikitōria Tāne**

Allan Goddard

Phil Brodie

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## 1. Introduction

1. This Decision Report relates to all the submissions received by the Waitomo District Council (Council) on chapter 40 temporary activities. This includes related provisions within the Proposed Waitomo District Plan (PDP) such as Definitions (Chapter 9) and Appendices and Schedules (Part 4).
2. The chapter seeks to provide for short-term events such as concerts, festivals, markets, sporting events, and unique local occasions like the annual sheep muster, that contribute to the social, economic, and cultural wellbeing of the community.

## 2. Hearing arrangements

3. The hearing was held in person and online **on 16 and 17 July 2024 in Council's** offices at 15 Queen Street, Te Kūiti. All of the relevant information pertaining to this hearing (i.e., section 42A reports, legal submissions and evidence) is **contained on Council's website**. The following parties submitted on this chapter:

Submission No	Submitter
24	Ministry of Education (MoE)
21	New Zealand Defence Force (NZDF)
17	Waka Kotahi
16	Fire and Emergency New Zealand (FENZ)
51	KiwiRail Holdings Ltd
FS23	Te Nehenehenui Trust

4. No submitters appeared at the hearing in relation to this matter.

## 3. Section 42A Report and Addendum Report

5. Unless otherwise stated in the Panel decision below, the Panel have elected to adopt the outcomes of the Section 42A Report and further amendments made in the Section 42A Addendum Report on this chapter.

## 4. Panel decision

6. Having considered the submissions, the Panel agreed with the aim of chapter 40 to provide for temporary activities within each zone, while maintaining the necessary and expected levels of amenity. The Panel found that:
  - Temporary activities **are an important part of the community's fabric**. Although they may generate higher-than-usual effects, such as increased noise, traffic or limited public access, **the plan's provisions** appropriately enable temporary activities where effects are short-term and within specified parameters.

- Resource consents should only be required for events with significant adverse effects.
  - It is appropriate to make specific provision for commercial filming, emergency management, temporary military training activities and temporary buildings associated with construction
  - It is necessary to align the chapter with the Waitomo District Comprehensive Reserve Management Plan to avoid duplication of provisions when considering large-scale public and private temporary events on reserves.
7. The Panel also consider it is necessary to add two advice notes to direct plan users to the appropriate provisions in the noise chapter. These read:
- Note: For emergency management activities see NOISE-R10.*
- Note: For temporary military training activities see NOISE-R2.*
8. Section 32AA: The proposed amendments signpost plan users to the applicable rules in the noise chapter. These amendments do not have the effect of changing how **the plan's provisions** are implemented. No section 32AA evaluation is required.
9. The Panel agreed with the evidence filed by the New Zealand Defence Force and the resulting amendment in the Section 42A Addendum Report. This amendment, by way of advice note, has the effect of clarifying that the provisions contained in the coastal environment chapter do not apply to temporary military training activities.
10. Section 32AA: The proposed amendment upholds the intention of the plan not to inhibit activities associated with emergency management and response and temporary military training activities. The **plan's provisions recognise that these** activities are transient in nature and effects, and have a wider social and community benefit. No section 32AA evaluation is required.
11. Otherwise, unless stated in the Panel decision above, the Panel has elected to adopt the recommendations in the Section 42A Report. No further amendments were made in the Section 42A Addendum Report on this chapter.

## 5. Conclusion

12. The Panel accepts the recommendations in the section 42A reports and where noted above, the evidence filed by the submitters. The reasons for this are those set out in the section 42A reports, the evidence, and provided in this Decision; collectively forming the section 32AA assessment informing this Decision.
13. Overall, the Panel is satisfied that the provisions of chapter as amended will provide a suitable framework for enabling the public benefits of temporary activities, whilst managing any transient adverse effects.
14. The Panel accepts, accepts in part, or rejects the submissions as set out in the section 42A reports.

For the Hearing Panel

A handwritten signature in dark ink, appearing to read "Greg Hill", followed by a period.

Greg Hill, Chair

Dated: 19 June 2025

## 6. Appendix 1 – Submission Table

## Temporary Activities – Submission points in order of plan provision

Submission no	Submitter	Support / in part / oppose	Plan provision	Relief sought	Recommendation
21.14	NZDF	Support with amendment	New Rule CE Table 1 (natural character)	<p>Add new a rule to the Coastal Environment chapter under CE-Table 1 (natural character) as follows:</p> <p>CE-Rx: Any building or structure that is associated with Temporary Military Training Activities</p> <p>Activity status: PER Where:</p> <p><u>a.</u> The structure is in place for a maximum period of 31 consecutive days (excluding set up and pack down activities).</p> <p><u>b.</u> No permanent structures are constructed (unless the building or structure and its use comply with all other permitted activity rules).</p>	Accept in Part
21.15	NZDF	Support with amendment	New Rule CEH - Table 1 (setbacks, earthworks and seawall),	<p>Add new Rule to the Coastal Environment chapter under CEH - Table 1 (setbacks, earthworks and seawall) as follows:</p> <p>CE-Rx: Any building or structure that is associated with Temporary Military Training Activities</p> <p>Activity status: PER Where:</p> <p><u>a.</u> The structure is in place for a maximum period of 31 consecutive days (excluding set up and pack down activities).</p> <p><u>b.</u> No permanent structures are constructed (unless the building or structure and its use comply with all other permitted activity rules).</p>	Accept in Part
21.16	NZDF	Support with amendment	New Rule CEH Table 2 (coastal hazard areas).	<p>Add new Rule to the Coastal Environment chapter under CEH - Table 2 (coastal hazard areas) as follows:</p> <p>CE-Rx: Any building or structure that is associated with Temporary Military Training Activities</p> <p>Activity status: PER Where:</p> <p><u>a.</u> The structure is in place for a maximum period of 31 consecutive days (excluding set up and pack down activities).</p>	Accept in Part

				<u>b.</u> No permanent structures are constructed (unless the building or structure and its use comply with all other permitted activity rules).	
24.32	Ministry of Education (MoE)	Support	Overview	Retain as notified.	Accept
21.24	New Zealand Defence Force (NZDF)	Support	TEMP-O1	Retain as notified.	Accept
24.33	MoE	Support	TEMP-P3	Retain as notified.	Accept
24.34	MoE	Support	TEMP-P4	Retain as notified.	Accept
24.35	MoE	Support	TEMP-P6	Retain as notified.	Accept
17.104	Waka Kotahi	Support	TEMP-P6.3	Retain as notified.	Accept
21.25	NZDF	Support	TEMP-P7	Retain as notified.	Accept
21.26	NZDF	Support with amendment	TEMP-R7	Amend TEMP-R7 as follows:  TEMP-R7: Temporary military training activities Activity Status: PER <u>Where:</u> <u>1. Performance standard NOISE-R14 is complied with.</u>	Accept (see the Noise section 42A report)
17.105	Waka Kotahi	Support in part	TEMP-R1.5	<b>Waka Kotahi request that reference is made to 'equivalent car movements' rather than vehicles.</b>	Accept
17.106	Waka Kotahi	Support	TEMP-R1.6	Retain as notified.	Accept
17.107	Waka Kotahi	Support	TEMP-R1(c)(d) and (e)	Retain as notified.	Accept
17.108	Waka Kotahi	Support	TEMP-R2(c)(d) and (e)	Retain as notified.	Accept
17.109	Waka Kotahi	Support	TEMP-R3(c)(d) and (e)	Retain as notified.	Accept
17.110	Waka Kotahi	Support	TEMP-R4(c)(d)(e) and (h)	Retain as notified.	Accept



17.111	Waka Kotahi	Support	TEMP-R5 (e)	Retain as notified.	Accept
16.27	FENZ	Support	TEMP-R6	Retain as notified.	Accept
51.43	KiwiRail Holdings Ltd	New	New rule	<p><u>Amend by adding a new rule as follows:</u></p> <p><u>TEMP-RX Temporary buildings and structures ancillary to construction work</u>  <u>All zones</u></p> <p><u>Activity status: Permitted Where:</u>  <u>PER-1 The temporary building and/or structure is located on the same site as the associated construction work; and</u></p> <p><u>PER-2 The maximum combined gross floor area of any temporary buildings and/or structures does not exceed 50m2 where the site is located within or adjoining a Residential zone; and</u></p> <p><u>PER-3 The temporary building and/or structure is removed from the site upon completion of the associated construction work, or within 24 months from the date it was located on the site, whichever is sooner; and</u></p> <p><u>PER-4 The temporary building and/or structure must comply with the height, height in relation to boundary, and setback requirements of the zone where the activity is located.</u></p> <p><u>Note: The activity must comply with NOISE-R4</u></p> <p><u>Activity status where compliance not achieved with PER-4: Restricted Discretionary</u></p> <p><u>Matters of discretion are restricted to:</u></p> <p><u>loss of outlook, shading, loss of privacy and loss of amenity; and location and design.</u></p> <p><u>Activity status where compliance not achieved with PER-1 or PER-2 or PER-3: RDIS</u></p>	Accept in part

FS23.250	Te Nehenehenui	Support in part		Include: where the activity impacts sites and areas of <b>significance to Māori and significant archaeological sites</b> , Maniapoto cultural values must be considered	Accept in part
21.02	NZDF	Support	Temporary Military Training activity	Retain as notified.	Accept

## 7. Appendix 2 – Decisions Version of the Chapter

# Temporary Activities | Ngā Mahi Taupua

## Overview

Temporary activities are short term events and activities that contribute to the social, economic and cultural wellbeing of the community. Temporary events can be musical, theatrical, recreational or sporting in nature and include events such as concerts, festivals, fireworks, parades, sports matches, ceremonies, markets and exhibitions. An iconic temporary event in Waitomo district is the Annual Sheep Muster in Te Kūiti. Commercial activities and retailing are recognised as an integral part of some temporary events and have been provided for in this chapter. Provisions for other types of temporary activities has also been made, including commercial filming, emergency management activities, military training and temporary buildings associated with construction.

The provisions of this chapter recognise that these activities have a wide range of economic and social benefits as well as being important for the wellbeing of the communities in the district. For this reason, this plan acknowledges that temporary events and activities may generate higher levels of effects than those generally anticipated in some zones. These effects might include higher levels of noise and traffic and events may temporarily restrict access to public places, such as roads and reserves. Resource consents may be required for some temporary events in some places, however in most cases, this will only be when a significant level of effect is anticipated.

The rules for temporary events contained in TEMP - Table 1 take precedence over any zone rules (Part 3 Area Specific Matters) that may apply in this plan unless the rules are specifically referenced. Part 2 District-Wide Matters such as noise and light provisions must still be complied with. Some activities associated with temporary events or temporary activities on land that contains a scheduled feature may be subject to further provisions. Resource consent applications for temporary events or activities involving scheduled features may need to be accompanied by an expert report to assess the effects of the activity on that feature.

This plan allows for temporary commercial activities such as markets or sales run by a third party, to occur in educational facilities and churches. Other than in educational facilities, community facilities and on reserves, no provision has been made for temporary events in a number of zones including the residential, rural lifestyle and settlement zones over and above what would be considered a residential activity (such as a garage sale). Additional flexibility is provided for in the general rural zone. The provisions recognise the character of this zone and the range of activities that can and do occur in the rural environment, such as motocross events.

This chapter also correlates with the provisions of the Waitomo District Comprehensive Reserve Management Plan. Activities on Council owned and/or administered reserves are controlled by the requirements in the Waitomo District Comprehensive Reserve Management Plan and it identifies those reserves which are appropriately located and sized to host large scale temporary public and private events.

## Objectives

*Refer also to the relevant objectives in Part 2 District - Wide Matters*

- TEMP-O1. Temporary events and activities enhance community vibrancy and contribute to the social, economic and cultural wellbeing of the district, but must be managed to minimise, as far as practicable, on-site and off-site adverse effects.
- TEMP-O2. Ensure temporary events and activities which occur on Council administered reserves remedy or mitigate adverse effects and are consistent with the provisions in the Waitomo District Comprehensive Reserve Management Plan.

## Policies

*Refer also to the relevant policies in Part 2 District - Wide Matters*

- TEMP-P1. Recognise the positive effects on community wellbeing from undertaking a wide range of temporary events including the sporting, health, cultural, public safety, social and recreational benefits.
- TEMP-P2. Recognise that temporary events are of a transient nature and some short-term disruption to amenity levels is anticipated.
- TEMP-P3. Recognise the economic and social benefits to the community from providing for limited duration commercial activities within educational and community facilities.
- TEMP-P4. Where it is proposed to host commercial activities within educational and community facilities for a duration that exceeds the time period provided for as a permitted activity, ensure the activity is managed so as to be compatible with the amenity levels expected in the surrounding zone.
- TEMP-P5. Recognise the economic benefits and the ongoing tourism benefits to the district from commercial filming.
- TEMP P6. Ensure that the effects of temporary events, associated commercial activities and commercial filming that exceed the parameters of the rules consider and manage:
  1. The location, scale and intensity of the activity; and
  2. The duration, hours, and days of the week on which the event will occur; and
  3. The capacity of the road network to safely and efficiently cater for vehicles, pedestrians and cyclists; and
  4. The capacity of the location or venue to safely host the numbers of people including the provision of enough parking and appropriate infrastructure; and
  5. The extent to which the traffic effects can be appropriately mitigated; and
  6. The positive effects associated with the event; and
  7. In the commercial, industrial and tourism zones, the ability of businesses on surrounding properties to reasonably function; and

8. The potential adverse effects on the amenity values and health and safety of the surrounding properties, including cumulative effects.

- TEMP-P7. Recognise the benefits for community health and safety from providing for emergency management activities and temporary military training activities.
- TEMP-P8. Encourage people undertaking temporary events to notify surrounding property owners of the date, time and nature of the event.
- TEMP-P9. Recognise that an integral part of building and infrastructure projects is the placement of temporary construction buildings for on-site activities for the duration of a development project.
- TEMP-P10. Manage the location of temporary construction buildings, so that they do not have an increased level of effect over and above any other building in the zone.
- TEMP-P11. Enable large scale or longer duration temporary events to occur on reserves where they are consistent with the Waitomo District Comprehensive Reserve Management Plan, provided that adverse effects are remedied or mitigated.
- TEMP-P12. Where large scale or longer duration temporary events are not provided for in the Waitomo District Comprehensive Reserve Management Plan, restrict temporary events to those of short duration that are compatible with the **reserve's purpose** or the amenity levels expected in the surrounding zone.

## Rules

The rules that apply to temporary activities are contained in the tables listed below. To undertake any activity, it must comply with the rules listed in:

- TEMP - Table 1 - Activities Rules; and
- Any other relevant provision in Part 2 District-Wide Matters.

Unless specifically referenced in a rule, the provisions in TEMP - Table 1 take precedence over any Part 3 Area Specific Matters that may apply in this plan.

Where an activity breaches more than one rule, the most restrictive status shall apply to the activity.

[Refer to Part 1 - How the Plan Works](#) for an explanation of how to use this plan, including activity status abbreviations.

TEMP - Table 1 - Activities Rules

TEMP-R1.	Temporary events – open space zone or WDCRMP reserves
<p>Activity Status: PER</p> <p>Where:</p> <p>1. In the open space zone - Brook Park/Motakiora and Centennial Park only, the temporary event must be an Allowed Activity in the Waitomo District Comprehensive Reserve Management</p>	<p>Activity status where compliance is not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <p>(a) The extent and effect of the duration, hours of operation, and frequency of events on the amenity values of surrounding properties; and</p>

<p>Plan and must not exceed 6 consecutive days duration; and</p> <p>2. In the open space zone - Benneydale Hall, Maniaiti/ Benneydale, Rukuhia, Tainui &amp; Te Kūiti Domains, Mapiu, Marokopa &amp; St Helens Recreation Reserves only, the temporary event must be an Allowed Activity in the Waitomo District Comprehensive Reserve Management Plan and must not exceed four consecutive days duration; and</p> <p>3. In the remainder of the open space zone and on all other reserves identified in the Waitomo District Comprehensive Reserve Management Plan regardless of their zone, the temporary event must not exceed 2 consecutive days duration; and</p> <p>4. Temporary events must not occur outside of the hours of 7.00am to 10.30pm, except for overnight sleeping accommodation for event staff, and set up and pack down; and</p> <p>5. A temporary event that is likely to attract more than 200 vehicles will require a Traffic Management Plan. The Traffic Management Plan must be submitted to the relevant road controlling authority no less than one month prior to the event commencing and must be approved by the relevant road controlling authority before the event commences; and</p> <p>6. Any temporary buildings or structures must comply with the minimum setback from road boundaries, minimum setback from internal boundaries and height in relation to boundary standards for the open space zone; and</p> <p>7. Any temporary buildings, structures or works associated with the temporary event must be removed and the site returned to its original condition within 3 days after the event has ceased.</p>	<p>(b) The date and time of the event and how that relates to activities occurring in the surrounding environment; and</p> <p>(c) The parking demand and management for the event and the adequacy of the parking that is proposed to be provided; and</p> <p>(d) The access(es) to the site and whether there will be adequate sightlines; and</p> <p>(e) Effects on the safety and efficient operation of the transport system; and</p> <p>(f) The location of the buildings, stages and structures on the site; and</p> <p>(g) Any noise mitigation proposed in accordance with a best practicable option approach; and</p> <p>(h) Site layout and design, how security will be managed, location of infrastructure including toilets, lighting and rubbish bins; and</p> <p>(i) Whether information about the activity has been or is proposed to be provided to surrounding properties that may be affected by the activity; and</p> <p>(j) The extent to which the provisions in the WDCRMP have been considered and provided for.</p> <p>(k) In the natural open space zone - effects on the values of the site (including flora and fauna) and its surroundings.</p>
TEMP R2.	Temporary events – natural open space zone
<p>Activity Status: PER</p> <p>Where:</p> <p>1. The temporary activity or event is provided for in the Waikato or Wanganui Conservation Management Strategy or a management plan under the Reserves Act 1977.</p>	<p>Activity status where compliance is not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <p>(a) The extent and effect of the duration, hours of operation, and frequency of events on the amenity values of surrounding properties; and</p>

		<ul style="list-style-type: none"> <li>(b) The date and time of the event and how that relates to activities occurring in the surrounding environment; and</li> <li>(c) The parking demand and management for the event and the adequacy of the parking that is proposed to be provided; and</li> <li>(d) The access(es) to the site and whether there will be adequate sightlines; and</li> <li>(e) Effects on the safety and capacity of the surrounding road network for vehicles, pedestrians and cyclists; and</li> <li>(f) The location of the buildings, stages and structures on the site; and</li> <li>(g) Any noise mitigation proposed in accordance with a best practicable option approach; and</li> <li>(h) Site layout and design, how security will be managed, location of infrastructure including toilets, lighting and rubbish bins; and</li> <li>(i) Whether information about the activity has been or is proposed to be provided to surrounding properties that may be affected by the activity; and</li> <li>(j) Outcomes of consultation with the Department of Conservation as appropriate; and</li> <li>(k) Effects on the biodiversity values of the site (including flora and fauna) and its surrounding environment.</li> </ul>
TEMP R3.	<b>Temporary events</b> – general rural, commercial, tourism, <b>Māori purpose</b> & industrial zones, all roads and in any educational or community facilities in any zone	
Activity Status: PER Where:	Activity status where compliance is not achieved: RDIS	
1. In the general rural, commercial, tourism, <b>Māori purpose</b> & industrial zones, on all roads and in any educational or community facilities in any zone (unless otherwise provided for in TEMP-R1), the temporary event must not exceed two consecutive days duration and must not occur outside of the hours of 7.00am to 10.30pm, except for overnight sleeping accommodation for event staff and participants, and set up and pack down; EXCEPT (i) Events involving amplified outdoor musical concerts must not exceed one day's duration	Matters over which discretion is restricted: <ul style="list-style-type: none"> <li>(a) The extent and effect of the duration, hours of operation, and frequency of events on the amenity values of surrounding properties; and</li> <li>(b) The date and time of the event and how that relates to activities occurring in the surrounding environment; and</li> <li>(c) The parking demand and management for the event and the adequacy of the parking that is proposed to be provided; and</li> <li>(d) The access(es) to the site and whether there will be adequate sightlines; and</li> </ul>	



- (excluding set up and pack up) or occur more than four times per year on the same site; and
- (ii) Events involving competitive sport must not exceed two days duration (excluding set up and pack down); and
- (iii) Events involving motorised sport must not **occur in the Māori Purpose zone** and must not exceed two days duration (excluding set up and pack down) or operate on a site within 500 m of a residential, settlement, rural **lifestyle or Māori purpose zone boundary** between the hours of 6pm and 9am;

AND

2. A temporary event that is likely to attract more than 200 vehicles will require a Traffic Management Plan. The Traffic Management Plan must be submitted to the relevant road controlling authority no less than one month prior to the event commencing and must be approved by the relevant road controlling authority before the event commences; and
3. Any temporary buildings or structures must comply with the minimum setback from road boundaries, minimum setback from internal boundaries and height in relation to boundary standards for the relevant zone; and
4. Any temporary buildings, structures or works associated with the temporary event must be removed and the site returned to its original condition within three days after the event has ceased; and
5. Temporary events in zones and facilities not provided for in this rule do not comply with this rule and require a resource consent.

*Note: Organisers of a temporary event proposing to use a road require the approval of the relevant road controlling authority.*

*Note: Open space and carparks associated with educational or community facilities are considered to be part of that facility.*

- (e) Effects on the safety and capacity of the surrounding road network for vehicles, pedestrians and cyclists; and
- (f) The location of the buildings, stages and structures on the site; and
- (g) Any noise mitigation proposed in accordance with a best practicable option approach; and
- (h) Site layout and design, how security will be managed, location of infrastructure including toilets, lighting and rubbish bins; and
- (i) Whether information about the activity has been or is proposed to be provided to surrounding properties that may be affected by the activity; and
- (j) The extent and effect of any non-compliance with any zone rule and any matters of discretion in the rule.

TEMP R4.	Commercial filming
<p>Activity Status: PER</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. In all zones, commercial filming must not occur for longer than two weeks (14 days) on any one site (excluding set up and pack down); and</li> <li>2. Commercial filming likely to attract more than 200 vehicles will require a Traffic Management Plan. The Traffic Management Plan must be submitted to the relevant road controlling authority no less than one month prior to the event commencing and must be approved by the road controlling authority before the event commences; and</li> <li>3. Any temporary buildings or structures must comply with the minimum setback from road boundaries, minimum setback from internal boundaries and height in relation to boundary standards for the relevant zone; and</li> <li>4. Any temporary buildings, structures or works associated with the commercial filming must be removed and the site returned to its original condition within ten working days after the event has ceased; and</li> <li>5. Non-commercial filming undertaken by private individuals is permitted.</li> </ol> <p><i>Note: Where the activity occurs on a reserve identified in the Waitomo District Comprehensive Reserve Management Plan, an Authorisation must be obtained from Waitomo District Council. See the Waitomo District Comprehensive Reserve Management Plan.</i></p> <p><i>Note: If a temporary building or structure is to be retained on site when filming has finished and used for a different purpose, the activity will need to be re-assessed in accordance with its new use. Refer to the relevant zone rules.</i></p>	<p>Activity status where compliance is not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <ol style="list-style-type: none"> <li>(a) The extent and effect of any non-compliance with any zone rule and any matters of discretion in the rule; and</li> <li>(b) The dates and times filming is proposed and how that relates to activities occurring in the surrounding environment; and</li> <li>(c) The parking demand and management for the event and the adequacy of the parking that is proposed to be provided; and</li> <li>(d) The access(es) to the site and whether there will be adequate sightlines; and</li> <li>(e) Effects on the safety and capacity of the surrounding road network for vehicles, pedestrians and cyclists; and</li> <li>(f) Any noise mitigation proposed in accordance with a best practicable option approach; and</li> <li>(g) Site layout and design, how security will be managed, location of infrastructure including toilets, lighting and rubbish bins; and</li> <li>(h) Whether information about the activity has been or is proposed to be provided to surrounding properties that may be affected by any adverse effects generated by the activity.</li> </ol>
TEMP-R5.	Commercial activities
<p>Activity status: PER</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. Commercial activities including mobile food/beverage/retail/service vendors must be directly associated with and ancillary to a temporary event or commercial filming; and</li> <li>2. In educational and community facilities in any zone, commercial activities not directly</li> </ol>	<p>Activity status where compliance is not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <ol style="list-style-type: none"> <li>(a) The extent and effect of the hours of operation and frequency of the activity on the amenity values of surrounding properties; and</li> <li>(b) Effects on public access and recreational opportunities; and</li> </ol>

<p>associated with a temporary event are permitted to occur on a temporary basis provided they must not exceed 4 consecutive days; and</p> <p>3. For commercial activities not provided for in TEMP-R5.1 and R5.2, refer to the relevant zone rules.</p> <p><i>Note: Pop up shops, coffee carts and food trucks are provided for in the commercial, settlement and tourism zones, Mokau commercial precinct (PREC4) and Te Kūiti CBD precinct (PREC5). Pop up shops, are provided for in the Te Kūiti commercial precinct (PREC2).</i></p>	<p>(c) Effects on character and amenity; and</p> <p>(d) Whether the location, scale, intensity and character of the activity is appropriate in the context of the site and receiving environment; and</p> <p>(e) Parking, manoeuvring and access; safety and efficiency, including the provision of sufficient off-street parking and the effects of traffic generation; and</p> <p>(f) Potential reverse sensitivity effects on any adjoining activities.</p>
TEMP-R6.	Emergency management activities
TEMP-R7.	Temporary military training activities
<p>Activity Status: PER</p> <p><i>Note: For emergency management activities see NOISE-R10.</i></p> <p><i>Note: For temporary military training activities see NOISE-R2.</i></p> <p><i>Note: The provisions contained in the coastal environment chapter do not apply to temporary military training activities.</i></p> <p><i>Note: For the avoidance of doubt, temporary buildings and structures associated with temporary military training activities are permitted in the outstanding natural landscapes.</i></p>	<p>Activity status where compliance is not achieved: N/A</p>
TEMP-R8.	Temporary construction buildings
<p>Activity Status: PER</p> <p>Where:</p> <ol style="list-style-type: none"> <li>1. The building or shipping container is used in conjunction with, and for the duration of construction work located either on the same site as the construction project, or on a site adjoining the construction project; and</li> <li>2. The building or shipping container is used by construction companies and workers for work purposes such as meetings, lunchrooms, storage and ablution facilities; and</li> <li>3. The building or shipping container must comply with the minimum setback from internal boundaries and height in relation to boundary standards for the relevant zone; and</li> </ol>	<p>Activity status where compliance is not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <ol style="list-style-type: none"> <li>(a) The extent and effect of any non-compliance with any zone rule and any matters of discretion in the rule; and</li> <li>(b) The length of time the temporary construction buildings will be on the site; and</li> <li>(c) Effects on visual amenity from the street and adjoining properties.</li> </ol>

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|---|--|
| <ol style="list-style-type: none"><li>4. The building or shipping container must be removed from the site within 20 working days after construction is completed; and</li><li>5. The building or shipping container must not be used for residential activities. In this event see the <a href="#">relocated buildings chapter</a>.</li></ol> |  |
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#### Advice Notes

##### Event hygiene requirements

*Refer to the New Zealand Building Code – G1 – Personal Hygiene for the minimum number of toilets that should be provided, and for rubbish disposal provisions.*

##### TEMP- Table 2 - Performance Standards

*There are no Performance Standards*

## 8. Appendix 3 – Section 32AA Evaluation

15. A section 32AA evaluation is only required for any changes that are proposed to the provisions of this plan since the original section 32 evaluation report for the proposal was completed. The section 32AA evaluation must be undertaken at a level of detail that corresponds to the scale and significance of the changes.
16. No provisions in the temporary activities chapter require a section 32AA evaluation.

### Amendment of the application of wider plan provisions

17. This chapter **does not require “all” the rules to be considered when assessing the** activity as many will be irrelevant to an application. This wording was erroneously included. RMA schedule 1, clause 16 enables a local authority to make an amendment to its proposed plan, without using the process in schedule 1, to alter any information, where such an alteration is of minor effect, or to correct any minor errors. Using RMA schedule 1, clause 16 the Panel has directed that the following amendments are made:

#### Objectives & Policies

*Refer also to the relevant objectives in Part 2 District - Wide Matters ~~and Part 3 – Area Specific Matters~~*

#### Rules

The rules that apply to temporary activities are contained in the tables listed below. To undertake any activity, it must comply with ~~all~~ the rules listed in:

- TEMP - Table 1 - Activities Rules; and
- Any other relevant provision in Part 2 District-Wide Matters.

Unless specifically referenced in a rule, the provisions in TEMP - Table 1 take precedence over any Part 3 Area Specific Matters that may apply in this plan.

18. There is also scope to make these amendments under BP Oil New Zealand Limited and Z Energy Limited (the Fuel Companies) submission to make any alternative or consequential relief as required to give effect to this submission, including any consequential relief required in any other sections of the proposed plan that are not specifically subject of this submission but where consequential changes are required to ensure a consistent approach is taken throughout the document.