

## **Wairau/Awatere Resource Management Plan**

Plan Change No. 61: Minor Amendments - Operative Plan Changes to the  
Wairau/Awatere Resource Management Plan

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This document contains the schedule of the operative changes resulting from Plan Change 61 to the Wairau/Awatere Resource Management Plan as at the 20<sup>th</sup> March 2014.

**OPERATIVE DATE: 20 MARCH 2014**

## Schedule of Changes

Below are the operative changes resulting from Plan Change 61 to the Wairau/Awatere Resource Management Plan as at the 20 March 2014, changes are shown by underlining and ~~strikethroughs~~.

### Item One - Policy on terms of water permits to take and use water

Amend Policy 6.3.1.1.3 as follows:

~~To increase certainty for water users by issuing water permits for 30 year terms, subject to reviews of the resource every 5 or 10 years to ensure on going sustainable management of the water resource.~~

To issue water permits to take and use water for a period of 10 years where water resources are either fully allocated or over-allocated relative to the allocation limits set in this Plan or where water is to be taken from a resource for which no SFR has been established in the Plan.

Amend the explanation to the policies under Section 6.3.1 as follows:

~~Domestic water extraction up to 10 m<sup>3</sup> per day is exempt from requirements for metering or water permits. For non-domestic extraction the term of water permits will be 10 years where the cumulative volume of water allocated through individual water permits has reached the Class A and (where there is a Class B limit set) Class B allocation limits. This will allow the adverse effects of abstraction in a situation of full or over-allocation to be addressed in a timely fashion. A 10 year term is also appropriate where water is to be taken from a water resource for which no SFR has been established due to the uncertainty over the cumulative effects of water extraction in these circumstances. be issued for 30 year terms for all new and renewed water permits, but will be subject to.~~

The full and over allocation of water resources are issues being addressed through the review of the Wairau/Awatere Resource Management Plan. A water allocation framework that directs how these issues are to be resolved will be notified before December 2014, as required by the national Policy Statement Freshwater Management 2011. It is likely that the implementation of this framework will be remove the need to limit duration in the manner set out in Policy 6.3.1.1.3.

Resource reviews will be undertaken every 5 or 10 years depending on location, to ensure on-going sustainable and equitable management of the resource. The interval of resource review is related to the level of understanding for the particular resource. The longer the interval between reviews for example 10 years, the greater the understanding of the resource and less potential there is for adverse effects.

### Item Two - Definition of 'Family Flat'

Insert the following definition of "Family Flat" into Chapter 26.

#### Definitions (Chapter 26)

Means a building of less than 80 square metres gross floor area used to accommodate up to two family members of a person residing in the principal residential unit on the property.

### Item Three - Setbacks from water bodies for reasons other than avoiding flood hazard

- (i) Replace the heading "Hazards" with "**Flood Protection/ Riparian Management**" into the heading for the following rules, and delete the heading "Flood Protection /Riparian Management" from the following rules:

#### 3.1 Rural Residential Zone(Chapter 31)

##### **31.1.6 Hazards-Flood Protection/ Riparian Management**

##### **31.1.6.1 Flood Protection/ Riparian Management**

#### 3.2 Urban Residential 1 and 2 Zones (Chapter 32)

**32.1.5 Hazards-Flood Protection/ Riparian Management**

**32.1.5.1 Flood Protection/ Riparian Management**

**3.3 Township Residential Zone (Chapter 33)**

**33.1.5 Hazards-Flood Protection/ Riparian Management**

**33.1.5.1 Flood Protection/ Riparian Management**

**3.4 Neighbourhood Business Zone (Chapter 36)**

**36.1.5 Hazards-Flood Protection/ Riparian Management**

**36.1.5.1 Flood Protection/ Riparian Management**

**3.5 Industrial 1 and 2 Zones (Chapter 37)**

**37.1.7 Hazards-Flood Protection/ Riparian Management**

**37.1.7.1 Flood Protection/ Riparian Management**

**3.6 Rural Township Zone (Chapter 38)**

**38.1.5 Hazards-Flood Protection/ Riparian Management**

**38.1.5.1 Flood Protection/ Riparian Management**

(ii) Amend the following rules as shown:

**3.7 Rural Residential Zone (Chapter 31)**

**31.1.6.2** *No building activity or earthworks shall take place as a Permitted Activity within ~~or having any adverse effect upon~~ any natural hazard area identified as a flood hazard by this Plan.*

**3.8 Urban Residential 1 and 2 Zones (Chapter 32)**

**32.1.5.2** *No building activity or earthworks shall take place as a Permitted Activity within ~~or having any adverse effect upon~~ any natural hazard area identified as a flood hazard by this Plan.*

*Amend the 12th bullet point in Rule 32.4.1 to:*

*Any activity listed as a permitted activity and establishing on ~~or impacting on~~ any flood hazard area identified on the Planning Maps as a hazard area by this plan.*

**3.9 Township Residential Zone (Chapter 33)**

**33.1.5.2** *No building activity or earthworks shall take place as a Permitted Activity within ~~or having any adverse effect upon~~ any natural hazard area identified as a flood hazard by this Plan.*

**3.10 Neighbourhood Business Zone (Chapter 36)**

**36.1.5.2** *No building activity or earthworks shall take place as a Permitted Activity within ~~or having any adverse effect upon~~ any natural hazard area identified as a flood hazard by this Plan.*

**3.11 Industrial 1 and 2 Zones (Chapter 37)**

**37.1.7.2** *No building activity or earthworks shall take place as a Permitted Activity within ~~or having any adverse effect upon~~ any natural hazard area identified as a flood hazard by this Plan.*

**3.12 Rural Township (Chapter 38)**

- 38.1.5.2** ~~No building activity or earthworks shall take place as a Permitted Activity within or having any adverse effect upon any natural hazard area identified as a flood hazard by this Plan.~~

#### **Item Four - Remove references to a 'Hazards Register' as none exists**

Delete the advisory note for the hazards register in the following plan provisions:

##### **4.1 Rural Residential Zone (Chapter 31)**

- 31.1.6.2** ~~No building activity or earthworks shall take place as a Permitted Activity within or having any adverse effect upon any natural hazard area identified by this Plan.~~

~~Hazards Register~~

~~Note:~~

~~The Council maintains a Hazard Register, which provides public information on properties where natural hazards have been specifically identified. (The Register is a 'living' document which is progressively updated). Property developers are advised to consult this register.~~

##### **4.2 Urban Residential 1 and 2 Zones (Chapter 32)**

- 32.1.5.2** ~~No building activity or earthworks shall take place as a Permitted Activity within or having any adverse effect upon any natural hazard area identified by this Plan.~~

~~Hazards Register~~

~~Note:~~

~~The Council maintains a Hazard Register, which provides public information on properties where natural hazards have been specifically identified. (The Register is a 'living' document which is progressively updated). Property developers are advised to consult this register.~~

##### **4.3 Township Residential (Chapter 33)**

- 33.1.5.2** ~~No building activity shall take place as a Permitted Activity within or having any adverse effect upon any natural hazard area identified by this Plan.~~

~~Hazards Register~~

~~Note:~~

~~The Council maintains a Hazard Register, which provides public information on properties where natural hazards have been specifically identified. (The Register is a 'living' document which is progressively updated). Property developers are advised to consult this register.~~

##### **4.4 Neighbourhood Business Zone (Chapter 36)**

- 36.1.5.2** ~~No building activity shall take place as a Permitted Activity within or having any adverse effect upon any natural hazard area identified by this Plan.~~

~~Hazards Register~~

~~Note:~~

~~The Council maintains a Hazard Register, which provides public information on properties where natural hazards have been specifically identified. (The Register is a 'living' document which is progressively updated). Property developers are advised to consult this register.~~

#### 4.5 Industrial 1 and 2 Zones (Chapter 37)

**37.1.7.2** *No building activity shall take place as a Permitted Activity within or having any adverse effect upon any natural hazard area identified by this Plan.*

~~Hazards Register~~

~~Note:~~

~~The Council maintains a Hazard Register, which provides public information on properties where natural hazards have been specifically identified. (The Register is a 'living' document which is progressively updated). Property developers are advised to consult this register.~~

#### 4.6 Rural Township (Chapter 38)

**38.1.7.2** *No building activity shall take place as a Permitted Activity within or having any adverse effect upon any natural hazard area identified by this Plan.*

~~Hazards Register~~

~~Note:~~

~~The Council maintains a Hazard Register, which provides public information on properties where natural hazards have been specifically identified. (The Register is a 'living' document which is progressively updated). Property developers are advised to consult this register.~~

### Item Five - Controlled activity rule for development

(i) Delete the following rules from the list of controlled activities listed in the following rules, and delete the associated standards and terms as follows:

#### 5.1 Rural 3 and 4 Zones (Chapter 30)

**30.2.1** *Application must be made for a resource consent for a Controlled Activity for the following:*

- *The sale of farm produce from a rural selling place.*
- *Excavation exceeding 1,000 m<sup>3</sup> on land over 20° slope .*
- *The discharge of liquid wastes and animal effluent.*
- *Relocated buildings over 36m<sup>2</sup> in area.*
- *Temporary Military Training Activities (not a permitted activity).*
- ~~*Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development.*~~

~~**30.2.8** *Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development*~~

~~**30.2.8.1** *Standards and Terms*~~

~~*All development must comply fully with the rules for Permitted Activities for the zone and all other relevant rules.*~~

~~**30.2.8.2** *Matters Over Which the Council Will Exercise Control*~~

~~The Council reserves control over and may impose conditions with respect to development levies.~~

## **5.2 Rural Residential Zone (Chapter 31)**

~~31.2.1 Application must be made for a resource consent for a Controlled Activity for the following:~~

- ~~• Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development~~

### ~~31.2.2 Standards and Terms~~

~~31.2.2.1 All development must comply fully with the rules for permitted activities for the zone and all other relevant rules.~~

### ~~31.2.3 Matters Over Which the Council Will Exercise Control~~

~~31.2.3.1 The Council reserves control over and may impose conditions with respect to development levies.~~

## **5.3 Urban Residential 1 and 2 Zones (Chapter 32)**

~~32.2.1 Application must be made for a resource consent for a Controlled Activity for the following:~~

- ~~• Relocated buildings of greater than 36 m<sup>2</sup> in area.~~
- ~~• Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development.~~

~~32.2.4 Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development~~

### ~~32.2.4.1 Standards and Terms~~

~~All development must comply fully with the rules for Permitted Activities for the zone and all other relevant rules.~~

### ~~32.2.4.2 Matters Over Which the Council Will Exercise Control~~

~~The Council reserves control over and may impose conditions with respect to development levies.~~

## **5.4 Central Business (Chapter 35)**

~~35.2.1 Application must be made for a resource consent for a Controlled Activity for the following:~~

- ~~• Residential Activity.~~
- ~~• Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development.~~

~~35.2.4 Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development~~

### ~~35.2.4.1 Standards and Terms~~

~~All development must comply fully with the rules for Permitted Activities for the zone and all~~

*other relevant rules.*

#### ~~35.2.4.2~~ **Matters Over Which the Council Will Exercise Control**

*The Council reserves control over and may impose conditions with respect to development levies.*

### **5.5 Neighbourhood Business Zone (Chapter 36)**

#### **36.2.1 Application must be made for a resource consent for a Controlled Activity for the following:**

- **Residential activity (except in the case of the site scheduled in Appendix G).**
- **Relocated buildings.**
- ~~Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development.~~

~~36.2.5 Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development~~

#### ~~36.2.5.1.1~~ **Standards and Terms**

*All development must comply fully with the rules for Permitted Activities for the zone and all other relevant rules.*

#### ~~36.2.5.1.2~~ **Matters Over Which the Council Will Exercise Control**

*The Council reserves control over and may impose conditions with respect to development levies.*

### **5.6 Industrial 1 and 2 Zones (Chapter 37)**

#### **37.2.1 Application must be made for a resource consent for a Controlled Activity for the following:**

- **Subject to Rule 37.1.6.6 the discharge into air from an industrial or trade premises, or from a non-moving source that is not an industrial or trade premise, of the products of combustion from fuel burning equipment used for generating heat or electric power using:**
  - a) **methane or natural or liquefied petroleum gas for the purposes of generating heat or electric power at a rate not exceeding 50 Megawatts; or**
  - b) **untreated wood, coal or oil, excluding waste oil, for the purposes of generating heat or electric power at a rate not exceeding 10 Megawatts**

*where the limits specified in a) and b) above apply to the cumulative generated heat or electric power produced by the specified fuel within the same premises.*

- ~~Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development~~

~~37.2.5 Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development~~

#### ~~37.2.5.1~~ **Standards and Terms**

~~All development must comply fully with the rules for Permitted Activities for the zone and all other relevant rules.~~

~~**37.2.5.2 Matters Over Which the Council Will Exercise Control**~~

~~The Council reserves control over and may impose conditions with respect to development levies.~~

**5.7 Rural Township Zone (Chapter 38)**

**38.2.1** Application must be made for a resource consent for a Controlled Activity for the following:

- Residential activity.
- Relocated buildings.
- ~~Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development.~~

~~**38.2.5 Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development**~~

~~**38.2.5.1 Standards and Terms**~~

~~All development must comply fully with the rules for Permitted Activities for the zone and all other relevant rules.~~

~~**38.2.5.2 Matters Over Which the Council Will Exercise Control**~~

~~The Council reserves control over and may impose conditions with respect to development levies.~~

**5.8 Port Zone (Chapter 40)**

**40.2.1** Application must be made for a resource consent for a Controlled Activity with respect to the following:

- **Any buildings, structures and services for port activities in the coastal marine area not provided for as a Permitted Activity.**
- **Any activity which is carried out for the purpose of removal, placement, or redistribution of seabed material, sand, marine debris, litter, or dead seaweed or depositing these or other materials for the purpose of maintaining the seabed for port activities or for re-contouring or reshaping of the foreshore.**
- **Discharges to the coastal marine area (other than the discharge of human effluents) associated with the operational needs of the terminal.**
- ~~Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development.~~

~~**40.2.6 Any development as defined in Rule 29.2.19.2 and 29.2.19.3 of Standard Requirements for Subdivision and Development**~~

~~**40.2.6.1 Standards and Terms**~~

~~All development must comply fully with the rules for Permitted Activities for the zone and all~~



*other relevant rules.*

**40.2.6.2 — ~~Matters Over Which the Council Will Exercise Control~~**

*The Council reserves control over and may impose conditions with respect to development levies.*

**Item Six - Clarify that Utility provisions apply to “requiring authority”**

Add the following definition for “Utility” into Chapter 26 of the Plan:

*Utility* Means a network utility operation as that term is defined in section 166 of the Resource Management Act 1991.

**Item Seven - Subdivision Chapter (Chapter 28)**

**7.1 RECONCILE SUBDIVISION STANDARDS FOR TOWNSHIP RESIDENTIAL ZONE WITH SITE DENSITY STANDARDS**

Amend the Threshold Lot Area for Township Residential (Renwick) in Table 28.2.2, as follows:

Zone	Allotment Type W = with Sewerage Reticulation WO = Without	Environmental Assessment Threshold Lot Area m <sup>2</sup> <sup>1</sup> see note below	Environmental Assessment Threshold Building Platform Shape Factor <sup>2</sup> see note below	Environmental Assessment Threshold Frontage Metres <sup>3 4</sup> see note below	Qualification
Township Residential (Renwick)	Front W	<del>400</del> <u>450</u>	15 metre diameter circle	15	
	Front WO	<del>800</del> <u>1000</u>	15 metre diameter circle	15	
	Rear W	<del>500</del> <u>450</u>	15 metre diameter circle	NA	Access requirements apply, refer 28.2.3
	Rear WO	1000	15 metre diameter circle	NA	Access requirements apply, refer 28.2.3

**7.2 CLARIFY THAT BUILDING PLATFORMS MUST BE FREE FROM EASEMENTS AND YARD SETBACKS**

Insert the following text to the end of the existing note 2 to Tables 28.2.2 and 28.3.2 of Chapter 28 Subdivisions:

2 The minimum building platform shape factor may be applied anywhere within the proposed allotment. Any building located within the building platform shape factor must comply with the bulk and location requirements of the respective zones and comply with the requirements of any easements.

### 7.3 REFERENCES TO SECTION 321 OF THE LOCAL GOVERNMENT ACT 1974

(i) Delete Note 3 from Rule 28.2.2 as follows:

1 Lot areas prescribed are net areas, exclusive of access.

2 ...

~~3 Where no frontage is available the Council must be able to issue a certificate under Section 321 of the Local Government Act 1974, to confirm that legal physical access is available.~~

(ii) Delete Note 3 from Rule 28.3.2 as follows:

1 Lot areas prescribed are net areas, exclusive of access.

2 ...

~~3 Where no frontage is available the Council must be able to issue a certificate under Section 321 of the Local Government Act 1974, to confirm that legal physical access is available~~

### 7.4 REMOVE REFERENCES TO COMPLIANCE WITH ASSESSMENT MATTERS FROM THE RULES RELATING TO CONTROLLED AND DISCRETIONARY SUBDIVISION ACTIVITIES

#### Subdivision Rule 28.2

Delete the reference to assessment criteria, and Rule 28.2.4 and Rule 28.2.5, in Amend Rule 28.2 (Controlled Activities) as follows

If subdivision proposals for these zones meet all of the following standards and assessment criteria (Rules 28.2.2, 28.2.3, ~~28.2.4~~), the Council will reserve control over the matters prescribed in Rule 28.2.5.

#### Subdivision Rule 28.3

Delete the reference to assessment criteria, and Rule 28.3.5 Rule 28.3 (Discretionary Subdivision Activity), as follows:

*Generally, subdivision in these zones is a Discretionary Activity if the proposal meets all of the standards specified. ~~Applications will generally be considered in the context of the assessment criteria specified in Rule 28.3.5.~~ There are two exceptions to these general requirements, both involve a subdivision component with Limited Discretionary status. They involve Rule 28.3.3, "Standards for Access to Rear Lots", and Rule 28.3.4, "Limits to the Council's Discretion", which includes matters that relate to "State Highway", in Rule 28.3.4.2.*

### Item Eight - Include rules for the Damming of Water

#### General Rules (Chapter 27)

Add 'Damming of Water' to the title of **Rule 27.1.6** as follows:

#### **Rules for the Construction of a Dam and the Associated Damming of Water**

Amend the text that follows **Rule 27.1.6**, as follows:

A consent for the construction of any dam, on-stream or off-stream, under Sections 9 or 13 of the RMA does not cover the taking, use, ~~damming~~ or diversion of water controlled under Section 14 of

*the Act. A separate water permit will be required for the taking, use, or diversion ~~or damming~~ of water associated with a dam and the damming of water.*

Amend **Rule 27.1.6.1** to include the damming of water, as follows:

*Unless expressly limited elsewhere, the construction or alteration of a small dam, and the associated damming of water, ~~is a~~ are Permitted Activityies where ~~it~~ they meets the following conditions.*

Amend **Rule 27.1.6.2** to include the damming of water, as follows:

*The construction or alteration of any dam, and the associated damming of water, which cannot comply with the conditions for a Permitted Activity.*

Amend **Rule 27.1.6.3** to include the damming of water, as follows:

*The construction or alteration of a dam on a water resource listed below, including the associated damming of water:*

Amend **Rule 27.1.6.4** to include the damming of water, as follows:

*The construction or alteration of a dam on a water resource listed below, including the associated damming of water:*

## **Item Nine - Subdivisions in the Conservation Zone**

Delete “subdivision” from the list of discretionary activities in Rule 41.2.1 for the Conservation Zone, as follows:

41.2.1 ~~Application must be made for a resource consent for a Discretionary Activity for the following:~~

- ~~• Subdivision~~

## **Item Ten - Wineries, distilleries and breweries in rural environments**

(i) Delete the following Definition from Chapter 26 (Definitions)

~~**WINERIES** premises for the retail sale of wine, associated wine promotional material and associated dining facilities~~

(ii) Add the following definition to Chapter 26 (Definitions):

**WINERY** A facility for the processing of grapes or other fruit for the production of wine, or juice for the subsequent production of wine, and the blending and storage of wine.

## **Item Eleven - Amendments to definition of “Home Occupation”**

Definitions (Chapter 26)

Amend the definition of “**Home Occupation**” in Chapter 26 (Definitions), as follows:

**HOME OCCUPATION** means an occupation, business, trade, craft or profession, other than escort agencies, brothels and massage parlours, the primary purpose of which is to derive income and is:

- (a) Performed only by a member of the household residing in the dwelling unit or accessory building in which it is carried out; and
- (b) Is incidental and secondary to the use of the dwelling unit for residential purposes.

The person undertaking the home occupation is entitled to employ one additional

person that does not normally reside in the dwelling unit or accessory building.

*Excluded from this definition are any activities involving panel beating, spray painting, motor vehicle repairs, fibre-glassing, heavy trade vehicles, sheet metal work, wrecking of motor vehicles, bottle and scrap metal storage, rubbish collection service, wrought iron work, fish processing, motor body building and any process which involves continual use of power tools and drilling or hammering or any other occupation, business, trade, craft or profession which would detract from the amenities of the neighbourhood or locality.*

## **Item Twelve - Include drainage channels in the rules requiring discharge setbacks from water bodies**

Amend the following rules as shown:

### **12.1 Rural 3 and 4 Zones (Chapter 30)**

Rule 30.1.8.2.4 g)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

Rule 30.1.8.2.5 e)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

Rule 30.1.8.4.1

*The discharge shall not be within 100 metres of a surface water body or drainage channel or a well used for domestic water supply*

Rule 30.1.8.9.4

*The discharge shall not be within 20 metres of any surface water body or drainage channel.*

Rule 30.1.8.10.7

*The discharge shall not be within 20 metres of any surface water body or drainage channel.*

Rule 30.2.5.1.2

*The discharge shall not be within 20 metres of any surface water body or drainage channel.*

Rule 30.4.3.4.1 e)

*Discharged material shall not be placed within 1500 metres of a surface waterbody or drainage channel.*

### **12.2 Rural Residential (Chapter 31)**

Rule 31.1.3.2.4 g)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

Rule 31.1.3.2.4.2 e)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

### **12.3 Township Residential (Chapter 33)**

Rule 33.1.7.2.4 g)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

Rule 33.1.7.2.5 e)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

#### **12.4 Rural Township (Chapter 38)**

Rule 38.1.8.2.4 g)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

Rule 38.1.8.2.4.2 e)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

#### **12.5 Conservation Zone (Chapter 41)**

Rule 41.1.3.2.3

*The long drop toilet is not located within 50 metres of any surface water body or drainage channel.*

Rule 41.1.3.3.4 g)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

Rule 41.1.3.3.5 e)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

#### **12.6 District Recreation (Chapter 42)**

Rule 42.1.4.2.4 g)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

Rule 42.1.4.2.5 e)

*The discharge shall not be within 30 metres of any surface water body or drainage channel.*

### **Item Thirteen - Earthwork volume limit exemptions**

Amend Rule 31.1.7.1.3 and Rule 35.1.6.1.3 as follows:

#### **14.1 Rural Residential Zone (Chapter 31)**

*Rule 31.1.7.1.3 Exemptions*

- a) *Filling or excavation associated with the construction or maintenance of flood protection works, including stopbanks or retention basins constructed by or on behalf of the Council.*
- b) *Any works involving the installation, repair or replacement of any network utility structure.*
- c) *~~Support structures for any permitted or approved buildings and signs; or for Any earthworks associated with the construction of a fence.s and works.~~*
- d) *Any earthworks carried out in accordance with an approved subdivision.*

#### **14.2 Central Business (Chapter 35)**

*Rule 35.1.6.1.3 Exemptions*

- a) *Filling or excavation associated with the construction or maintenance of flood protection works, including stopbanks or retention basins constructed by or on behalf of the Council.*
- b) *Any works involving the installation, repair or replacement of any network utility structure.*
- c) ~~*Support structures for any permitted or approved buildings and signs; or for Any earthworks associated with the construction of a fences and works*~~
- d) *Any earthworks carried out in accordance with an approved subdivision.*

## **Item Fourteen - Garden Maintenance**

### **15.1 General Rules (Chapter 27)**

Insert a new rule as follows:

#### 27.6 Garden maintenance

##### 27.6.1 Permitted Activities

*The maintenance or removal of trees and other vegetation is a permitted activity provided the following conditions are met:*

*Conditions:*

*(a) The tree is not a heritage tree identified in Appendix A.*

*(b) This rule does not apply to the Conservation Zone.*

*(c) Where the activity occurs in the Rural 3 and 4 Zones it complies with Rules 30.1.6 or 30.1.7*

## **Item Fifteen - Map 131 Amendments**

Amend Map 131 as shown.