

# **10 TEMPORARY BUILDINGS AND TEMPORARY ACTIVITIES RULES**

## **10.1 TEMPORARY BUILDINGS AND TEMPORARY ACTIVITIES**

### **10.1.1 ACTIVITIES**

#### **10.1.1.1 PERMITTED ACTIVITIES**

Notwithstanding anything to the contrary in this Plan, the following shall be **Permitted Activities** in any zone:

- 1 Temporary Buildings ancillary to a building or construction project, provided that any such building does not exceed 50m<sup>2</sup> in gross floor area, or remain on the site for longer than the duration of the project or twelve months, whichever is the lesser.
- 2 Temporary Buildings or other structures including tents, ancillary to carnivals, bazaars, public meetings, provided that such activities shall not remain on the site longer than one month.
- 3 Temporary Military Training Activities provided that:
  - (i) the written consent of the land owner has been obtained; and
  - (ii) the activity does not require the construction of permanent structure; and
  - (iii) the activity does not require earthworks (permanent or mechanical) unless provided for in this Plan; and
  - (iv) flying activity is in compliance with civil aviation regulations or in agreement with the local controlling authority; and
  - (v) the activity is limited to a period not exceeding 31 days; and
  - (vi) the activity shall be conducted so as to ensure that noise from the site shall not exceed the following noise limits:
    - (a) Residential Zone, Rural Residential Zone, Township Zone, Business 1, 1A, 2, 3, 3A, 6 and H Zones:  
the noise limits specified for the relevant zone.
    - (b) Rural G & S Zones, Macraes Mining Project Mineral Zone, Business 4 and 5 Zones, Oamaru Airport Zone and Omarama Airfield Zone:
      - i) the noise limits specified in the following table, as measured at or within the notional boundary of any dwelling:

**Table 1 - Noise Limits for Temporary Military Training Activities:**

<b>Time on any Day</b>	<b>L10 dB LAeq (15min)</b>	<b>Lmax dB LAFmax</b>
0600 - 0730	60	70
0730 - 1800	75	90
1800 - 2000	70	85
2000 - 0630 the following day	55	75

Provided the limits for impulsive noise arising from any use of explosives, ammunition or pyrotechnics at any time shall not exceed a peak Z frequency-weighted sound pressure level of 120dB<sub>LZ</sub>peak;

Provided further that a responsible person shall foster and maintain liaison between the Armed Services and the neighbouring community before and during the temporary military training activity; and

Provided also that the above noise limits shall apply on not more than two occasions in any period of 12 months where any exhibition or demonstration of military activities is open to the public and held between the hours of 1000 - 1700.

- 4 Relocated building for educational purposes on an existing school site, provided that it meets the Site Development Standards and the Critical Zone Standards of the **Residential Zone**;
- 5 Temporary telecommunications and/or radiocommunications activities, provided that such activities shall not remain on the site longer than two months.

#### **10.1.1.2 DISCRETIONARY ACTIVITIES**

Any Temporary Buildings and/or Temporary Activities specified as Permitted Activities, in Rule 10.1.1 Permitted Activities above, which exceed the size, scale and time limits specified in 10.1.1.1 above shall be **DISCRETIONARY ACTIVITIES**.

#### **10.1.1.3 CONTROLLED ACTIVITIES**

Temporary Military Training Activities not meeting one or more of the conditions in Rule 10.1.1.1 (3) shall be **CONTROLLED ACTIVITIES**.

The exercise of the Council's discretion being restricted to duration of the activity, earthworks, and the location, duration and frequency of any noise emissions.

#### **10.1.1.4 NON-NOTIFIED RESOURCE CONSENTS**

In accordance with section 77D RMA 1991, an application for resource consent required by the following activity is precluded from public notification (s95A RMA 1991) and limited notification (s95B RMA 1991) subject to sections 95A(2)(b), 95A(2)(c), 95A(4) 95B(3) and 95C of the Act:

- **10.1.1.2** Discretionary Activities

### **10.1.2 RESOURCE CONSENTS - ASSESSMENT MATTERS**

#### **10.1.2.1 PERFORMANCE MEASURES - TEMPORARY ACTIVITIES**

- (i) Unless expressly allowed otherwise, activities shall not remain on the site longer than one month per year.
- (ii) Waste receptacles shall be provided on-site.

- (iii) Adequate effluent disposal shall be provided for the activity. Council approval shall be required for the adequacy of the proposed provision. (The type of disposal will be dependent on the nature and duration of the activity).
- (iv) The site shall be rehabilitated to its former state after any temporary activity.

### 10.1.2.2 GENERAL

- 1 The following Assessment Matters are methods or matters included in the District Plan, in order to enable the Council to implement the Plan's policies and fulfil its functions and duties under the Act.
- 2 In considering resource consents for land use activities, in addition to the applicable provisions of the Act, the Council shall apply the relevant *Assessment Matters* set out in 10.1.2.3 below.
- 3 In the case of *Discretionary Activities*, where the exercise of the Council's discretion is restricted to the matter(s) specified in a particular standard(s) only, the assessment matters taken into account shall only be those relevant to that/these standard(s).

### 10.1.2.3 ASSESSMENT MATTERS

In considering whether or not to grant consent or impose conditions, the Council shall have regard to, but not be limited by, the following assessment matters:

- 1 Whether the age, appearance and condition of the building will be compatible with buildings on adjoining properties and in the vicinity.
- 2 Whether the likely appearance of the building upon restoration or alteration, will be such as to ensure compatibility with buildings on adjoining properties and in the vicinity.
- 3 Whether the exterior materials used, and their condition are of an acceptable standard.
- 4 The likelihood that restoration work will be undertaken within a specified period.
- 5 Any requirement to impose a bond or other condition to ensure completion of restoration work, both structural and appearance, to an acceptable standard.
- 6 The effect of a larger building or longer time period in regard to:
  - a) Any adverse effects on the amenities of the neighbourhood;
  - b) Any adverse effects on adjoining properties from noise, overshadowing, privacy or loss of visual amenity;
  - c) The impact on the road network and traffic safety in the vicinity of the site; and
  - d) Whether the building generally complies with other standards for buildings in the relevant zone.





