

## DISTRICT PLAN TEXT AMENDMENTS

### KEY:

#### 1. Text Amendments as Notified by Council and included in Proposed Plan Change 14

For the purposes of this plan change any unchanged text is shown as normal text or in **bold**, any text proposed to be added by the plan change as notified is shown as **bold underlined** and text to be deleted as ~~**bold**~~ ~~**strikethrough**~~.

Text in **green** font identifies existing terms defined in *Chapter 2 – Definitions*.

Where the proposed plan change contains a term defined in *Chapter 2 – Definitions*, the term is shown as **bold underlined text in green** and the wording to be deleted is shown as ~~**bold strikethrough in green**~~. New definitions in Chapter 2 and within a provision (including a rule) is shown as **bold green text underlined in black**.

Text in **blue** font indicates existing links to other provisions in the District Plan and/or external documents. These will have pop-ups and links, respectively, in the on-line Christchurch District Plan. Where the proposed plan change contains a new link, it is shown as **bold underlined text in blue**. Where a link is proposed to be deleted, it is shown as ~~**bold strikethrough in blue**~~.

#### 2. Text as Recommended in s42A Reports

Text as recommended to be added within s42A reports is shown as **purple bolded and underlined**.

Text as recommended to be deleted within s42A reports is shown as ~~**purple bolded strikethrough**~~.

#### 3. Text Amendments from Expert Conferencing/Joint Witness Statements

Text in **dark orange** font is recommended additional text from expert conferencing/joint witness statements.

Text in ~~**dark orange strikethrough**~~ is recommended deleted text from expert conferencing/joint witness statements.

#### 4. Additional Text Amendments to s42A Reports in Response to Matters Raised During Hearings

Text in **bold dark orange underlined** indicates text recommended to be added.

Text in ~~**bold dark orange strikethrough**~~ indicates text recommended to be deleted.

Text in **bold orange text underlined in black** indicates text that was proposed to be deleted in the s42A report but is now recommended to be reinstated.

# 14.10 Rules — Residential Small Settlement Zone

## 14.10.1 Activity status tables

### 14.10.1.1 Permitted activities

- a. The activities listed below are permitted activities in the Residential Small Settlement Zone, if they meet the activity specific standards set out in this table and the built form standards in [Rule 14.10.2](#).
- b. Activities may also be controlled, restricted discretionary, discretionary, non-complying or prohibited as specified in [Rules 14.10.1.2](#), [14.10.1.3](#), [14.10.1.4](#), [14.10.1.5](#) or [14.10.1.6](#).

Activity		Activity specific standards
P1	Residential activity, except for residential units containing more than six bedrooms and boarding houses	<ul style="list-style-type: none"> <li>a. No more than one heavy vehicle shall be stored on the site of the residential activity.</li> <li>b. Any motor vehicles and/or boats dismantled, repaired or stored on the site of the residential activity shall be owned by people who live on the same site.</li> </ul>
P2	Minor residential unit where the existing site it is to be built on contains only one residential unit	<ul style="list-style-type: none"> <li>a. The existing site containing both units shall have a minimum net site area of 1000m<sup>2</sup>.</li> <li>b. The minor residential unit shall have a minimum gross floor area of 35m<sup>2</sup> and a maximum gross floor area of 80m<sup>2</sup>.</li> <li>c. The parking areas of both units shall be accessed from the same access.</li> </ul>
P3	Older person’s housing unit	<ul style="list-style-type: none"> <li>a. Any older person’s housing unit shall have a maximum gross floor area of 120m<sup>2</sup>.</li> </ul>
P4	Home occupation	<ul style="list-style-type: none"> <li>a. The total floor area of the building or part of the building (measured internally), plus any outdoor storage area, occupied by the home occupation shall be no more than 40m<sup>2</sup>.</li> <li>b. The maximum number of FTE persons employed in the home occupation, who reside permanently elsewhere than on the site, shall be two.</li> <li>c. Any retail activity shall be limited to:               <ul style="list-style-type: none"> <li>i. the sale of goods grown or produced on the site;</li> <li>ii. goods incidental to an on-site service provided by the home occupation where the goods storage and/or display occupies no more than 1m<sup>2</sup> of floor area; or</li> <li>iii. internet-based sales where no customer visits occur; and</li> <li>iv. retail activity shall exclude food and beverage outlets.</li> </ul> </li> </ul>

Activity		Activity specific standards
		<p>d. Manufacturing, altering, repairing, dismantling or processing of any materials, goods or articles shall be carried out in a fully enclosed <b>building</b>.</p> <p>e. The hours of operation, when the <b>site</b> is open to visitors, clients, and deliveries, shall be limited to between the hours of:</p> <ul style="list-style-type: none"> <li>i. 07:00 – 21:00 Monday to Friday; and</li> <li>ii. 08:00 – 19:00 Saturday, Sunday and public holidays.</li> </ul> <p>f. Visitor, courier vehicles and staff <b>parking areas</b> shall be within the <b>net site area</b> of the property and outside the <b>road boundary setback</b>.</p> <p>g. <b>Vehicle movements</b> associated with the <b>home occupation</b> shall not exceed:</p> <ul style="list-style-type: none"> <li>i. <b>heavy vehicles</b>: 2 per week; and</li> <li>ii. <b>other vehicles</b>: 16 per day.</li> </ul> <p>h. Signage shall be limited to a maximum area of 0.5m<sup>2</sup>.</p>
<b>P5</b>	Care of non-resident children within a <b>residential unit</b> in return for monetary payment to the carer	<p>a. There shall be:</p> <ul style="list-style-type: none"> <li>i. a maximum of four non-resident children being cared for in return for monetary payment to the carer at any one time; and</li> <li>ii. at least one carer residing permanently within the <b>residential unit</b>.</li> </ul>
<b>P6</b>	(Deleted as part of Plan Change 4 Council Decision dated 31 March 2022)	
<b>P7</b>	<b>Education activity</b>	a. The activity shall:
<b>P8</b>	<b>Preschools</b> , other than as provided for in <b>Rule 14.10.1.1 P5</b> .	<ul style="list-style-type: none"> <li>i. only locate on <b>sites</b> with <b>frontage</b> and the primary entrance to a <b>minor arterial road</b> or <b>collector road</b> where <b>right turn offset</b>, either informal or formal, is available;</li> <li>ii. only occupy a <b>gross floor area</b> of <b>building</b> of less than 200m<sup>2</sup>, or in the case of <b>veterinary care facility</b> 250m<sup>2</sup>;</li> <li>iii. limit outdoor advertising to a maximum area of 2m<sup>2</sup>;</li> <li>iv. limit the hours of operation when the <b>site</b> is open to visitors, students, patients, clients, and deliveries to between the hours of:</li> </ul>
<b>P9</b>	<b>Health care facility</b>	
<b>P10</b>	<b>Veterinary care facility</b>	
<b>P11</b>	<b>Places of assembly</b>	

Activity		Activity specific standards									
		<table border="1"> <tr> <td>A. Education activity</td> <td> <ul style="list-style-type: none"> <li>i. 07:00 – 21:00 Monday to Saturday; and</li> <li>ii. Closed Sunday and public holidays.</li> </ul> </td> </tr> <tr> <td>B. Preschools</td> <td> <ul style="list-style-type: none"> <li>i. 07:00 – 21:00 Monday to Friday, and</li> <li>ii. 07:00 – 13:00 Saturday, Sunday and public holidays.</li> </ul> </td> </tr> <tr> <td>C. Health care facility</td> <td rowspan="3"> <ul style="list-style-type: none"> <li>i. 07:00 – 21:00.</li> </ul> </td> </tr> <tr> <td>D. Veterinary care facility</td> </tr> <tr> <td>E. Places of assembly</td> </tr> </table>	A. Education activity	<ul style="list-style-type: none"> <li>i. 07:00 – 21:00 Monday to Saturday; and</li> <li>ii. Closed Sunday and public holidays.</li> </ul>	B. Preschools	<ul style="list-style-type: none"> <li>i. 07:00 – 21:00 Monday to Friday, and</li> <li>ii. 07:00 – 13:00 Saturday, Sunday and public holidays.</li> </ul>	C. Health care facility	<ul style="list-style-type: none"> <li>i. 07:00 – 21:00.</li> </ul>	D. Veterinary care facility	E. Places of assembly	
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D. Veterinary care facility											
E. Places of assembly											
			<ul style="list-style-type: none"> <li>v. in relation to preschools, limit outdoor play areas and facilities to those that meet Rule 6.1.5.2.1 Table 1: Zone noise limits outside Central City;</li> <li>vi. in relation to preschools, veterinary care facilities, health care facilities and places of assembly (See Figure 1.): <ul style="list-style-type: none"> <li>A. only locate on sites where any residential activity on an adjoining front site, or front site separated by an access, with frontage to the same road is left with at least one residential neighbour. That neighbour shall be on an adjoining front site, or front site separated by an access, and have frontage to the same road; and</li> <li>B. only locate on residential blocks where there are no more than two non-residential activities already within that block;</li> </ul> </li> <li>vii. in relation to veterinary care facilities, limit the boarding of animals on the site to a maximum of four;</li> <li>viii. in relation to places of assembly, entertainment activities shall be closed Sunday and public holidays; and</li> <li>ix. not include the storage of more than one heavy vehicle on the site of the activity.</li> </ul>								
P12	Spiritual activities	a. The activity shall:									

Activity		Activity specific standards
		<ul style="list-style-type: none"> <li>i. only locate on sites with frontage and the primary entrance to a minor arterial road or collector road where right turn offset, either formal or informal, is available;</li> <li>ii. only occupy a gross floor area of building of less than 250m<sup>2</sup>;</li> <li>iii. limit the hours of operation to 07:00-21:00; and</li> <li>iv. not include the storage of more than one heavy vehicle on the site of the activity.</li> </ul>
P13	Community welfare facilities	<ul style="list-style-type: none"> <li>a. The facility shall: <ul style="list-style-type: none"> <li>i. only locate on sites with frontage and the primary entrance to a minor arterial road or collector road where right turn offset, either formal or informal, is available;</li> <li>ii. only occupy a gross floor area of building of less than 250m<sup>2</sup>;</li> <li>iii. limit the hours of operation when the site is open to patients and clients and deliveries to between the hours of 07:00 – 21:00;</li> <li>iv. only locate on sites where any residential activity on an adjoining front site, or front site separated by an access, with frontage to the same road is left with at least one residential neighbour. That neighbour shall be on an adjoining front site, or front site separated by an access, and have frontage to the same road; and</li> <li>v. not include the storage of more than one heavy vehicle on the site of the activity.</li> </ul> </li> </ul>
P14	Emergency services facilities	Nil
P15	Reserves	
P16	Heli-landing areas	<ul style="list-style-type: none"> <li>a. Sites shall be greater than 3000m<sup>2</sup> in area.</li> <li>b. The number of flights shall not exceed 12 (24 movements) in any calendar year.</li> <li>c. The flights shall not take place on more than five days in any one month period.</li> <li>d. The flights shall not exceed three in any one week.</li> <li>e. Any movements shall only occur between 08:00 and 18:00hrs.</li> <li>f. No movements shall take within 25 metres of any residential unit unless that residential unit is owned and occupied by the helicopter user.</li> </ul>

Activity		Activity specific standards
		<p>g. A log detailing the time and date of each <b>helicopter movement</b> shall be maintained and made available for inspection by the <b>Council</b> when requested.</p>
<b>P17</b>	<p>Repair or rebuild of <b>multi-unit residential complexes</b> damaged by the Canterbury earthquakes of 2010 and 2011 on properties with cross leases, company leases or unit titles as at the date of the earthquakes</p>	<p>a. Where the repair or rebuild of a <b>building</b> will not alter the <b>building</b> footprint, location, or <b>height</b>, the <b>building</b> need not meet the built form standards.</p> <p>b. Where the <b>building</b> footprint, location, or <b>height</b> is to be altered no more than necessary in order to comply with legal or regulatory requirements or the advice of a suitably qualified and experienced chartered engineer:</p> <ul style="list-style-type: none"> <li>i. the only built form standards that shall apply are those specified in <b>Rules 14.10.2.2</b> – Building height and <b>14.10.2.4</b> – Daylight recession planes;</li> <li>ii. in relation to the <b>road boundary setback</b>, the repaired or rebuilt <b>building</b> shall have a <b>setback</b> of at least 3 metres;</li> <li>iii. the standards at (i) and (ii) shall only apply to the extent that the repaired or rebuilt <b>building</b> increases the level of non-compliance with the standard(s) compared to the <b>building</b> that existed at the time of the earthquakes.</li> </ul> <p>Advice note:</p> <ol style="list-style-type: none"> <li>1. Examples of regulatory or legal requirement that may apply include the <b>New Zealand Building Code</b>, <b>Council</b> bylaws, easements, and other rules within this Plan such as the requirements for minimum floor levels in <b>Chapter 5</b>.</li> </ol> <p>c. If paragraphs a. and b. do not apply, the relevant built form standards apply.</p> <p>d. Any application arising from non-compliance with standards a. and b.i. shall not be publicly notified, and may be limited notified only to <b>adjoining</b> property owners (where the consent authority considers this is required, and absent written approval).</p> <p>e. Any application arising from not meeting standard b.ii. (<b>road boundary setbacks</b>), shall not be limited or publicly notified.</p>
<b>P18</b>	<b>Relocation of a building</b>	Nil
<b>P19</b>	<b>Market gardens, community gardens, and garden allotments</b>	
<b>P20</b>	<b>Hosted visitor accommodation</b>	<p>a. A maximum of eight guests shall be accommodated at any one time.</p> <p>b. The <b>Council</b> shall be notified in writing prior to commencement.</p>

Activity		Activity specific standards
		<p>c. The owner of the unit shall keep records of the number of nights it is used for <b>hosted visitor accommodation</b> per year from the date <b>Council</b> are notified of commencement, and provide those records to the Council on request.</p>
<p><b>P21</b></p>	<p><b>Unhosted visitor accommodation</b> in the following Residential Small Settlement Zones:</p> <ul style="list-style-type: none"> <li>a. Barry’s Bay</li> <li>b. Cooptown</li> <li>c. French Farm</li> <li>d. Kukupa</li> <li>e. Le Bons Bay</li> <li>f. Little Akaroa</li> <li>g. Little River</li> <li>h. Okains Bay</li> <li>i. Pigeon Bay</li> <li>j. Robinsons Bay</li> <li>k. Takamatua</li> <li>l. Tikao Bay</li> <li>m. Wainui</li> </ul>	<ul style="list-style-type: none"> <li>a. A maximum of eight guests shall be accommodated at any one time.</li> <li>b. The number of nights a site is used for <b>unhosted visitor accommodation</b> shall not exceed (calculated from when <b>Council</b> are notified of commencement): <ul style="list-style-type: none"> <li>i. 180 per year in the Barry’s Bay, Cooptown, French Farm, Kukupa, Le Bons Bay, Little Akaroa, Little River, Okains Bay, Pigeon Bay, Robinsons Bay, Takamatua, Tikao Bay, Wainui Small Settlement Zones; or</li> <li>ii. 60 per year in other Small Settlement Zones.</li> </ul> </li> <li>c. The <b>Council</b> shall be notified in writing prior to commencement.</li> <li>d. The owner of the unit shall: <ul style="list-style-type: none"> <li>i. keep records of the number of nights it is used for <b>unhosted visitor accommodation</b> and provide those records to the <b>Council</b> on request.</li> <li>ii. provide up-to-date contact information of a local person and/or organisation responsible for managing the property and responding to complaints, to all owners and occupiers of adjoining sites on commencement, and on request or annually if not requested; and</li> <li>iii. ensure guests are provided clear instructions including maps/diagrams/photos/signs for check-in procedures, building access and parking arrangements, constraints on the use of outdoor areas, rubbish and recycling procedures, controls on functions and events, any relevant hazards and safety procedures, prior to arrival, and within the unit.</li> </ul> </li> <li>e. There shall be a maximum of 16 vehicle movements per day associated with <b>unhosted visitor accommodation</b>.</li> <li>f. Guests shall not hold functions or events where the number of additional attendees exceed the number of paying guests between 22.00pm and 07:00am</li> <li>g. Guest activities shall meet daytime and night time noise limits in Rule <a href="#">6.1.5.2.1</a> and Rule <a href="#">6.1.5.2.2</a>.</li> </ul>
<p><b>P22</b></p>	<p><b>Visitor accommodation</b> in a <b>heritage item</b> where a permanent resident or manager/ supervisor is in residence on the site for the duration of any visitors’ stay</p>	<ul style="list-style-type: none"> <li>a. A maximum of ten guests shall be accommodated at any one time.</li> <li>b. The <b>Council</b> shall be notified in writing prior to commencement.</li> <li>c. The owner of the <b>heritage item</b> shall keep records of the number of nights it is used for <b>visitor accommodation</b> and provide those records to the <b>Council</b> on request.</li> </ul>

Activity		Activity specific standards
<b>P23</b>	Visitor accommodation in a heritage item where a permanent resident or manager/ supervisor is in residence on the site for the duration of any visitors' stay	<ul style="list-style-type: none"> <li>a. A maximum of 10 guests shall be accommodated at any one time.</li> <li>b. The number of nights a site is used for visitor accommodation shall not exceed 60 per year calculated from when Council are notified of commencement.</li> <li>c. The Council shall be notified in writing prior to commencement.</li> <li>d. The owner of the heritage item shall: <ul style="list-style-type: none"> <li>i. keep records of the number of nights it is used for visitor accommodation and provide those records to the Council on request.</li> <li>ii. provide up-to-date contact information of a local person and/or organisation responsible for managing the property and responding to complaints, to all owners and occupiers of adjoining sites on commencement, and on request or annually if not requested; and</li> <li>iii. ensure guests are provided clear instructions including maps/diagrams/photos/signs for check-in procedures, building access and parking arrangements, constraints on the use of outdoor areas, rubbish and recycling procedures, controls on functions and events, any relevant hazards and safety procedures, prior to arrival, and within the unit.</li> </ul> </li> <li>e. There shall be a maximum of 16 vehicle movements per day associated with visitor accommodation.</li> <li>f. Guests shall not hold functions or events where the number of additional attendees exceed the number of paying guests between 22.00pm and 07:00am</li> <li>g. Guest activities shall meet daytime and night time noise limits in Rule 6.1.5.2.1 and Rule 6.1.5.2.2.</li> </ul>

#### 14.10.1.2 Controlled activities

- a. The activities listed below are controlled activities.
- b. Unless otherwise specified, any application arising from the controlled activity rules listed below shall not be limited or publicly notified.
- c. Discretion to impose conditions is restricted to the matters over which control is reserved in Rule 14.15, as set out in the following table.

Activity	The matters over which Council reserves its control:
<b>C1</b> Residential units (including any sleep-outs) containing more than six bedrooms in total	<ul style="list-style-type: none"> <li>a. Scale and nature of activity – <a href="#">14.15.56</a></li> <li>b. Traffic generation and access safety - <a href="#">14.15.67</a></li> </ul>



Activity		The matters over which Council reserves its control:
<b>C2</b>	(deleted as part of Plan Change 4 Environment Court Consent Order dated 24 July 2023)	
<b>C3</b>	(deleted as part of Plan Change 4 Environment Court Consent Order dated 24 July 2023)	

### 14.10.1.3 Restricted discretionary activities

- a. The activities listed below are restricted discretionary activities.
- b. Discretion to grant or decline consent and impose conditions is restricted to the matters of discretion set out in Rule [14.15](#), or as specified, as set out in the following table.

Activity		The Council's discretion shall be limited to the following matters:
<b>RD1</b>	<b>Residential unit</b> contained within its own separate site with a minimum <b>net site area</b> that does not meet the standard specified in Rule <a href="#">14.10.2.1</a> – Site density.	a. Site density and site coverage – Rule <a href="#">14.15.2</a>
<b>RD2</b>	Minor <b>residential unit</b> that does not meet one or more of the activity specific standards in Rule <a href="#">14.10.1.1</a> P2 a., b., or c.	a. Minor residential units - Rule <a href="#">14.15.226</a>
<b>RD3</b>	<b>Older person's housing units</b> that does not meet activity specific standard in Rule <a href="#">14.10.1.1</a> P3 a.	a. Scale and nature of activity – Rule <a href="#">14.15.56</a>
<b>RD4</b>	<b>Retirement villages</b> able to provide a legal on-site treatment and disposal system or be able to be serviced by the Council's wastewater system while ensuring there is adequate capacity within the Council's system to service the existing zoned land.  Advice note: 1. Geriatric hospice and hospital care are subject to health care facility provisions.	a. Retirement villages – Rule <a href="#">14.15.910</a>
<b>RD5</b>	a. <b>Residential units</b> within the Takamatua Overlay Area and Robinsons Bay Overlay Area. b. Any application arising from this rule shall not be limited or publicly notified.	a. Layout in accordance with the Development Plan in <a href="#">Appendix 8.10.108</a> and <a href="#">Appendix 8.10.119</a>

Activity		The Council's discretion shall be limited to the following matters:
<b>RD6</b>	Convenience activities	<ul style="list-style-type: none"> <li>a. Scale and nature of activity – Rule <a href="#">14.15.56</a></li> <li>b. Traffic generation and access safety – Rule <a href="#">14.15.67</a></li> <li>c. Non-residential hours of operation – Rule <a href="#">14.15.215</a></li> <li>d. Residential design principles – Rule <a href="#">14.15.1</a></li> </ul>
<b>RD7</b>	Camping grounds	<ul style="list-style-type: none"> <li>a. Scale and nature of activity – Rule <a href="#">14.15.56</a></li> <li>b. Traffic generation and access safety – Rule <a href="#">14.15.67</a></li> <li>c. Non-residential hours of operation – Rule <a href="#">14.15.215</a></li> </ul>
<b>RD8</b>	<ul style="list-style-type: none"> <li>a. Activities and buildings that do not meet one or more of the activity specific standards in Rule <a href="#">14.10.1.1</a> (except P7-P11 activity standard ix. relating to storage of heavy vehicles, (refer to Rule <a href="#">14.10.1.4</a> D2)) for: <ul style="list-style-type: none"> <li>i. P7 Education activity</li> <li>ii. P8 Preschools, other than as provided for in Rule <a href="#">14.10.1.1</a> P5 and Rule <a href="#">14.10.1.3</a> RD9;</li> <li>iii. P9 Health care facility;</li> <li>iv. P10 Veterinary care facility;</li> <li>v. P11 Places of assembly;</li> <li>vi. P12 Spiritual activities; and</li> <li>vii. P13 Community welfare facilities.</li> </ul> </li> <li>b. Any application arising from this rule shall not be limited or publicly notified.</li> </ul>	<ul style="list-style-type: none"> <li>a. As relevant to the activity specific standard that is not met: <ul style="list-style-type: none"> <li>i. Scale and nature of activity – Rule <a href="#">14.15.56</a></li> <li>ii. Traffic generation and access safety – Rule <a href="#">14.15.67</a></li> <li>iii. Non-residential hours of operation – Rule <a href="#">14.15.215</a></li> </ul> </li> </ul>
<b>RD9</b>	<ul style="list-style-type: none"> <li>a. Activities and buildings that do not meet one or more of the activity specific standards in Rule <a href="#">14.10.1.1</a> for: <ul style="list-style-type: none"> <li>i. P4 Home occupations: <ul style="list-style-type: none"> <li>A. that do not meet standards a. and occupy a total area,</li> </ul> </li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>a. As relevant to the activity specific standard that is not met: <ul style="list-style-type: none"> <li>i. Scale and nature of activity - Rule <a href="#">14.15.56</a></li> <li>ii. Traffic generation and access safety – Rule <a href="#">14.15.67</a></li> </ul> </li> </ul>

Activity		The Council's discretion shall be limited to the following matters:
	<p>comprising the floor area of the building or part of the building (measured internally) and any outdoor storage area, no greater than 40% of the GFA of the residential unit, with the GFA calculation excluding detached accessory buildings;</p> <p>B. that do not meet one or more of the standards b. to h.</p> <p>ii. P5 Care of non-resident children within a residential unit in return for monetary payment to the carer</p> <p>b. Any application arising from this rule shall not be publicly notified but may be limited notified to affected persons.</p>	<p>iii. Non-residential hours of operation – Rule <a href="#">14.15.245</a></p>
<b>RD10</b>	Buildings that do not meet Rule <a href="#">14.10.2.2</a> – Building height up to 9 metres.	<p>a. Impacts on neighbouring property – Rule <a href="#">14.15.3</a></p> <p>b. Residential design principles – Rule <a href="#">14.15.1.i</a> – Hillside and small settlement areas</p>
<b>RD11</b>	Activities and buildings that do not meet Rule <a href="#">14.10.2.3</a> – Site coverage	<p>a. Site density and site coverage – Rule <a href="#">14.15.2</a></p>
<b>RD12</b>	Buildings that do not meet Rule <a href="#">14.10.2.4</a> – Daylight recession planes	<p>a. Impacts on neighbouring property – Rule <a href="#">14.15.3</a></p>
<b>RD13</b>	Buildings that do not meet Rule <a href="#">14.10.2.5</a> – Minimum building setbacks from internal boundaries	<p>a. Impacts on neighbouring properties – Rule <a href="#">14.15.3</a></p> <p>b. Minimum building, window and balcony setbacks – Rule <a href="#">14.15.189</a></p>
<b>RD14</b>	<p>a. Buildings that do not meet Rule <a href="#">14.10.2.6</a> – Road boundary building setback.</p> <p>b. Any application arising from this rule shall not be limited or publicly notified.</p>	<p>a. Street scene – road boundary building setback, fencing and planting – Rule <a href="#">14.15.178</a></p>
<b>RD15</b>	Buildings that do not meet Rule <a href="#">14.10.2.7</a> – Building reflectivity and colour	<p>a. Residential design principles – Rule <a href="#">14.15.1.i</a></p>
<b>RD16</b>	a. Residential units that do not meet Rule <a href="#">14.10.2.8</a> – Water supply for firefighting.	<p>a. Water supply for fire fighting – Rule <a href="#">14.15.78</a></p>

Activity		The Council's discretion shall be limited to the following matters:
	b. Any application arising from this rule shall not be publicly notified and shall be limited notified only to the New Zealand Fire Service (absent its written approval).	
RD17	<p>a. Hosted visitor accommodation that does not meet activity specific standards in Rule 14.10.1.1 P20 that does not exceed 12 guests per site at any one time.</p> <p>b. Any application arising from this rule shall not be publicly notified but may be limited notified.</p>	a. Hosted visitor accommodation, visitor accommodation in a heritage item, unhosted visitor accommodation - Rule 14.15.39.
RD18	<p>a. Unhosted visitor accommodation that does not meet activity specific standards in Rule 14.10.1.1 P21 that does not exceed 12 guests per site at any one time.</p> <p>b. Any application arising from this rule shall not be publicly notified but may be limited notified.</p>	
RD19	<p>a. Visitor accommodation in a heritage item that does not meet activity specific standards in Rule 14.10.1.1. P22 or P23 that does not exceed 20 guests per site at any one time.</p> <p>b. Any application arising from this rule shall not be publicly notified or limited notified</p>	

#### 14.10.1.4 Discretionary activities

- a. The activities listed below are discretionary activities.

Activity	
D1	Any activity not provided for as a permitted, controlled, restricted discretionary, non-complying or prohibited activity
D2	<p>a. Activities that do not meet one or more of the activity specific standards in Rule 14.10.1.1 for:</p> <ul style="list-style-type: none"> <li>i. P1 Residential activity;</li> <li>ii. Storage of more than one heavy vehicle for P7- P13.</li> </ul>
D3	Heli-landing areas that do not meet one or more of the activity specific standards in Rule 14.10.1.1 P16.

Activity	
D4	<ul style="list-style-type: none"> <li>a. <b>Hosted visitor accommodation</b> that exceeds twelve guests per <b>site</b> at any one time.</li> <li>b. Any application arising from this rule shall not be publicly notified but may be limited notified.</li> </ul>
D5	<ul style="list-style-type: none"> <li>a. <b>Unhosted visitor accommodation</b> that exceeds twelve guests per <b>site</b> at any one time</li> <li>b. Any application arising from this rule shall not be publicly notified but may be limited notified.</li> </ul>
D6	<ul style="list-style-type: none"> <li>a. <b>Visitor accommodation</b> in a <b>heritage item</b> that exceeds 20 guests per <b>site</b> at any one time.</li> <li>b. Any application arising from this rule shall not be publicly notified but may be limited notified.</li> </ul>
D7	<b>Home occupation</b> with a total area, comprising the floor area of the building or part of the building (measured internally) and any <b>outdoor storage area</b> occupied, greater than 40% of the <b>GFA</b> of the <b>residential unit</b> , with the <b>GFA</b> calculation excluding detached accessory buildings.

### 14.10.1.5 Non-complying activities

- a. The activities listed below are non-complying activities.

Activity	
NC1	<b>Buildings</b> over 9 metres in <b>height</b>
NC2	<ul style="list-style-type: none"> <li>a. <b>Sensitive activities</b> and <b>buildings</b> (excluding <b>accessory buildings</b> associated with an existing activity): <ul style="list-style-type: none"> <li>i. within 10 metres of the centre line of a 66kV <b>electricity distribution line</b> or within 10 metres of a foundation of an associated <b>support structure</b>; or</li> <li>ii. within 5 metres of the centre line of a 33kV <b>electricity distribution line</b>, or the 11kV Heathcote to Lyttelton <b>electricity distribution line</b> or within 5 metres of a foundation of an associated <b>support structure</b>.</li> </ul> </li> <li>b. Fences within 5 metres of a 66kV <b>electricity distribution line</b>, a 33kV <b>electricity distribution line</b>, or the 11kV Heathcote to Lyttelton <b>electricity distribution line</b>.</li> <li>c. Any application arising from this rule shall not be publicly notified and shall be limited notified only to Orion New Zealand Limited or other <b>electricity distribution network operator</b> (absent written approval).</li> </ul> <p>Advice note:</p> <ol style="list-style-type: none"> <li>1. The <b>electricity distribution lines</b> are shown on the planning maps.</li> <li>2. Vegetation to be planted around <b>electricity distribution lines</b> should be selected and/or managed to ensure that it will not result in that vegetation breaching the <a href="#">Electricity (Hazards from Trees) Regulations 2003</a>.</li> <li>3. <a href="#">The New Zealand Electrical Code of Practice for Electrical Safe Distances (NZECP 34:2001)</a> contains restrictions on the location of structures and activities in</li> </ol>

Activity	
	relation to <b>electricity distribution lines</b> . <b>Buildings</b> and activity in the vicinity of <b>electricity distribution lines</b> must comply with NZECP 34:2001.
<b>NC3</b>	<p>a. <b>Visitor accommodation</b> not subject to <b>Rule 14.10.1.3 RD7</b> that is not <b>hosted visitor accommodation, unhosted visitor accommodation</b> or <b>visitor accommodation</b> in a <b>heritage item</b>;</p> <p>b. Any application arising from this rule shall not be publicly notified but may be limited notified.</p>

### 14.10.1.6 Prohibited activities

There are no prohibited activities.

## 14.10.2 Built form standards

### 14.10.2.1 Site density

- a. Each **residential unit** shall be contained within its own separate **site**. The **site** shall have a minimum **net site area** as follows:

	Area	Standard
i.	Residential Small Settlement Zone except as specified below.	1000m <sup>2</sup>
ii.	<b>Allotments</b> created before October 2014 and less than 1000m <sup>2</sup> but greater than 500m <sup>2</sup>	No more than 1 <b>residential unit</b> per <b>site</b>
iii.	For that part of the Residential Small Settlement Zone identified in <b>Appendix 8.10.108</b> Takamatua development plan	No more than 1 <b>residential unit</b> per <b>site</b>
iv.	For that part of the Residential Small Settlement Zone identified in <b>Appendix 8.10.108</b> Takamatua development plan on those properties located at 1 Lushingtons Road and 6 Kotare Lane	No more than 1 <b>residential unit</b> per <b>site</b>
v.	Within the Kainga Density Overlay Area 1 and 2	450m <sup>2</sup>
vi.	<b>Older person's housing units</b> <b>Retirement village</b>	There shall be no minimum <b>net site area</b> for any <b>site</b> for any <b>residential unit</b> or <b>older person's housing unit</b>

### 14.10.2.2 Building height

- a. The maximum **height** of any **building** shall be:

	Activity	Standard
i.	All buildings unless specified below	8 metres
ii.	Accessory buildings	4.5 metres
iii.	Buildings in the Kainga Overlay Area 2	5 metres

### 14.10.2.3 Site coverage

a. The maximum percentage of the net site area covered by buildings shall be as follows:

	Zone/activity	Standard
i.	All activities in the Residential Small Settlement Zone unless specified below	25%, or 250m <sup>2</sup> ground floor area to a total maximum of 350m <sup>2</sup> total floor areas, whichever is the lesser
ii.	Kainga Overlay Area 2	40%

b. For the purposes of this rule this excludes:

- i. fences, walls and retaining walls;
- ii. eaves and roof overhangs up to 600mm in width and guttering up to 200mm in width from the wall of a building;
- iii. uncovered swimming pools up to 800mm in height above ground level; and
- iv. decks, terraces, balconies, porches, verandahs, bay or box windows (supported or cantilevered) which:
  - A. are no more than 800mm above ground level and are uncovered or unroofed; or
  - B. where greater than 800mm above ground level and/or covered or roofed, are in total no more than 6m<sup>2</sup> in area for any one site;

### 14.10.2.4 Daylight recession planes

- a. No part of any building shall project beyond a building envelope contained by a 45 degree recession plane measured at any point 2 metres above any adjoining site boundary that is not a road boundary.
- b. Within the Kainga Overlay Area 1 and 2 and the Spencerville Overlay Area, buildings shall not project beyond a building envelope constructed by recession planes, as shown in Appendix 14.16.2 Diagram A, from points 2.3 metres above:
  - i. ground level at the internal boundaries; or
  - ii. where an internal boundary of a site abuts an access lot or access strip the recession plane may be constructed from points 2.3 metres above ground level at the furthest boundary of the access lot or access strip or any combination of these areas; or

- iii. where buildings on adjoining sites have a common wall along an internal boundary the recession planes shall not apply along that part of the boundary covered by such a wall.
- c. Where the building is located in a Flood Management Area, the exemptions below apply:
  - i. In the Flood Management Area, Rule 5.4.1.3 (for activities P1-P4 in Table 5.4.1.1b); or
  - ii. In the Te Waihora/Lake Ellesmere and Wairewa/Lake Forsyth Flood Management Areas, Rule 5.4.2.3 (for activities P1-P5 in Table 5.4.2.1).

#### 14.10.2.5 Minimum building setbacks from internal boundaries

- a. The minimum building setback from internal boundaries shall be as follows:

	Applicable to	Standard
i.	Side and rear internal boundaries	3 metres
ii.	Side and rear internal boundaries in the Spencerville Overlay Area and the Kainga Overlay Areas 1 and 2	2 metres

- b. There shall be no minimum setback from internal boundaries for accessory buildings where the length of any wall located within the setbacks specified in clause a. above is less than 6 metres.

#### 14.10.2.6 Road boundary building setback

- a. The minimum road boundary building setback shall be:

i.	Activity / area	Standard
ii.	Any buildings with a garage vehicle door facing the road	5 metres
iii.	Buildings without a garage vehicle door facing the road	4.5 metres
iv.	In the Kainga Overlay Area 2	3 metres from the common boundary of the leased land and the internal road

#### 14.10.2.7 Building reflectivity and colour

- a. All roof finishes are not to exceed 30% light reflectance value (LRV).

#### 14.10.2.8 Water supply for fire fighting

- a. Sufficient water supply and access to water supplies for fire fighting shall be made available to all residential units via Council's urban fully reticulated system and in accordance with the New Zealand Fire Service Fire Fighting Water Supplies Code of Practice (SNZ PAS:4509:2008).
- b. Where a reticulated water supply compliant with SNZ PAS:4509:2008 is not available, or the only supply available is the controlled restricted rural type water supply which is not compliant



with [SNZ PAS:4509:2008](#), water supply and access to water supplies for firefighting shall be in accordance with the alternative firefighting water sources provisions of [SNZ PAS 4509:2008](#).