

## 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. Changes recommended by the Independent Hearings Panel

The changes recommended by the Independent Hearings Panel are based on Council's 'Reply Provisions' version, which include:

- Text recommended to be added/deleted by proposed PC14
- Text recommended to be added/deleted within s42A reports.
- Text recommended to be added/deleted from expert conferencing/joint witness statements.
- Text recommended to be added/deleted within s42A reports in response to matters raised during Hearings.

Where the Independent Hearings Panel recommends that the proposed PC14 provision be accepted the text is changed to **bold underlined** for the added text, and changes to **~~bold strikethrough~~** for text to be deleted.

Where the Independent Hearings Panel recommends that **green** definitions or the **blue** links to other provisions and/or external documents are accepted they *remain* unchanged.

Changes recommended by the Independent Hearings Panel (including to proposed PC14 provisions, definitions and links) are shown as **bold underlined** for text in the Council's 'Reply Provisions' that are recommended to be accepted or for additional new text, and **~~bold deleted~~** for text to be deleted (ie the purple and orange colours in the Council's 'Reply Provisions' have been removed).

### 3. Further Instructions and Explanations for Council

- a. There are no further instructions as all recommended changes have been shown in the chapter.

## 6.3 Outdoor Lighting

### 6.3.1 Introduction

- a. This introduction is to assist the lay reader to understand how this sub-chapter works and what it applies to. It is not an aid to interpretation in a legal sense.
- b. Sub-chapter 6.3 Outdoor Lighting provides for artificial outdoor lighting throughout the district where it is required for night-time work, rural productive activities, recreation activities, sport, entertainment activities, transportation and public health and safety, while managing the potential adverse effects of light spill and glare.
- c. The provisions in this sub-chapter give effect to the Chapter 3 Strategic Directions Objectives.

### 6.3.2 Objectives and Policies

#### 6.3.2.1 Objective - Artificial outdoor lighting and glare

- a. Artificial outdoor lighting enables night-time work, rural productive activities, recreation activities, sport, entertainment activities, transportation and public health and safety while:
  - i. managing adverse effects on residential, commercial, open space and rural amenity values; areas of natural, historic or cultural significance and the night sky; and
  - ii. avoiding interference with the safe operation of transport and infrastructure.

##### 6.3.2.1.1 Policy - Enabling night-time activity while managing the adverse effects of artificial outdoor lighting

- a. Recognise and provide for artificial outdoor lighting for night-time activities and safety while managing its scale, timing, duration, design and direction in a way that:
  - i. avoids, remedies or mitigates adverse effects on the rest or relaxation of residents; or any areas of natural, historic or cultural significance;
  - ii. does not interfere with the safe operation of the transport network or aircraft;
  - iii. minimises unnecessary light spill into the night sky.

### 6.3.3 How to interpret and apply the rules

- a. The rules that apply to artificial outdoor lighting in all zones are contained in:
  - i. The activity status tables (including activity specific standards) in Rule 6.3.4 Control of Glare;

- ii. The activity status tables (including activity specific standards) in [Rule 6.3.5 Control of Light Spill](#); and
  - iii. The Light Spill Standards by Zone in [Rule 6.3.6](#).
- b. The following activities generating light spill or glare are exempt from [Rules 6.3.4](#) and [6.3.5](#):
- i. temporary lighting for the purposes of **emergency** response or public safety including lighting from **emergency** response vehicles, lighting at the scene of an **emergency**, and lighting of **emergency service facilities** in response to an **emergency**;
  - ii. reflected glare from structures or vehicles;
  - iii. glare from the lights of vehicles, trains, trams and aircraft; and
  - iv. light spill and glare from traffic signals and **navigation aids**.
- c. Activities involving artificial outdoor lighting are also subject to the rules in the relevant zone chapters.
- d. The activity status tables, rules and standards in the following chapters also apply to activities involving artificial outdoor lighting (where relevant):
- 4 [Hazardous Substances and Contaminated Land](#);
  - 5 [Natural Hazards](#);
  - 6 [The other sub-chapters of General Rules and Procedures](#);
  - 7 [Transport](#);
  - 8 [Subdivision, Development and Earthworks](#);
  - 9 [Natural and Cultural Heritage](#); and
  - 11 [Utilities and Energy](#).
- e. Illuminated **signage** is also subject to the controls on illuminated **signage** in [Sub-chapter 6.8 Signs](#).
- f. The standards for lux spill shall be measured and assessed in accordance with Standard AS4282-1997 (Control of the Obtrusive Effects of Outdoor Lighting).

## 6.3.4 Rules - Activity status tables - Control of glare

### 6.3.4.1 Permitted activities

- a. The activities listed below are permitted activities if they meet the activity specific standards set out in the following table and the activity specific standards in [Rule 6.3.5 Control of Light Spill](#).
- b. Activities may also be controlled, restricted discretionary, discretionary, non-complying or prohibited as specified in [Rules 6.3.4.2](#), [6.3.4.3](#), [6.3.4.4](#), [6.3.4.5](#) and [6.3.4.6](#).

Activity	Activity specific standards
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P1	Any activity involving artificial outdoor lighting, other than activities specified in <a href="#">Rule 6.3.4.5 NC1</a> or <a href="#">NC2</a> .	<p>a. All fixed exterior lighting shall, as far as practicable, be aimed, adjusted and/or screened to direct lighting away from the <a href="#">windows of habitable spaces</a> of <a href="#">sensitive activities</a>, other than <a href="#">residential units</a> located in industrial zones, so that the obtrusive effects of glare on occupants are minimised.</p> <p>b. Artificial outdoor lighting shall not result in a greater than 2.5 lux spill (horizontal or vertical) into any part of a <a href="#">major arterial road</a> or <a href="#">minor arterial road</a> or arterial route identified in <a href="#">Appendix 7.5.12</a> where this would cause driver distraction.</p> <p>Advice note:</p> <p>1. See <a href="#">Appendix 6.11.13</a> for guidance on lighting design to reduce light spill and glare.</p>
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### 6.3.4.2 Controlled activities

There are no controlled activities.

### 6.3.4.3 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 6.3.7](#), as set out in the following table.

Activity	The <a href="#">Council's</a> discretion shall be limited to the following matters:
RD1 Any activity listed in <a href="#">Rule 6.3.4.1 P1</a> that does not meet activity specific standard a..	a. Amenity - <a href="#">Rule 6.3.7.1</a>
RD2 Any activity listed in <a href="#">Rule 6.3.4.1 P1</a> that does not meet activity specific standard b.. Any application arising from this rule shall not be publicly notified and shall be limited notified only to the road-controlling authority (absent its written approval).	a. Transport safety - <a href="#">Rule 6.3.7.2</a>

### 6.3.4.4 Discretionary activities

There are no discretionary activities.

### 6.3.4.5 Non-complying activities

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

Activity	
NC1	Any activity that results in a greater than 2.5 lux spill (horizontal or vertical) into any land outside the Specific Purpose (Airport) Zone that is within 500 metres of the threshold of a runway at Christchurch International Airport.
NC2	Any non-aeronautical ground lights in the areas shown in <a href="#">Appendix 6.11.7.4</a> that shine above the horizontal.

### 6.3.4.6 Prohibited activities

There are no prohibited activities.

## 6.3.5 Rules - Activity status tables - Control of Light Spill

### 6.3.5.1 Permitted activities

- a. The activities listed below are permitted activities if they meet the activity specific standards set out in the following table and the activity specific standards in [Rule 6.3.4](#) Control of Glare.
- b. Activities may also be controlled, restricted discretionary, discretionary, non-complying or prohibited as specified in [Rules 6.3.5.2](#), [6.3.5.3](#), [6.3.5.4](#), [6.3.5.5](#) and [6.3.5.6](#).

Activity		Activity specific standards
P1	Any activity involving outdoor artificial lighting except as specified in <a href="#">Rule 18.4.1.1</a> P26.	<p>a. Any outdoor artificial lighting shall comply:</p> <ul style="list-style-type: none"> <li>i. with the light spill standards in <a href="#">Rule 6.3.6</a> as relevant to the zone in which it is located, and;</li> <li>ii. where the light from an activity spills onto another site in a zone with a more restrictive standard, the more restrictive standard shall apply to any light spill received at that site.</li> </ul> <p>Advice note:</p> <ol style="list-style-type: none"> <li>1. See <a href="#">Appendix 6.11.13</a> for guidance on lighting design to reduce light spill and glare.</li> </ol>

### 6.3.5.2 Controlled activities

There are no controlled activities.

### 6.3.5.3 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 6.3.7](#), as set out in the following table.

Activity		The Council's discretion shall be limited to the following matters:
RD1	Any activity listed in <a href="#">Rule 6.3.5.1</a> P1 that does not meet the activity specific standard.	a. Amenity – <a href="#">Rule 6.3.7.1</a>

### 6.3.5.4 Discretionary activities

There are no discretionary activities.

### 6.3.5.5 Non-complying activities

There are no non-complying activities.

### 6.3.5.6 Prohibited activities

There are no prohibited activities.

## 6.3.6 Rules - Light Spill Standards by Zone

- a. The added horizontal or vertical illuminance from the use of artificial outdoor lighting must not exceed the limits in the following table of light spill standards by zone, when measured or calculated 2 metres within the [boundary](#) of any adjacent [site](#).
- b. Where a [site](#) is divided by a zone boundary, each part of the [site](#) shall be treated as a separate [site](#) for the purpose of the standards contained in the following table of light spill standards by zone.

Table 6.3.6.1: Light Spill Standards by Zone

Zone or scheduled activity		Permitted lux spill (horizontal and vertical)
i.	Open Space Coastal Zone	4.0
ii.	<del>City Centre Zone-Commercial</del> <del>Central City Business Zone</del>	20.0
iii.	<del>Commercial zones-Commercial zones</del> , all other	10.0
iv.	Residential Visitor Accommodation Zone	5.0

v.	Industrial Park Zone; Industrial General Zone	10.0
vi.	Industrial zones, all other	20.0
vii.	Open Space Community Parks Zone; Open Space Natural Zone; Open Space Water and Margins Zone and Avon River Precinct/Te Papa Ōtākaro Zone	4.0
viii.	Open Space Zones, all other	10.0
ix.	Papakāinga / Kāinga Nohoanga Zone	4.0
x.	Residential zones, all other	4.0
xi.	Rural Quarry Zone	10.0
xii.	Rural zones, all other	10.0
xiii.	Scheduled activities ( <b>taverns; service stations</b> )	10.0
xiv.	Scheduled activities, all other	4.0
xv.	Specific Purpose (Cemetery) Zone; Specific Purpose (Hospital) Zone other than Christchurch Hospital; Specific Purpose (School) Zone; Specific Purpose (Tertiary Education) Zone; Specific Purpose (Flat Land Recovery) Zone; Specific Purpose (Ōtākaro Avon River Corridor) Zone	4.0
xvi.	Specific Purpose (Hospital) Zone - Christchurch Hospital; Specific Purpose (Golf Resort) Zone; Specific Purpose (Ruapuna Motorsport) Zone; Specific Purpose (Styx Mill Road Transfer Station) Zone; Specific Purpose (Defence Wigram) Zone	10.0
xvii.	Specific Purpose (Airport) Zone	20.0
xviii.	Transport Zone  Advice note: 1. Exemptions from this standard can be found in <a href="#">6.3.3</a> .	Activities in the Transport Zone must meet the standards for the zones in which the adjacent <b>sites</b> are located.

### 6.3.7 Rules – Matters of Discretion

- a. When considering applications for restricted discretionary activities, the **Council's** discretion to grant or decline consent, or impose conditions, is restricted to the matters over which

discretion is restricted in the tables in [Rules 6.3.4.3](#) and [6.3.5.3](#), and as set out for that matter below.

### 6.3.7.1 Amenity

- a. The extent to which the timing, duration, direction, intensity, focus, design, height or type of lighting (e.g. moving or intermittent) create adverse effects on local [amenity values](#), particularly where any of the above is likely to result in sleep disturbance or to restrict the reasonable use of outdoor living or recreation areas;
  - i. Reference shall be made where appropriate to Australian Standards AS 4282 – 1997 (Control of the Obtrusive Effects of Outdoor Lighting) to determine degrees of glare or discomfort and appropriate mitigation measures.
- b. Any measures taken to mitigate the effects in a.;
- c. Whether the artificial lighting is necessary for public safety or security;
- d. The consistency of the proposal with permitted background levels of artificial outdoor lighting in the receiving environment and the purpose, function and anticipated activities of affected zones;
- e. The likelihood of additional lighting contributing to cumulative adverse effects on residential, commercial, rural or open space [amenity values](#);
- f. Whether the timing, direction or design of the lighting contributes to avoidable or unnecessary light spill into the night sky, except in the Central City.
- g. The proximity of the proposed artificial lighting to, and any potential adverse effects on:
  - i. any Site of Ecological Significance listed in Schedule A of [Appendix 9.1.6.1](#);
  - ii. any [heritage item](#) or [heritage setting](#) listed in [Appendix 9.3.7.2](#);
  - iii. any Wāhi Tapu/Wāhi Taonga [site of Ngāi Tahu Cultural Significance](#) identified in [Schedule 9.5.6.1](#);
  - iv. any Outstanding Natural Landscape identified in [Appendix 9.2.9.2.2](#);
  - v. any Outstanding Natural Feature identified in [Appendix 9.2.9.2.1](#);
  - vi. any Significant Feature identified in [Appendix 9.2.9.2.3](#); and
  - vii. any Area of Outstanding, or High and Very High, Natural Character in the Coastal Environment identified in [Appendices 9.2.9.2.7](#) and [9.2.9.2.8](#).

### 6.3.7.2 Transport safety

- a. The risk of any artificial lighting or glare creating a distraction or other impediment to the safe operation of the transport network, ships or aircraft.