

RPROZ – Rural Production Zone

Introduction

The Rural Production Zone represents the identified concentration of highly productive land centred in and around the Ruataniwha and Takapau Plains and surrounding Waipukurau, Waipawa and Ōtane.

The Zone encompasses the contiguous, flat to undulating terrain within the District that collectively supports regionally (and nationally) significant primary production and associated secondary services, based on:

- an exceptionally high proportion of Class 1-3 soils (comprising almost 25% of the District),
- Class 7 soils that are recognised as having very high value for viticultural production (which comprise almost 2% of the District),
- its proximity to a cluster of national and international processing industries and associated qualified labour force within the Hawke Bay Region, and
- its proximity to the Port of Napier and other regionally strategic transport networks providing efficient transport of produce.

The predominant land uses within this part of the rural area of the District are **primary production (including intensive primary production)**, cropping, livestock farming, and horticulture (including viticulture).

Commented [RM1]: S42.065 Pork Industry - Rural Topic, Key Issue 13

The rural landscape within the Rural Production Zone also supports a range of recreational activities, and areas of indigenous vegetation and habitat of indigenous fauna, particularly along the riparian margins of the incised river and streams that pass through the zone.

The Zone is generally sparsely settled and is characterised by a predominance of open space. There are a **small number of** commercial or industrial activities within the Zone that are of a small scale, and **a small number of larger established rural industries**, largely servicing the primary production sector and rural communities.

Commented [RM2]: S81.139 Hort NZ - Rural Topic, Key Issue 15

Issues

refer Issues RLR-I1, and GRUZ-I1 and GRUZ-I2.

Objectives

RPROZ-O1 The Rural Production Zone is predominantly used for primary production activities **(including intensive primary production)** and associated ancillary activities.

Commented [RM3]: S42.066 Pork Industry - Rural Topic, Key Issue 13 and S102.060 Te Mata Mushrooms - Rural Topic, Key Issue 15

RPROZ-O2 The rural land resource is protected from fragmentation, and from being compromised by inappropriate building and development, including from ad hoc urban expansion.

RPROZ-O3 Activities do not reduce the potential for the highly productive land of the District to be used in a productive and sustainable manner.

RPROZ-O4 The predominant character of the Rural Production Zone is maintained, which includes:

1. overall low-density built form, with open space and few structures;
2. a predominance of rural and land-based primary production activities and associated buildings such as barns and sheds, post-harvest facilities, seasonal workers accommodation, and artificial crop protection structures and crop support structures, which may vary across the district and seasonally;
3. the sounds, and smells, and traffic associated with legitimate primary production activities, and established rural industries, anticipated from a working rural environment;
4. existing rural communities and community activities, such as rural halls, reserves and educational facilities;
5. a landscape within which the natural environment (including farming and forest landscapes) predominates over the built one;
6. an environmental contrast and clear distinction between town and country (including a general lack of urban infrastructure, such as street lighting, solid fences and footpaths).

Commented [RM4]: S116.031 Silver Fern Farms - Rural Topic, Key Issue 15

Commented [RM5]: S81.143 Hort NZ - Rural Topic, Key Issue 4

RPROZ-O5 Adverse effects of aActivities are managed to ensure that adverse effects do not compromise maintain rural character and amenity.

Commented [RM6]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommendation and wording in response to evidence from Hort NZ (S81.144)

RPROZ-O6 The primary productive purpose and predominant character of the Rural Production Zone are not compromised by potentially incompatible activities establishing.

RPROZ-O7 The Waipukurau Aerodrome is protected from noise sensitive activities establishing within the air noise boundary.

Policies

RPROZ-P1 To allow enable land-based primary production (including intensive primary production) and ancillary activities, recognising which are compatible with the primary productive purpose and predominant character and amenity of the Rural Production Zone.

Commented [RM7]: S42.067 Pork Industry - Rural Topic, Key Issue 13 and S102.066 Te Mata Mushrooms - Rural Topic, Key Issue 15

RPROZ-P2 To allow activities of a limited scale, which support the function and wellbeing of rural communities and/or enjoyment of the rural environment and contribute to the vitality and resilience of the

Commented [RM8]: S121.207 Federated Farmers, S81.146 Hort NZ - Rural Topic, Key Issue 4

District's economy, where adverse effects are avoided, remedied or mitigated. To provide for non-primary production activities that have a functional need or operational need for a rural location, and/or that support the function and wellbeing of rural communities and/or the enjoyment of the rural environment, and contribute to the vitality and resilience of the District's economy, and where they are managed to ensure that:

1. their scale, intensity and built form are in keeping with the rural character of the Rural Production Zone;
2. they maintain a level of amenity in keeping with the rural character of the Rural Production Zone;
3. they minimise reverse sensitivity effects on activities otherwise anticipated within the Rural Production Zone; and
- 4.4. adverse effects are avoided, remedied or mitigated

Commented [RM9]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommended wording to delete 'related' in response to evidence of Silver Fern Farms (FS.047 in support of S81.147)

Commented [JKS10]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - amendment to reinstate wording from the policy as notified, which was not intended to be omitted in the recommended amendments made in response to submission points

RPROZ-P3

To manage the scale of post-harvest facilities and rural commercial activities related to the primary productive purpose of the Rural Production Zone, to ensure that they remain compatible with that purpose the primary productive purpose of the Rural Production Zone, and potential adverse effects on the character and amenity of the rural area are avoided, remedied or mitigated.

Commented [RM11]: S81.147 Hort NZ - Rural Topic, Key Issue 4

Commented [RM13]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommended wording in response to evidence from Hort NZ (S81.148)

RPROZ-P4

To manage the bulk, scale and location of buildings to maintain the character and amenity of the rural area, whilst recognising that it is a rural working environment.

Commented [RM14]: S81.149 Hort NZ - Rural Topic, Key Issue 4

RPROZ-P5

To require sufficient separation between sensitive activities and existing primary production and intensive primary production activities, and between new intensive primary production activities and property and zone boundaries, in order to avoid, remedy or mitigate potential adverse effects, including reverse sensitivity and land use conflict.

RPROZ-P6

To avoid adverse effects of shading from trees on adjoining public roads and properties To manage location of trees so that adjoining public roads and properties are not adversely affected by shading.

Commented [RM15]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommended wording in response to evidence from Hort NZ (S81.151) & Fed Farmers (S121.212)

RPROZ-P7

To ensure activities do not locate in the Rural Productive Zone where the activity:

1. has no functional or operational need for a rural location and will be inconsistent with the primary productive purpose and predominant character of the Rural Productive Zone;
2. will constrain the establishment and use of land for primary production;

3. exhibits no exceptional or unusual features that would differentiate it from possible later applications, which in combination would lead to incremental creep of urban activities and/or sporadic urban activities onto the highly productive land of the District; and/or
4. will result in reverse sensitivity and/or lead to land use conflict.

RPROZ-P8 To avoid residential and rural lifestyle subdivision that results in fragmentation of land within the Rural Production Zone and/or which limits the use of land for primary-productive purposes (including through the potential creation or exacerbation of reverse sensitivity effects).

Commented [RM17]: S116.036 Silver Fern Farms - Rural Topic, Key Issue 4

RPROZ-P9 To avoid establishment of commercial or industrial activities that are unrelated to the primary productive purpose of the Rural Production Zone, or that are of a scale that is incompatible with the predominant character and amenity of the rural area.

RPROZ-P10 To avoid the establishment or intensification of noise sensitive activities within the airnoise boundary of the Waipukurau Aerodrome, and to require appropriate sound insulation of noise sensitive activities between the airnoise boundary and outer control boundary.

GRUZ-P10 To ensure activities within the General Rural Zone are self-sufficient in the provision of a suitable on-site wastewater treatment and disposal system, stormwater disposal system, and water supply, unless an appropriate alternative system is available to connect to.

Commented [JKS18]: S57.177 FENZ – Rural Topic, Volume 4, Key Issue 20.

Rule Overview Table

Use/activity	Rule Number
Residential activities	RPROZ-R1
Seasonal workers accommodation	RPROZ-R2
Primary production activities	RPROZ-R3
Artificial Crop Protection Structures	RPROZ-RXX
Agricultural aviation movements ancillary to primary production activities	RPROZ-R4
Rural airstrips and/or helicopter landing areas	RPROZ-R5
Post-harvest facilities	RPROZ-R6
Home businesses	RPROZ-R7

Commented [RM19]: consequential amendment as a result of S81.157 Hort NZ - Rural Topic, Key Issue 12

Visitor accommodation	RPROZ-R8
Commercial activities not otherwise provided for	RPROZ-R9
Community facilities	RPROZ-R10
Educational facilities	RPROZ-R11
Emergency service activities and emergency aviation movements	RPROZ-R12
Relocated buildings	RPROZ-R13
Intensive primary production activities	RPROZ-R14
Rural industry (other than post-harvest facilities)	RPROZ-RXX
Airport / aerodrome (other than rural airstrip), and helicopter depot	RPROZ-RXX
Commercial boarding and/or breeding of cats, dogs, and other domestic pets	RPROZ-R15
Camping grounds	RPROZ-R16
Relocatable building depots	RPROZ-R17
Any other activity not otherwise provided for	RPROZ-R18
Industrial activities (other than post-harvest facilities and rural industry)	RPROZ-R19
Noise sensitive activities within the Air Noise Boundary or Outer Control Boundary for the Waipukurau Aerodrome	RPROZ-R20

Commented [RM20]: consequential amendment as a result of S102.084 Te Mata Mushrooms, S116.039 Silver Fern Farms - Rural Topic, Key Issue 16

Commented [RM21]: consequential amendment as a result of S58.002 Calder, FS10.29 Aerospread Ltd, FS14.35 Agricultural Aviation Association - Rural Topic, Key Issue 17

Commented [RM22]: consequential amendment as a result of S102.083 Te Mata Mushrooms - Rural Topic, Key Issue 16

Rules

It is important to note that in addition to the provisions in this chapter, a number of other Part 2: District-Wide Matters chapters also contain provisions that may be relevant for activities undertaken in the Rural Production Zone.

Also, check to see if consents are required from Hawke's Bay Regional Council, for instance in relation to:

- discharges of contaminants to land or water (e.g. on-site disposal of effluent, stormwater from industrial or trade premises).
- taking of water (e.g. from water courses or underground wells).

- discharge of contaminants to air (e.g. spray drift, odour).
- disturbance of the beds of rivers, lakes, or wetlands (i.e. earthworks in the bed, gravel extraction, culverts, and access structures).
- activities which impede access to rivers, lakes or wetlands, or artificial watercourse, within a land drainage or flood control scheme area.

RPROZ-R1 Residential activities	
<p>2. Activity Status: PER</p> <p>Where the following conditions are met:</p> <p>a. Limited to:</p> <ul style="list-style-type: none"> i. one residential unit per site with an area less than 12 hectares, and ii. one additional residential unit (i.e. a total of two) per site within an area of 12 hectares or greater, and iii. one minor residential unit per site: <ul style="list-style-type: none"> a. limited to a maximum gross floor area of 100m² (exclusive of garages, and verandahs less than 20m²); and b. must share vehicle access with the principal residential unit on the site; and c. must be located no further than 25m from a principal residential unit on the site. <p>b. Compliance with:</p> <ul style="list-style-type: none"> i. RPROZ-S2; ii. RPROZ-S3; iii. RPROZ-S4; iv. RPROZ-S5; v. RPROZ-S6; vi. RPROZ-S7; vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; and x. RPROZ-S11; and xi. RPROZ-S17. <p>c. Compliance with:</p>	<p>2. Activity status where compliance with condition RPROZ-R1(1)(b) is not achieved: RDIS</p> <p>Matters over which discretion is restricted (where relevant to the infringed standard(s)):</p> <p>a. Assessment matters:</p> <ul style="list-style-type: none"> i. RPROZ-AM1. ii. RPROZ-AM2. iii. RPROZ-AM3. iv. RPROZ-AM4. v. RPROZ-AM15. vi. RPROZ-AM16. <p>b. Assessment matters in the following chapters:</p> <ul style="list-style-type: none"> i. TRAN – Transport. ii. LIGHT – Light. iii. NOISE – Noise.
	<p>3. Activity status where compliance with conditions RPROZ-R1(1)(a) and/or RPROZ-R1(1)(c) is not achieved: DIS</p>
	<p>4. Activity status where compliance with condition RPROZ-R1(1)(d) is not achieved: NC</p>

Commented [JKS24]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS25]: S57.178 FENZ – Rural Topic, Volume 4, Ky Issue 20.

Commented [RM23]: S57.178 FENZ – Rural Topic, Volume 4, Key Issue 20

- i. RPROZ-S12 (setback from existing intensive primary production).
- ii. RPROZ-S13 (building restrictions near Waipukurau Aerodrome).
- iii. RPROZ-S14 (setback from gas transmission network).
- d. Compliance with RPROZ-S15 (setbacks from National Grid).

Note 1: an existing principal residential unit may become the minor residential unit provided that all standards and terms are met.

Note 2: Under the Hawke's Bay Regional Resource Management Plan, there are also requirements in respect of new domestic sewage systems (including minimum land area requirements).

RPROZ-R2 Seasonal workers accommodation

1. Activity Status: PER

Where the following conditions are met:

- a. Limited to:
 - i. A maximum gross floor area of 125m².
 - ii. **A maximum number of people to be accommodated on site of 24.**
 - iii. All new buildings are relocatable in design or able to be reconfigured to buildings accessory to land-based primary production.
 - iv. The site is not a 'lifestyle site' (a site created through the lifestyle site subdivision provisions of the District Plan).
- b. Compliance with:
 - i. RPROZ-S2;
 - ii. RPROZ-S3;
 - iii. RPROZ-S4;
 - iv. RPROZ-S5;
 - v. RPROZ-S6;

2. Activity status where compliance with condition RPROZ-R2(1)(b) is not achieved: RDIS

Matters over which discretion is restricted (where relevant to the infringed standard(s)):

- a. Assessment matters:
 - i. RPROZ-AM1.
 - ii. RPROZ-AM2.
 - iii. RPROZ-AM3.
 - iv. RPROZ-AM4.
 - v. [RPROZ-AM15](#).
 - vi. [RPROZ-AM16](#).
- b. Assessment matters in the following chapters:
 - i. TRAN – Transport.
 - ii. LIGHT – Light.
 - iii. NOISE – Noise.

3. Activity status where compliance with condition RPROZ-R2(1)(a) is not achieved: RDIS

Matters over which discretion is restricted:

Commented [RM26]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommendation in response to evidence from Hort NZ (S81.156)

Commented [JKS28]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS29]: S57.179 FENZ – Rural Topic, Volume 4, Key Issue 20

<ul style="list-style-type: none"> vi. RPROZ-S7; vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; and x. RPROZ-S11; and xi. RPROZ-S17; <p>c. Compliance with:</p> <ul style="list-style-type: none"> i. RPROZ-S12 (setback from existing intensive primary production); ii. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and iii. RPROZ-S14 (setback from gas transmission network). <p>d. Compliance with RPROZ-S15 (setbacks from National Grid).</p>	<ul style="list-style-type: none"> a. Whether the proposed building location will allow for efficient use of the remaining undeveloped land for primary production activities. b. Whether the scale and design of the proposed building complements the character of the area. c. Whether the siting of the activity will impact on the amenity of adjoining properties, or any dwelling established in an adjoining zone within 100m of the activity. d. Whether soil values have been taken into account in selecting the site for the building. e. Whether traffic generation associated with the number of occupants will adversely impact on the road network.
<p><i>Note: Under the Hawke's Bay Regional Resource Management Plan, there are also requirements in respect of new domestic sewage systems (including minimum land area requirements).</i></p>	<p>4. Activity status where compliance with condition RPROZ-R2(1)(c) is not achieved: DIS</p> <p>5. Activity status where compliance with condition RPROZ-R2(1)(d) is not achieved: NC</p>

Commented [JKS27]: S57.179 FENZ – Rural Topic, Volume 4, Key Issue 20

RPROZ-R3 Primary production activities (including ancillary buildings and structures, but excluding post-harvest facilities, mining and quarrying)

<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> a. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S2; ii. RPROZ-S3; iii. RPROZ-S4; iv. RPROZ-S5; v. RPROZ-S6; vi. RPROZ-S7; vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; and x. RPROZ-S11; and xi. RPROZ-S17; b. Compliance with: 	<p>2. Activity status where compliance with condition RPROZ-R3(1)(a) is not achieved: RDIS</p> <p>Matters over which discretion is restricted (where relevant to the infringed standard(s)):</p> <ul style="list-style-type: none"> a. Assessment matters: <ul style="list-style-type: none"> i. RPROZ-AM1. ii. RPROZ-AM2. iii. RPROZ-AM4. iv. RPROZ-AM15 v. RPROZ-AM16. b. Assessment matters in the following chapters: <ul style="list-style-type: none"> i. TRAN – Transport. ii. LIGHT – Light.
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Commented [JKS32]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS33]: S57.180 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [JKS30]: S57.180 FENZ – Rural Topic, Volume 4, Key Issue 20.

<p>i. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and</p> <p>ii. RPROZ-S14 (setback from gas transmission network).</p>	<p>iii. NOISE – Noise.</p> <p>3. Activity status where compliance with condition RPROZ-R3(1)(b) is not achieved: DIS</p>
<p>c. Compliance with RPROZ-S15 (setbacks from National Grid).</p> <p><i>Note: The provisions of the Rural Production Zone in the District Plan do not apply to plantation forestry. Plantation forestry is regulated separately under the Resource Management (National Environmental Standards for Plantation Forestry) Regulations 2017 which addresses such things as setbacks, earthworks management, land preparation, harvesting and replanting.</i></p>	<p>4. Activity status where compliance with condition RPROZ-R3(1)(c) is not achieved: NC</p>

Commented [RM31]: S81.157 Hort NZ - Rural Topic, Key Issue 18

RPROZ-RXX Artificial Crop Protection Structures

Commented [RM35]: S81.157 Hort NZ - Rural Topic, Key Issue 12

<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <p>a. Limited to:</p> <p>i. Use of green or black cloth on vertical faces within 30m of the site boundary;</p> <p>ii. Use of green, black, or white cloth on horizontal surfaces.</p> <p>b. Compliance with:</p> <p>i. RPROZ-S3 Height of buildings;</p> <p>ii. RPROZ-S6(4) Setback from neighbours;</p> <p>iii. RPROZ-S8 Electrical safety distances; and</p> <p>iv. RPROZ-S15 Setbacks from National Grid.</p>	<p>2. Activity status where compliance with conditions RPROZ-RXX(1)(a) and/or RPROZ-RXX(b)(i) and/or RPROZ-RXX(1)(b)(ii) is not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <p>a. The effects of not meeting the conditions in respect to cloth colour and building height.</p> <p>b. The effects of not meeting setbacks from the National Grid.</p> <p>c. Assessment Matter RPROZ-AM15 in relation to not meeting electricity safety distances.</p> <p>3. Activity status where compliance with condition RPROZ-RXX(1)(b)(iii) is not achieved: NC</p>
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Commented [JKS36]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [RM34]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommended wording in response to evidence from Hort NZ (S81.157)

Commented [JKS37]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - consequential amendment to be consistent with other amendments made to the rules in response to S79.114, S79.115, S79.116, S79.117, S79.118, S79.119, S79.120, S79.121, S79.122, S79.123, S79.124 and S79.125 Transpower, in relation to their submission points requesting a Non-Complying Activity status where compliance with Standard GRUZ-S15 (setbacks from National Grid) is not achieved.

RPROZ-R4 Agricultural aviation movements ancillary to primary production activities

<p>1. Activity Status: PER</p>	<p>2. Activity status where compliance not achieved: N/A</p>
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Commented [RM38]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommended wording in response to evidence from Hort NZ (S81.158), Fed Farmers (S121.218), NZ Agricultural Aviation Assoc (S43.007) & Aerospread Ltd (S38.009)

<p>Where the following conditions are met: N/A</p> <p><i>Note: NOISE-S5(11) & (12) apply to noise associated with agricultural aviation activities.</i></p>	
<p>RPROZ-R5 New, or expansion of existing, rural airstrips and/or helicopter landing areas</p>	
<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <p>a. The rural airstrip or helicopter landing area is located a minimum distance of:</p> <ul style="list-style-type: none"> i. 2km from any General Residential, Settlement, or Rural Lifestyle Zone boundary, and ii. 500m from the notional boundary of any building associated with an existing or consented noise sensitive activity not located on the same site, and iii. 50m from a State Highway. <p>b. Total combined aircraft and helicopter movements do not exceed a total of 1,000 movements per calendar year (excluding emergency aviation movements ancillary to primary production activities undertaken on the same site).</p> <p>c. Limited to 100m² gross floor area of buildings ancillary to the activity per site.</p> <p>d. Compliance with:</p> <ul style="list-style-type: none"> i. RPROZ-S2; ii. RPROZ-S3; iii. RPROZ-S4; iv. RPROZ-S5; v. RPROZ-S6; vi. RPROZ-S7; vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; and 	<p>2. Activity status where compliance with condition RPROZ-R5(1)(d) is not achieved: RDIS</p> <p>Matters over which discretion is restricted (where relevant to the infringed standard(s)):</p> <p>a. Assessment matters:</p> <ul style="list-style-type: none"> i. RPROZ-AM1. ii. RPROZ-AM2. iii. RPROZ-AM4. iv. RPROZ-AM15. <p>b. Assessment matters in the following chapters:</p> <ul style="list-style-type: none"> i. TRAN – Transport. ii. LIGHT – Light. iii. NOISE – Noise.
	<p>3. Activity status where compliance with conditions RPROZ-R5(1)(a), RPROZ-R5(1)(b), RPROZ-R5(1)(c) and/or RPROZ-R5(1)(e) is not achieved: DIS</p>
	<p>4. Activity status where compliance with condition RPROZ-R5(1)(f) is not achieved: NC</p>

Commented [JKS41]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [RM42]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - consequential amendment in response to evidence from Hort NZ, Fed Farmers, NZ Agricultural Aviation Assoc, Aerospread Ltd, & J & S Calder

Commented [RM39]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommended wording in response to evidence from Hort NZ (FS17.139), Fed Farmers (FS25.100), NZ Agricultural Aviation Assoc (S43.008, FS14.31, FS14.34, FS14.35, FS14.36), Aerospread Ltd (S38.010, FS10.28, FS10.29, FS10.30) & J & S Calder (S58.002)

- x. RPROZ-S11.
- e. Compliance with:
 - i. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and
 - ii. ~~RPROZ-S14 (setback from gas transmission network).~~
- f. Compliance with RPROZ-S15 (setbacks from National Grid).

Commented [RM40]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommended wording in response to evidence from J & S Calder (S58.002)

RPROZ-R6 Post-harvest facilities

1. Activity Status: PER

Where the following conditions are met:

- a. Limited to 2500m² gross floor area per site.
- b. Compliance with:
 - i. RPROZ-S2;
 - ii. RPROZ-S3;
 - iii. RPROZ-S4;
 - iv. RPROZ-S5;
 - v. RPROZ-S6;
 - vi. RPROZ-S7;
 - vii. RPROZ-S8;
 - viii. RPROZ-S9;
 - ix. RPROZ-S10; ~~and~~
 - x. ~~RPROZ-S11; and~~
 - xi. ~~RPROZ-S17.~~

2. Activity status where compliance with condition RPROZ-R6(1)(b) is not achieved: RDIS

Matters over which discretion is restricted (where relevant to the infringed standard(s)):

- a. Assessment matters:
 - i. RPROZ-AM1.
 - ii. RPROZ-AM2.
 - iii. RPROZ-AM4.
 - iv. ~~RPROZ-AM15.~~
 - v. ~~RPROZ-AM16.~~
- b. Assessment matters in the following chapters:
 - i. TRAN – Transport.
 - ii. LIGHT – Light.
 - iii. NOISE – Noise.

Commented [JKS45]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS46]: S57.181 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [JKS43]: S57.181 FENZ – Rural Topic, Volume 4, Key Issue 20

- c. Compliance with:
 - i. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and
 - ii. ~~RPROZ-S14 (setback from gas transmission network).~~
- d. Compliance with RPROZ-S15 (setbacks from National Grid).

3. Activity status where compliance with conditions RPROZ-R6(1)(a) and/or RPROZ-R6(1)(c) is not achieved: DIS

4. Activity status where compliance with condition RPROZ-R6(1)(d) is not achieved: NC

Commented [RM44]: S81.159 Hort NZ - Rural Topic, Key Issue 18

RPROZ-R7 Home businesses

1. Activity Status: PER

Where the following conditions are met:

2. Activity status where compliance with condition RPROZ-R7(1)(b) is not achieved: RDIS

<ul style="list-style-type: none"> a. Compliance with RPROZ-S1 (the relevant activity thresholds). b. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S2; ii. RPROZ-S3; iii. RPROZ-S4; iv. RPROZ-S5; v. RPROZ-S6; vi. RPROZ-S7; vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; and x. RPROZ-S11; and xi. RPROZ-S17; c. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S12 (setback from existing intensive primary production); ii. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and iii. RPROZ-S14 (setback from gas transmission network). d. Compliance with RPROZ-S15 (setbacks from National Grid). 	<p>Matters over which discretion is restricted (where relevant to the infringed standard(s)):</p> <ul style="list-style-type: none"> a. Assessment matters: <ul style="list-style-type: none"> i. RPROZ-AM1. ii. RPROZ-AM2. iii. RPROZ-AM3. iv. RPROZ-AM4. v. RPROZ-AM15; vi. RPROZ-AM16; b. Assessment matters in the following chapters: <ul style="list-style-type: none"> i. TRAN – Transport. ii. LIGHT – Light. iii. NOISE – Noise.
	<p>3. Activity status where compliance with conditions RPROZ-R7(1)(a) and/or RPROZ-R7(1)(c) is not achieved: DIS</p>
	<p>4. Activity status where compliance with condition RPROZ-R7(1)(d) is not achieved: NC</p>

Commented [JKS48]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS49]: S57.195 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [JKS47]: S57.195 FENZ – Rural Topic, Volume 4, Key Issue 20

RPROZ-R8 Visitor accommodation

<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> a. Limited to: <ul style="list-style-type: none"> i. Length of stay for any one guest must be no greater than 3 months in any 12-month period. <i>Note: activities involving longer term tenancy within a residential unit are assessed as a 'Residential Activity'.</i> b. Compliance with RPROZ-S1 (the relevant activity thresholds). c. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S2; ii. RPROZ-S3; iii. RPROZ-S4; 	<p>2. Activity status where compliance with condition RPROZ-R8(1)(c) is not achieved: RDIS</p> <p>Matters over which discretion is restricted (where relevant to the infringed standard(s)):</p> <ul style="list-style-type: none"> a. Assessment matters: <ul style="list-style-type: none"> i. RPROZ-AM1. ii. RPROZ-AM2. iii. RPROZ-AM3. iv. RPROZ-AM4. v. RPROZ-AM15; vi. RPROZ-AM16; b. Assessment matters in the following chapters: <ul style="list-style-type: none"> i. TRAN – Transport. ii. LIGHT – Light.
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Commented [JKS51]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS52]: S57.182 FENZ – Rural Topic, Volume 4, Key Issue 20

<ul style="list-style-type: none"> iv. RPROZ-S5; v. RPROZ-S6; vi. RPROZ-S7; vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; x. RPROZ-S11; and xi. RPROZ-S17. 	<ul style="list-style-type: none"> iii. NOISE – Noise.
<ul style="list-style-type: none"> d. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S12 (setback from existing intensive primary production); ii. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and iii. RPROZ-S14 (setback from gas transmission network). e. Compliance with RPROZ-S15 (setbacks from National Grid). 	<p>3. Activity status where compliance with conditions RPROZ-R8(1)(a), RPROZ-R8(1)(b) and/or RPROZ-R8(1)(d) is not achieved: DIS</p> <p>4. Activity status where compliance with condition RPROZ-R8(1)(e) is not achieved: NC</p>

Commented [JKS50]: S57.182 FENZ – Rural Topic, Volume 4, Key Issue 20

RPROZ-R9 Commercial activities not otherwise provided for

<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> a. Any retail sales are limited to produce reared or produced on the site. b. Compliance with RPROZ-S1 (the relevant activity thresholds). c. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S2; ii. RPROZ-S3; iii. RPROZ-S4; iv. RPROZ-S5; v. RPROZ-S6; vi. RPROZ-S7; vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; and x. RPROZ-S11; and xi. RPROZ-S17. d. Compliance with: 	<p>2. Activity status where compliance with condition RPROZ-R9(1)(c) is not achieved: RDIS</p> <p>Matters over which discretion is restricted (where relevant to the infringed standard(s)):</p> <ul style="list-style-type: none"> a. Assessment matters: <ul style="list-style-type: none"> i. RPROZ-AM1. ii. RPROZ-AM2. iii. RPROZ-AM3. iv. RPROZ-AM4. v. RPROZ-AM15. vi. RPROZ-AM16. b. Assessment matters in the following chapters: <ul style="list-style-type: none"> i. TRAN – Transport. ii. LIGHT – Light. iii. NOISE – Noise.
<ul style="list-style-type: none"> d. Compliance with: 	<p>3. Activity status where compliance with conditions RPROZ-R9(1)(a) and/or RPROZ-R9(1)(d) is not achieved: DIS</p>

Commented [JKS55]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS56]: S57.183 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [JKS53]: S57.183 FENZ – Rural Topic, Volume 4, Key Issue 20

<ul style="list-style-type: none"> i. RPROZ-S12 (setback from existing intensive primary production); ii. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and iii. RPROZ-S14 (setback from gas transmission network). <p>e. Compliance with RPROZ-S15 (setbacks from National Grid).</p>	<p>4. Activity status where compliance with conditions RPROZ-R9(1)(b) and/or RPROZ-R9(1)(e) is not achieved: NC</p>
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Commented [RM54]: S81.162 Hort NZ - Rural Topic, Key Issue 18

RPROZ-R10 Community facilities

<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> a. Limited to 100m² gross floor area per site. b. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S2; ii. RPROZ-S3; iii. RPROZ-S4; iv. RPROZ-S5; v. RPROZ-S6; vi. RPROZ-S7; vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; and x. RPROZ-S11; and xi. RPROZ-S17. c. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S12 (setback from existing intensive primary production); ii. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and iii. RPROZ-S14 (setback from gas transmission network). d. Compliance with RPROZ-S15 (setbacks from National Grid). 	<p>2. Activity status where compliance with condition RPROZ-R10(1)(b) is not achieved: RDIS</p> <p>Matters over which discretion is restricted (where relevant to the infringed standard(s)):</p> <ul style="list-style-type: none"> a. Assessment matters: <ul style="list-style-type: none"> i. RPROZ-AM1. ii. RPROZ-AM2. iii. RPROZ-AM3. iv. RPROZ-AM4. iv-v. RPROZ-AM9. v-vi. RPROZ-AM15. vi-vii. RPROZ-AM16. b. Assessment matters in the following chapters: <ul style="list-style-type: none"> i. TRAN – Transport. ii. LIGHT – Light. iii. NOISE – Noise.
	<p>3. Activity status where compliance with conditions RPROZ-R10(1)(a) and/or RPROZ-R10(1)(c) is not achieved: DIS</p>
	<p>4. Activity status where compliance with condition RPROZ-R10(1)(d) is not achieved: NC</p>

Commented [JKS60]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - accepted request by Hort NZ (S81.163) to include Assessment Matter RPROZ-AM9 as a matter over which discretion is restricted.

Commented [JKS61]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS57]: S57.184 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [JKS62]: S57.184 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [JKS58]: S81.119 Hort NZ - Rural Topic, Volume 4, Key Issue 19.

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RPROZ-R11 Educational facilities

1. Activity Status: PER

Where the following conditions are met:

- a. Limited to 100m²200m² gross floor area per site.
- b. Compliance with:
 - i. RPROZ-S2;
 - ii. RPROZ-S3;
 - iii. RPROZ-S4;
 - iv. RPROZ-S5;
 - v. RPROZ-S6;
 - vi. RPROZ-S7;
 - vii. RPROZ-S8;
 - viii. RPROZ-S9;
 - ix. RPROZ-S10; and
 - x. RPROZ-S11; and
 - xi. RPROZ-S17;
- c. Compliance with:
 - i. RPROZ-S12 (setback from existing intensive primary production);
 - ii. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and
 - iii. RPROZ-S14 (setback from gas transmission network);
- d. Compliance with RPROZ-S15 (setbacks from National Grid).

2. Activity status where compliance with condition RPROZ-R11(1)(b) is not achieved: RDIS

Matters over which discretion is restricted (where relevant to the infringed standard(s)):

- a. Assessment matters:
 - i. RPROZ-AM1.
 - ii. RPROZ-AM2.
 - iii. RPROZ-AM3.
 - iv. RPROZ-AM4.
 - v. RPROZ-AM15.
 - vi. RPROZ-AM16.
- b. Assessment matters in the following chapters:
 - i. TRAN – Transport.
 - ii. LIGHT – Light.
 - iii. NOISE – Noise.

3. Activity status where compliance with conditions RPROZ-R11(1)(a) and/or RPROZ-R11(1)(c) is not achieved: DIS

4. Activity status where compliance with condition RPROZ-R11(1)(d) is not achieved: NC

Commented [JKS63]: S73.025 Ministry of Education – Rural Topic, Volume 4, Key Issue 19.

Commented [JKS66]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS67]: S57.185 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [JKS64]: S57.185 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [RM65]: S81.164 Hort NZ - Rural Topic, Key Issue 18

RPROZ-R12 Emergency service activities and emergency aviation movements

1. Activity Status: PER

Where the following conditions are met:

- a. Limited to 100m² gross floor area per site.
- b. Compliance with:
 - i. RPROZ-S2;
 - ii. RPROZ-S3;
 - iii. RPROZ-S4;
 - iv. RPROZ-S5;
 - v. RPROZ-S6;
 - vi. RPROZ-S7;

2. Activity status where compliance with condition RPROZ-R12(1)(b) is not achieved: RDIS

Matters over which discretion is restricted (where relevant to the infringed standard(s)):

- a. Assessment matters:
 - i. RPROZ-AM1.
 - ii. RPROZ-AM2.
 - iii. RPROZ-AM4.
 - iv. RPROZ-AM15.
 - v. RPROZ-AM16.

Commented [JKS68]: S57.187 FENZ – Rural Topic, Volume 4, Key Issue 20.

Commented [JKS70]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS71]: S57.186 FENZ – Rural Topic, Volume 4, Key Issue 20

<ul style="list-style-type: none"> vii. RPROZ-S8; viii. RPROZ-S9; ix. RPROZ-S10; and x. RPROZ-S11; and xi. RPROZ-S17; 	<ul style="list-style-type: none"> b. Assessment matters in the following chapters: <ul style="list-style-type: none"> i. TRAN – Transport. ii. LIGHT – Light. iii. NOISE – Noise.
<ul style="list-style-type: none"> c. Compliance with: <ul style="list-style-type: none"> i. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and ii. RPROZ-S14 (setback from gas transmission network). d. Compliance with RPROZ-S15 (setbacks from National Grid). 	<p>3. Activity status where compliance with conditions RPROZ-R12(1)(a) and/or RPROZ-R12(1)(c) is not achieved: DIS</p> <p>4. Activity status where compliance with condition RPROZ-R12(1)(d) is not achieved: NC</p>

Commented [JKS69]: S57.186 FENZ – Rural Topic, Volume 4, Key Issue 20

RPROZ-R13 Relocated buildings

<p>1. Activity Status: PER</p> <p>Where the following conditions are met:</p> <ul style="list-style-type: none"> a. The building must be for the purpose of accommodating a permitted or consented activity on the site. b. Compliance with RPROZ-S16. 	<p>2. Activity status where compliance not achieved: RDIS</p> <p>Matters over which discretion is restricted:</p> <ul style="list-style-type: none"> a. Whether the building is structurally sound, the condition of the building and the works needed to bring the exterior of the building up to an external visual appearance that is tidy, of appropriate standard, and compatible with other buildings in the vicinity. b. The bulk and location of the building in relation to the requirements of the zone. c. The need for structural repairs and reinstatement of the building and the length of time for completion of that work. d. The imposition of a performance bond to ensure compliance with the consent conditions. <p><i>Note: this rule applies to the building only. Any activities occurring within the building are subject to the District Plan rules relating to the activity itself.</i></p>
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RPROZ-R14 Intensive primary production activities ~~(other than commercial boarding and/or breeding of cats, dogs, and other domestic pets)~~

<p>1. Activity Status: CON</p> <p>Where the following conditions are met:</p>	<p>2. Activity status where compliance with condition RPROZ-R14(1)(b) is not achieved: RDIS</p>
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Commented [RM72]: consequential amendment S42.003 Pork Industry Board – Rural Topic, Key Issue 13

- a. Minimum setbacks for buildings housing animals reared intensively, enclosures accommodating animals reared intensively, and organic matter and effluent storage, treatment and utilisation associated with intensive primary production activities, from:
 - i. any Settlement, Rural Lifestyle, or General Residential Zone boundary is 500m.
 - ii. from a property boundary is 200m.
- b. Compliance with:
 - i. RPROZ-S2;
 - ii. RPROZ-S3;
 - iii. RPROZ-S4;
 - iv. RPROZ-S5;
 - v. RPROZ-S6;
 - vi. RPROZ-S7;
 - vii. RPROZ-S8;
 - viii. RPROZ-S9;
 - ix. RPROZ-S10; and
 - x. RPROZ-S11; and
 - xi. RPROZ-S17.
- c. Compliance with:
 - i. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and
 - ii. RPROZ-S14 (setback from gas transmission network);
- d. Compliance with RPROZ-S15 (setbacks from National Grid).

Matters over which control is reserved:

- e. Effects on character and amenity of the zone from traffic generated by the proposal and the hours of operation.
- f. The method of storage and use of materials associated with the operation of the activity that may generate noxious, offensive, or objectionable odour beyond the site boundary.

Matters over which discretion is restricted (where relevant to the infringed standard(s)):

- a. Assessment matters:
 - i. RPROZ-AM1.
 - ii. RPROZ-AM2.
 - iii. RPROZ-AM4.
 - iv. RPROZ-AM15.
 - v. RPROZ-AM16.
- b. Assessment matters in the following chapters:
 - i. TRAN – Transport.
 - ii. LIGHT – Light.
 - iii. NOISE – Noise.

2A. Activity status where compliance with condition RPROZ-R14(1)(a)(ii) is not achieved: RDIS

Matters over which discretion is restricted (where relevant to the infringed standard(s)):

- a. Assessment Matters:
 - i. RPROZ-AM10.

3. Activity status where compliance with condition RPROZ-R14(1)(c) is not achieved: DIS

4. Activity status where compliance with conditions RPROZ-R14(1)(a) and/or RPROZ-R14(1)(d) is not achieved: NC

Commented [JKS75]: S90.045 Centralines – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS76]: S57.188 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [RM77]: S102.080 Te Mata Mushrooms – Rural Topic, Key Issue 14

Commented [JKS73]: S57.188 FENZ – Rural Topic, Volume 4, Key Issue 20

Commented [RM74]: S81.165 Hort NZ - Rural Topic, Key Issue 18

- g. Methods of disposal of stormwater and wastewater for the activity.
- h. Setbacks from wāhi tapu, wāhi taonga and sites of significance identified in SASM-SCHED3 that are located within the site of the activity.

RPROZ-RXX Rural Industry (other than post-harvest facilities)

1. Activity Status: DIS

Where the following conditions are met: **N/A**

- a. Compliance with GRUZ-S15 (setbacks from National Grid).

Subject to (but not limited to) the following assessment matter:

- a. The necessity of a rural location.

2. Activity status where compliance with condition RPROZ-RXX(1)(a) is not achieved: NC/A

Commented [RM78]: S102.084 Te Mata Mushrooms, S116.039 Silver Fern Farms - Rural Topic, Key Issue 16

Commented [JKS79]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - consequential amendment to be consistent with other amendments made to the rules in response to S79.114, S79.115, S79.116, S79.117, S79.118, S79.119, S79.120, S79.121. S79.122, S79.123, S79.124 and S79.125 Transpower, in relation to their submission points requesting a Non-Complying Activity status where compliance with Standard GRUZ-S15 (setbacks from National Grid) is not achieved.

RPROZ-RXX Airport / aerodrome (other than rural airstrip), and helicopter depot

1. Activity Status: DIS

Where the following conditions are met: **N/A**

- a. Compliance with GRUZ-S15 (setbacks from National Grid).

2. Activity status where compliance with condition RPROZ-RXX(1)(a) is not achieved: NC/A

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Commented [RM80]: S58.002 Calder, FS10.29 Aerospread Ltd, FS14.35 Agricultural Aviation Association - Rural Topic, Key Issue 17

Commented [JKS81]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - consequential amendment to be consistent with other amendments made to the rules in response to S79.114, S79.115, S79.116, S79.117, S79.118, S79.119, S79.120, S79.121. S79.122, S79.123, S79.124 and S79.125 Transpower, in relation to their submission points requesting a Non-Complying Activity status where compliance with Standard GRUZ-S15 (setbacks from National Grid) is not achieved.

RPROZ-R15 Commercial boarding and/or breeding of cats, dogs, and other domestic pets

1. Activity Status: DIS

Where the following conditions are met: **N/A**

- a. Compliance with GRUZ-S15 (setbacks from National Grid).

2. Activity status where compliance with condition RPROZ-R15(1)(a) is not achieved: NC/A

Commented [JKS82]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - consequential amendment to be consistent with other amendments made to the rules in response to S79.114, S79.115, S79.116, S79.117, S79.118, S79.119, S79.120, S79.121. S79.122, S79.123, S79.124 and S79.125 Transpower, in relation to their submission points requesting a Non-Complying Activity status where compliance with Standard GRUZ-S15 (setbacks from National Grid) is not achieved.

Commented [JKS84]: S101.005 NZ Motor Caravan Association – Rural Topic, Volume 4, Key Issue 19

RPROZ-R16 Camping grounds

Note: with change of activity status, this may need to be re-ordered to follow Rule RPROZ-R14, as per National Planning Standards

1. Activity Status: RDIS

Where the following conditions are met:

a. Compliance with:

- i. RPROZ-S2;
- ii. RPROZ-S3;
- iii. RPROZ-S4;
- iv. RPROZ-S5;
- v. RPROZ-S6;
- vi. RPROZ-S7;
- vii. RPROZ-S8;
- viii. RPROZ-S9;
- ix. RPROZ-S10;
- x. RPROZ-S11; and
- xi. RPROZ-S17.

b. Compliance with:

- i. RPROZ-S12 (setback from existing intensive primary production); and
- ii. RPROZ-S13 (building restrictions near Waipukurau Aerodrome); and
- iii. RPROZ-S14 (setback from gas transmission network).

c. Compliance with RPROZ-S15 (setbacks from National Grid Yard).

Matters over which discretion is restricted:

d. Assessment matters (where relevant to the infringed standard(s):

- i. RPROZ-AM1.
- ii. RPROZ-AM2.
- iii. RPROZ-AM3.
- iv. RPROZ-AM4.
- v. RPROZ-AM12.
- vi. RPROZ-AM15.
- vii. RPROZ-AM16.

e. Assessment matters in the following chapters:

- i. TRAN – Transport.
- ii. LIGHT – Light.
- iii. NOISE – Noise.

2. Activity status where compliance with condition RPROZ-R16(1)(a) and/or RPROZ-R16(1)(b) is not achieved: DIS

3. Activity status where compliance with condition RPROZ-R16(1)(c) is not achieved: NC

Commented [JKS85]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - consequential amendment to be consistent with other amendments made to the rules in response to S79.114, S79.115, S79.116, S79.117, S79.118, S79.119, S79.120, S79.121, S79.122, S79.123, S79.124 and S79.125 Transpower, in relation to their submission points requesting a Non-Complying Activity status where compliance with Standard GRUZ-S15 (setbacks from National Grid) is not achieved.

Commented [JKS83]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - amended to include Assessment Matter RPROZ-AM12 which relates specifically to Camping Grounds.

RPROZ-R17 Relocatable building depots

1. Activity Status: DIS Where the following conditions are met: N/A a. Compliance with GRUZ-S15 (setbacks from National Grid).	2. Activity status where compliance <u>with condition RPROZ-R17(1)(a) is not achieved:</u> NC/A
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Commented [JKS86]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - consequential amendment to be consistent with other amendments made to the rules in response to S79.114, S79.115, S79.116, S79.117, S79.118, S79.119, S79.120, S79.121, S79.122, S79.123, S79.124 and S79.125 Transpower, in relation to their submission points requesting a Non-Complying Activity status where compliance with Standard GRUZ-S15 (setbacks from National Grid) is not achieved.

RPROZ-R18 Any other activity not otherwise provided for

1. Activity Status: DIS Where the following conditions are met: N/A a. Compliance with GRUZ-S15 (setbacks from National Grid).	2. Activity status where compliance <u>with condition RPROZ-R18(1)(a) is not achieved:</u> NC/A
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Commented [JKS87]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - consequential amendment to be consistent with other amendments made to the rules in response to S79.114, S79.115, S79.116, S79.117, S79.118, S79.119, S79.120, S79.121, S79.122, S79.123, S79.124 and S79.125 Transpower, in relation to their submission points requesting a Non-Complying Activity status where compliance with Standard GRUZ-S15 (setbacks from National Grid) is not achieved.

RPROZ-R19 Industrial activities (other than post-harvest facilities and rural industry)

1. Activity Status: NC Where the following conditions are met: N/A	2. Activity status where compliance not achieved: N/A
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Commented [RM88]: S102.083 Te Mata Mushrooms - Rural Topic, Key Issue 16

RPROZ-R20 New noise sensitive activities within the Air Noise Boundary or Outer Control Boundary for the Waipukurau Aerodrome

1. Activity Status: PR Where the following conditions are met: N/A	2. Activity status where compliance not achieved: N/A
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Standards

RPROZ-S1 Activity Threshold	
Commercial Activities Visitor Accommodation Home Businesses (excludes retail sales and restaurants)	1. Maximum gross floor area per site is 100m ² . 2. Personnel limited to: <ol style="list-style-type: none"> At least one person resident on the site must carry out the activity. A maximum of three additional employees (in addition to those resident on the site). <p><i>Note: Visitor accommodation within an existing residential unit or existing minor residential unit will be exempt from the 100m²</i></p>

	<i>maximum floor area, provided the existing residential activity does not cease.</i>
Retail Sales of produce reared or produced on the site	<ol style="list-style-type: none"> 3. Maximum gross floor area per site is 100m². 4. Limited to the following hours of operation: <ol style="list-style-type: none"> a. 0800 – 2200 hours, seven days a week.
Restaurants	<ol style="list-style-type: none"> 5. Maximum gross floor area for serving customers per site is 100m² (excluding uncovered outdoor areas). 6. Maximum number of customers to be accommodated at any one time is 40 persons. 7. Limited to the following hours of operation: <ol style="list-style-type: none"> a. 0800 – 2200 hours, seven days a week.
Cumulative Limits	<ol style="list-style-type: none"> 8. Maximum combined gross floor area per site, for any of the above activities, is 100m². 9. Maximum combined outdoor display area per site, for any of the above activities, is 100m². <p><i>Note: Cumulative limits are calculated per site, not per activity.</i></p>
RPROZ-S2 Total Building Coverage	
All	<ol style="list-style-type: none"> 1. Maximum building coverage (including hardstand and sealed areas) must not exceed 35% of the net site area or 1500m², whichever is the lesser, except: <ol style="list-style-type: none"> a. for sites containing post-harvest facilities, the maximum building coverage is 35% of the net site area or 2500m², whichever is the lesser. 2. Netting, structures (including artificial crop protection structures), and greenhouses where crops are grown under or within those structures directly in the soil of the site, are excluded from total building coverage calculations.
RPROZ-S3 Height of Buildings	
All (except frost fans)	<ol style="list-style-type: none"> 1. Maximum height of any building(s) is 10m.
Frost Fans	<ol style="list-style-type: none"> 2. Maximum height, measured to the tip of the blade at its highest point, is 15m.
	<i>Note: in all instances, height is measured from the natural ground level.</i>
RPROZ-S4 Height in Relation to Boundary	
All	<ol style="list-style-type: none"> 1. No part of a building must exceed a height of 2 metres plus the shortest horizontal distance between that part of the

Commented [RM89]: S81.168 - Rural Topic, Key Issue 12

building and the nearest site boundary, except for the following:

- a. chimneys, ventilation shafts, lift and stair shafts and spires, poles and masts that meet the maximum height standard for the relevant zone, provided the maximum dimension of these structures measured parallel to the boundary under consideration must not exceed 3m;
- b. domestic water storage tanks, provided the maximum dimension of these structures measured parallel to the boundary under consideration must not exceed 3m;
- c. solar panels or solar hot water systems (and associated hardware), provided that the panels do not protrude more than 500mm from the surface of the roof.

2. Where an internal boundary of a site immediately adjoins an access or part of an access which is owned or partly owned with that site, or has a registered right-of-way over it in favour of that site, the height in relation to boundary is measured from the far side of the access.

Note: This does not apply to artificial crop protection structures.

Commented [RM90]: S81.170 Hort NZ - Rural Topic, Key Issue 12

RPROZ-S5 Setback from Roads and Rail Network

Residential Activities (including accessory buildings)	<ol style="list-style-type: none"> 1. Minimum setback of any building(s) from road boundaries is 5m. 2. Minimum setback of any building(s) from the Rail Network Boundary is 5m.
Seasonal Workers Accommodation	<ol style="list-style-type: none"> 3. Minimum distance of any building(s) from road boundaries is 15m.
Accessory Buildings associated with Primary Production Activities Ancillary Buildings and Structures (Primary Production)	<ol style="list-style-type: none"> 4. Minimum setback of any building(s) from road boundaries is 5m. 5. Minimum setback of stockyards and stock loading ramps/races fronting roads that are classified as Arterial or Primary Collector Roads is 20m. 6. Minimum setback of any building(s) from the Rail Network Boundary is 5m.
All Other Buildings (including Post-Harvest Facilities)	<ol style="list-style-type: none"> 7. Minimum setback of any building(s) from road boundaries is 20m, except that: <ol style="list-style-type: none"> a. buildings less than 10m² in gross floor area, and buildings used by Emergency Service Activities, may

Commented [RM91]: S81.171 - Rural Topic, Key Issue 6

	<p>be located within the above setbacks from road boundaries.</p> <p>8. Minimum setback of any building(s) from the Rail Network Boundary is 5m.</p> <p><i>Note: Under the Hawke's Bay Regional Resource Management Plan, there is also a requirement for setbacks from the bed of a river, lake or artificial watercourse which is within a land drainage or flood control scheme area.</i></p>
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RPROZ-S6 Setback from Neighbours

Residential Activities adjacent to an existing plantation forest on an adjoining site	1. Minimum setback of buildings from an existing plantation forest on an adjoining site is 40m.
All Other Activities (excluding Accessory Buildings and Ancillary Buildings and Structures (Primary Production))	2. Minimum setback of buildings for an activity from <u>internal side and rear</u> boundaries is 15m. <u>Farm and D</u> domestic water storage tanks up to 2m in height are exempt from this standard.
Accessory Buildings Ancillary Buildings and Structures (Primary Production)	3. Minimum setback of buildings for an activity from <u>internal side and rear</u> boundaries is 5m. <u>Farm and D</u> domestic water storage tanks up to 2m in height are exempt from this standard.
Artificial Crop Protection Structures	4. <u>Minimum setback from side and rear boundaries of 1m.</u>
Sites created before 28 May 2021 and less than 4000m² net site area	5. <u>Minimum setback of buildings for a residential activity from side and rear boundaries is 5m.</u> 6. <u>Minimum setback of buildings for all other activities from side and rear boundaries is 10m.</u>
Where a subdivision consent application to create a site is lodged with Council before 28 May 2021, and accepted under section 88 of the RMA 1991 and thereafter granted	

Commented [RM93]: S121.224 Federated Farmers - Rural Topic, Key Issue 6

Commented [RM92]: S81.172 Hort NZ - Rural Topic, Key Issue 6

Commented [RM95]: S121.224 Federated Farmers - Rural Topic, Key Issue 6

Commented [RM94]: S81.172 Hort NZ - Rural Topic, Key Issue 6

Commented [RM96]: S81.172 Hort NZ - Rural Topic, Key Issue 12

Commented [RM97]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommended wording in response to evidence from Hort NZ (FS17.77 opposing S128.002)

Commented [RM98]: S128.002 Surveying the Bay - Rural Topic, Key Issue 6

RPROZ-S7 Shading of Land and Roads

Trees on boundaries	1. Trees forming a continuous line for a distance of more than 20 metres on a side or rear boundary of a property under separate ownership: <ul style="list-style-type: none">a. must be planted a minimum distance of 5m from an adjoining property boundary and be maintained so that the branches do not extend over that boundary; andb. where planted a distance between 5m and 10m from an adjoining property boundary, must be maintained at a height of no more than their distance from the boundary +4m (for example, at a distance of 5m from the boundary, the height limit is 9m; at a distance of 9m from the boundary, the height limit is 13m).
Trees adjoining public roads	2. Trees forming a continuous line for a distance of more than 20 metres within 5 metres of a public road must be maintained at a height of less than 9 metres.

Commented [RM99]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revert to notified rule heading in response to evidence from Hort NZ (S81.173) & Fed Farmers (S121.225)

Commented [RM100]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revised recommendation in response to evidence from Hort NZ (S81.173) & Fed Farmers (S121.225)

Note: this standard does not apply to plantation forestry, which is subject to permitted activity setback conditions for afforestation specified in the Resource Management (National Environmental Standards for Plantation Forestry) Regulations 2017.

RPROZ-S8 Electricity Safety Distances

All	1. Any activity, including the establishment of buildings and structures within the vicinity of overhead electric lines must comply with the New Zealand Electrical Code of Practice for Electrical Safety Distances (NZGEC 34:2001).
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Commented [JKS101]: Error corrected pursuant to clause 16(2), First Schedule of the RMA.

RPROZ-S9 Transport (Access, Parking, Loading)

All	1. Activities must comply with the provisions of the TRAN – Transport chapter.
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RPROZ-S10 Light

All	1. Activities must comply with the provisions of the LIGHT – Light chapter.
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RPROZ-S11 Noise

All	<p>1. Activities must comply with the provisions of the NOISE – Noise chapter.</p> <p><i>Note: There are exemptions and/or specific standards provided in NOISE-S5 for the use of agricultural machinery, audible bird scaring devices, hail cannons and frost protection fans.</i></p>
RPROZ-S12 Setback from Existing Intensive Primary Production Activities	
Sensitive Activities	<p>1. Minimum setback of buildings from any buildings or enclosure housing animals reared intensively, or from organic matter and effluent storage, treatment and utilisation associated with intensive primary production activities, is 200 metres.</p>
RPROZ-S13 Buildings and structures by Waipukurau Aerodrome	
All	<p>1. No building or structure in areas specified as 'Waipukurau Aerodrome - No Building' overlay.</p> <p>2. No building or structure exceeding heights specified in 'Waipukurau Aerodrome – Height Restriction of 6m' overlay or 'Waipukurau Aerodrome – Height Restriction of 10m' overlay.</p> <p>3. No building or structure exceeding a height restriction determined by a 1:20 approach and take-off gradient for aircraft using the runways identified for Waipukurau Aerodrome.</p>
RPROZ-S14 Setback from Gas Transmission Network	
Residential Activities	<p>1. Gas Transmission Pipeline:</p> <p>a. minimum setback of buildings from a gas transmission pipeline forming part of the Gas Transmission Network is 20m.</p> <p>2. Incidental Equipment:</p> <p>a. minimum setback of buildings from above ground incidental equipment forming part of the Gas Transmission Network is 30m.</p>
RPROZ-S15 Setback from National Grid Yard and National Grid Substation	
Sensitive Activities	<p>1. Minimum setback of buildings and structures from the designated boundary of a National Grid substation is 25m.</p>
All Buildings and Structures	<p>2. Under the National Grid conductors (wires):</p> <p>a. on all sites within any part of the National Grid Yard, all buildings and structures must:</p>

Commented [JKS102]: S79.111 Transpower - Rural Topic, Volume 4, Key Issue 18.

Commented [RM103]: S121.229 Federated Farmers - Rural Topic, Key Issue 18

- i. if for an existing sensitive activity, not involve an increase in the building height or footprint where alterations and additions to existing buildings occur; or
 - ii. be a fence less than 2.5m high; or
 - iii. be an uninhabitable farm building or structure for primary production activities (but not a milking/dairy shed (excluding ancillary structures), enclosed protective canopies made from impermeable material, commercial greenhouses, or intensive primary production buildings); or
 - iv. be an uninhabited horticultural building or structure (but not a commercial greenhouse).
 - b. all buildings or structures permitted by a. must comply with the following conditions:
 - i. demonstrate that safe electrical clearance distances required by *NZEC 34:2001 New Zealand Electricity Code of Practice for Electricity Safe Distances* are maintained under all National Grid line operating conditions.
 - ii. not permanently physically impede existing vehicular access to a National Grid support structure.
- 3. Around National Grid support structures: buildings and structures permitted under clause 2 above must be set back at least 12m from ~~the outer visible edge of a tower, or 8m from a pole, forming part of~~ a National Grid support structure, except where the building or structure is:
 - a. a fence less than 2.5m in height and more than 5m from the nearest National Grid support structure foundation; or
 - b. an artificial crop protection structure or crop protection support structure between 8m and 12m from a pole support structure and any associated stay wire, that:
 - i. meets the requirements of the *NZEC 34:2001 New Zealand Electricity Code of Practice for Electricity Safe Distances* for separation distances from the conductor;
 - ii. is no more than 2.5m high;
 - iii. is removable or temporary, to allow a clear working space 12 metres from the pole when necessary for maintenance and emergency repair purposes; and

Commented [JKS104]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - change of recommendation in s42A Rural Topic Volume 4, Key Issue 18, to retain clause (b)(i) and then to reject S121.230 Federated Farmers submission requesting deletion.

Commented [JKS105]: Hearing Stream 3 - Right of Reply dated 5 August 2022 - minor amendment under Clause 16(2) of the First Schedule of the RMA.

Commented [JKS106]: S79.111 Transpower – Rural Topic, Volume 4, Key Issue 18.

Commented [JKS107]: S81.174 Horticulture NZ, Rural Topic, Volume 4, Key Issue 18.

	<ul style="list-style-type: none"> iv. allows all-weather access to the pole and a sufficient area for maintenance equipment, including a crane; or c. a horticultural structure for which Transpower has given written approval in accordance with clause 2.4.1 of <i>NZIECP 34:2001 New Zealand Electricity Code of Practice for Electricity Safe Distances</i> to be located within 12m of a tower or 8m of a pole support structure.
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RPROZ-S16 Relocated Buildings

All	<ol style="list-style-type: none"> 1. Any relocated building intended for use as a dwelling or for visitor accommodation must have previously been designed, built and used as a dwelling or for visitor accommodation. 2. The relocated building must comply with all other relevant performance standards for the zone. 3. A Building Pre-Inspection Report must be submitted to the Council with each application to relocate a building. The report must: <ul style="list-style-type: none"> a. state whether the building is structurally sound; b. describe the condition of the building and identify all reinstatement works needed to bring the exterior of the building up to an external visual appearance that is tidy, workmanlike and compatible with other buildings in the vicinity; c. state the proposed timetable to complete the external reinstatement works (including connections to all infrastructure services and closing in and ventilation to the foundations) within 12 months from the date the building is moved to the site; d. provide clear photographs of the building in its current state; and e. provide such plans and elevations of the building as are necessary to illustrate the new site location and likely external design and appearance of the building as a result of the reinstatement work. 4. The Building Pre-Inspection Report must be prepared by: <ul style="list-style-type: none"> a. A Member of Engineering New Zealand (the Institute of Engineering Professionals) (Structural and Civil); or b. A member of the New Zealand Institute of Building Surveyors; or c. An independent person, persons, or company as approved by Central Hawke's Bay District Council Building Control Authority; or
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- d. A Building Control Officer (or equivalent) from the Territorial Local Authority where the building is being relocated from outside of the District.
- 5. The Council must be notified of the intended delivery date at least 48 hours before the building is relocated. Relocation must not be undertaken until the site is visited by Council officers to inspect the standard of the site, footpath, vehicle entrance and road. This standard will be met provided that the building is relocated within 5 days of the notified date.
- 6. The building must be placed on permanent foundations no later than two weeks from the date the building is moved to the site.
- 7. All external reinstatement works identified in the Building Pre-Inspection Report, including connections to all infrastructure services and closing in and ventilation to the foundations, must be completed within 12 months from the date the building is moved to the site.
- 8. The owner of the site on which the relocated building is placed must certify to the Council that the reinstatement work identified in the Building Pre-Inspection Report will be completed within the 12-month period. The site owner will be responsible for ensuring this work is completed.

Note: All necessary building consents under the Building Act 2004 (including consent to place the building on permanent foundations) must be obtained prior to the relocated building being placed on the destination site, unless otherwise agreed in writing by the Council.

RPROZ-S17 Water supply for firefighting

All buildings (excluding accessory buildings that do not include a habitable room)

- 1. Where water is not supplied to a site by Council or a private community supply, or water is supplied by Council but is a restricted supply flow, access to a water supply for firefighting purposes shall be made available to all buildings on a site that is or will be:
 - a. accessible to firefighting equipment; and
 - b. between 6 and 90 metres from the buildings on the site; and
 - c. on the same site as the buildings (except where the specified volume or flow of water is in a pond, dam or river that is within the required distances); and
 - d. either:
 - i. stores at least 45,000 litres, in addition to a potable water supply on the site; or

ii. provides at least 25 litres per second for a minimum of 30 minutes.

Note: Further advice and information about managing fire risk and storage of water for firefighting purposes can be obtained from Fire and Emergency New Zealand and SNZ PAS 4509:2008 New Zealand Fire Service Firefighting Water Supplies Code of Practice.

Note: The above does not replace Regional Council rules which control the taking and use of groundwater and surface water.

Commented [JKS108]: S57.194 FENZ – Rural Topic, Volume 4, Key Issue 20.

Assessment Matters

For Discretionary Activities, Council's assessment is not restricted to these matters, but it may consider them (among other factors).

RPROZ-AM1 Building Coverage, Height of Buildings, Height in Relation to Boundary, Setback from Roads and Rail Network, Setback from Neighbours

1. The degree to which the proposed buildings:
 - a. will be compatible with the character and amenity of the area, including the nature and scale of other buildings in the surrounding area;
 - b. will adversely affect the life-supporting capacity of the rural soil resource, particularly the highly productive land of Central Hawke's Bay, and any potential for reverse sensitivity effects to arise;
 - c. will overshadow adjoining sites and result in reduced sunlight and daylight;
 - d. will cause a loss of privacy through being over-looked from neighbouring buildings;
 - e. will block views from properties in the vicinity, or from roads or public open space in the surrounding area;
 - f. will diminish the openness and attractiveness of the street scene;
 - g. will detract from the amenity of adjoining sites, in terms of such matters as noise, odour, dust, glare or vibration occurring as a result of the building; and
 - h. will adversely affect the safe and efficient operation of the land transport network.
2. The ability of the applicant to:
 - a. provide adequate opportunity for garden and tree planting around buildings;
 - b. provide adequate vehicle parking and manoeuvring space on site;
 - c. provide adequate outdoor space on the site for all outdoor activities associated with residential and other activities permitted on the site;
 - d. mitigate any adverse effects of increased height or exceedance of the height in relation to boundary, such as through increased separation

- distances between the building and adjoining sites or the provision of screening; and
 - e. mitigate any adverse effects on people affected by the proposal.
3. The ability of the applicant to adequately dispose of effluent, which avoids:
 - a. any potential contamination of groundwater;
 - b. any potential slope instability problems;
 - c. any potential odour, noise and vibration nuisance to neighbours; and
 - d. any potential seepage of effluent at ground surface.
 4. The degree to which the non-compliance with the standard allows more efficient, practical and/or pleasant use of the remainder of the site.
 5. The degree to which alternative practical locations are available for the building.

RPROZ-AM2 Shading of Land and Roads

1. Trees on Boundaries
 - a. ~~The degree to which planting within the setback area can adversely affect the health of vegetation or stock, or cause a significant increase in the risk of fire.~~
 - b. The degree to which the planting of trees will overshadow adjoining sites and result in reduced sunlight and daylight, and/or result in the loss of productive land.
 - c. The degree to which trees may potentially damage structures due to wind fall or root growth.
2. Trees adjoining Public Roads
 - a. The degree to which planting will cause shading and ice forming on roads in winter, or root damage to the road.
 - b. The degree to which trees may potentially cause a road safety risk due to wind fall.

Commented [RM109]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - revert to notified rule heading in response to evidence from Hort NZ & Fed Farmers

Commented [RM110]: Hearing Stream 3 - Right of Reply dated 5 Aug 2022 - consequential amendment as a result of revised recommended wording for Standard RPROZ-S7 in response to evidence from Hort NZ (S81.173, FS17.154 supporting S42.082)

RPROZ-AM3 Setback for Sensitive Activities from Existing Intensive Primary Production Activities

1. The likelihood of the proposed activity to generate reverse sensitivity effects on the intensive primary production activity and the potential impact these effects may have on the continuing effective and efficient operation of the intensive primary production activity.
2. The extent to which alternative locations have been considered.

RPROZ-AM4 Buildings within the Air Noise Boundary or Outer Control Boundary for the Waipukurau Aerodrome

1. The degree to which any building may compromise the safety of aircraft arriving or departing from Waipukurau Aerodrome.

RPROZ-AM5 Setback for New Residential Activities from Gas Transmission Network

1. Any effects on the safe, effective, and efficient operation, maintenance, and upgrade of the Gas Transmission Network.
2. Any effects on the ability for vehicles to access the Gas Transmission Network.
3. Risks relating to health or public safety and the risk of property damage.
4. Reverse sensitivity effects.
5. Technical advice provided by First Gas Ltd.

RPROZ-AM6 Residential Activities

1. Whether the additional residential activity will have an adverse effect on the sustainable management of the soil resource.
2. The impact of the residential activity on the character and amenity of adjoining activities and the surrounding rural environment and any potential for reverse sensitivity effects to arise.
3. Any cumulative effect of the residential activity.
4. The potential for the residential activity to have an adverse effect on road safety.
5. Whether the proposal will continue to allow for efficient use of the remaining undeveloped land for primary production activities.

RPROZ-AM7 Post-Harvest Facilities exceeding the 2,500m² Gross Floor Area Threshold per site

1. Whether the activity is of such a scale that it is better to be located or, in the case of an existing operation, relocated in a General Industrial Zone where infrastructure and employment are more readily available and the receiving environment is less sensitive.
2. The effects of the proposal on the soil resource.
3. Whether the Post-Harvest Facility will utilise any existing building(s).
4. The impact of the scale, character and/or effects of the activity and its compatibility with surrounding activities.
5. The potential for the activity to generate adverse effects in the environment in terms of stormwater quality and quantity.
6. Whether the activity will process, store and/or package agricultural, horticultural and/or viticultural crops and/or produce, the majority of which are grown from within the Rural Production and/or General Rural Zones.
7. Whether the proposal will significantly compromise the visual amenity value of the surrounding area, recognising that it is a rural working environment.
8. The potential for the activity to generate more than minor adverse effects on the environment in terms of noise, dust, glare, and road safety.

RPROZ-AM8 Commercial Activities, Visitor Accommodation, Home Businesses

1. Whether the proposal will maintain or enhance the character and amenity values of the surrounding area.
2. The impact of the scale, character and/or effects of the activity and its compatibility with surrounding activities, including proximity to sensitive activities.
3. The potential for the activity to generate more than minor adverse effects on the environment in terms of noise, dust, glare, vibration, and road safety.

4. Whether the proposal will have an adverse effect on the sustainable management of the soil resource and any potential for reverse sensitivity effects to arise.

RPROZ-AM9 Community Facilities and Educational Facilities

1. The degree to which the proposed buildings will be compatible and integrate with the character of the surrounding area, including the layout, height, bulk and scale of buildings.
2. Any adverse effects from the proposed activity in terms of:
 - a. the life-supporting capacity of the rural soil resource, particularly the highly productive land of Central Hawke's Bay and any potential for reverse sensitivity effects to arise;
 - b. loss of privacy to neighbours through being over-looked, including by buildings;
 - c. loss of openness and attractiveness of the street scene;
 - d. noise, vibration, and glare; and
 - e. admission of sunlight and daylight to adjoining sites.
3. The volume and type of traffic which may be generated by the activity and the ability to avoid or mitigate any adverse effects on the function of the road network and/or the safety of pedestrians, cyclists and vehicles using the road network (including cumulative effects) through the provision of appropriate on-site parking, vehicle queuing, loading, manoeuvring and access design.
4. Whether the amenity of the rural environment will be adversely affected by the scale and/or intensity of the activity. The following matters will be considered:
 - a. the number of patrons and/or staff on the site at any one time;
 - b. the hours of operation to maintain the amenity of the area;
 - c. the proximity of the activity to adjacent activities;
 - d. the anticipated number of transportation movements (including pedestrians and vehicular traffic); and
 - e. whether the proposed activity is located in an area where there are already one or more non-residential activities in close proximity and the resultant cumulative effect on amenity.
5. Whether landscaping and/or screening is proposed to mitigate potential adverse visual effects of the activity.
6. The functional or operational need to locate in the Rural Production Zone.

Commented [RM111]: S81.178 Hort NZ - Rural Topic, Key Issue 3

RPROZ-AM10 Intensive Primary Production Activities (located more than 500 metres from a General Residential, Rural Lifestyle, Settlement, or Commercial Zone boundary)

1. The traffic generated by the proposal.
2. Any noxious, offensive, or objectionable odour arising from the activity beyond the site boundary or any storage of materials associated with the operation of the activity.
3. The effects arising from the stormwater/wastewater management of the activity.
4. The hours of the operation of the activity and the potential for noise effects to arise.

5. Setbacks from wāhi tapu, wāhi taonga and sites of significance identified in SASM-SCHED3 and on the Planning Maps.

RPROZ-AM11 Commercial Boarding and/or Breeding of Cats, Dogs or Other Domestic Pets

1. The degree to which the boarding premises will be compatible with the character of the surrounding rural area, including the density of and proximity to residential units in the area.
2. The degree to which the proposed boarding premises are likely to lead to any adverse odour, noise, health, or amenity effects beyond the boundary of the site, and in particular, the building design and management systems proposed to mitigate noise or odour nuisance.
3. The degree to which the proposed buildings, will be compatible with the appearance, layout and scale of other buildings and sites in the surrounding area.

RPROZ-AM12 Camping Grounds

1. The size of the camping ground, number of camp sites/accommodation units, carparks, and scale of buildings to ensure that they are consistent with the surrounding character and amenity.
2. Whether the design and appearance of the development of the site harmonises with the surrounding natural features and landscape.
3. Whether the location of the camping ground will give rise to reverse sensitivity effects, particularly in terms of primary production and associated activities.
4. Whether the proposed land use will have an adverse effect on any cultural values or heritage values of the area.
5. The design of infrastructure to ensure it is of a standard capable of servicing the camping ground, assuming 100% capacity.
6. Whether the activity is or will be located in an identified natural hazard area, considering the health and safety of camp users and the long- term viability of safe access and egress to the site.
7. Whether the activity will make a positive contribution to the social and economic well-being of the local community.
8. The proximity to any wāhi tapu, wāhi taonga and sites of significance identified in SASM-SCHED3 and on the Planning Maps.
9. Effects on any outstanding natural landscape or feature, or significant amenity feature identified in NFL-SCHED6.

RPROZ-AM13 Expansion or Intensification of Existing Noise Sensitive Activities within the Outer Control Boundary

1. Conditions on building design to incorporate appropriate sound insulation, including provision of suitable ventilation system(s).

RPROZ-AMXX Rural Airstrips and Helicopter Landing Areas (located within 2km of a Residential, Large Lot Residential (Coastal), Settlement or Rural

Lifestyle Zone boundary, within 500m of existing noise sensitive activities on a different site, or within 50m of a State Highway

1. The number, frequency, and hours of flight operations.
2. The position of the flight path for take-offs and landings.
3. The extent to which the rural airstrip and/or helicopter landing area, and flight operations, will have adverse effects on amenity (such as noise, light, traffic, and dust effects) on the surrounding area.
4. The necessity to locate on the site, and the availability and feasibility of other alternatives.

Commented [RM112]: S41.003 Jill Fraser - Rural Topic, Key Issue 17

RPROZ-AM14 General

1. Whether the activity is of a type or scale that means that it is better located in another zone (for example, where infrastructure and labour force are more readily available, and the receiving environment is less sensitive).
2. Effects on the visual amenity values of the surrounding area, recognising the rural character of the locality.
3. Whether the activity can be adequately serviced. The site must be capable of sustaining the infrastructural needs of the development.
4. The impact of the scale, character and/or effects of the activity and its compatibility with surrounding activities, including proximity to sensitive activities and wāhi tapu, wāhi taonga and sites of significance identified in SASM-SCHED3, as well as any potential for reverse sensitivity effects on primary production to arise.
5. The potential for the activity to generate more than minor effects on the environment in relation to traffic, parking demand, or visitor numbers.
6. The ability of the roading hierarchy to accommodate any additional traffic generated by the activity, including effects on road safety.
7. The potential for the activity to generate more than minor adverse effects in terms of noise, dust, glare, or vibration, and the extent to which mitigation options have been considered and evaluated.
8. Where located within an outstanding natural landscape or feature, or significant amenity feature, refer to the assessment matters in NFL-AM1 and NFL-AM2.

RPROZ-AM15 Electricity Safety Distances

1. Impacts on the operation, maintenance, upgrading and development of the electricity network.
2. The risk of electrical hazards affecting public or individual safety, and the risk of property damage.
3. The risk to the structural integrity of any support structures associated with the electricity network.
4. Technical advice provided by the National Grid owner (Transpower) or electricity distribution network operator (Centralines Limited).

Commented [JKS113]: S90.045 Centralines Limited, Key Issue 18, Volume 4, Rural Topic

RPROZ-AM16 Water supply for firefighting

1. [The extent of compliance with SNZ PAS 4509:2008 New Zealand Fire Service Firefighting Water Supplies Code of Practice and health and safety of the community, including neighbouring properties.](#)
2. [Technical advice provided by Fire and Emergency New Zealand.](#)

Commented [JKS114]: S57.195 – Rural Topic, Volume 4, Key Issue 20.

Methods

Methods, other than the above rules, for implementing the policies:

RPROZ-M1 Other Provisions in the District Plan

Other sections of the District Plan contain additional rules and standards applying to activities in the Rural Production Zone:

1. NU – Network Utilities – includes rules and standards relating to network utility operations.
2. TRAN – Transport – includes rules and standards relating to access, parking, and loading.
3. HAZS – Hazardous Substances – includes rules relating to the storage, handling and use of hazardous substances, and rules applying to major hazardous facilities.
4. NH – Natural Hazards – includes rules applying in areas specifically identified as subject to natural hazards.
5. HH – Historic Heritage – includes rules applying specifically to identified heritage buildings.
6. TREE – Notable Trees – includes rules applying specifically to identified notable trees.
7. SASM – Sites and Areas of Significance to Māori – includes rules applying specifically to identified sites of significance.
8. ECO – Ecosystems and Indigenous Biodiversity – includes rules applying specifically to significant indigenous vegetation and significant habitats of indigenous fauna.
9. NFL – Natural Features and Landscapes – includes rules applying specifically to identified outstanding natural features and landscapes.
10. SUB – Subdivision – includes rules and standards applying to subdivision, which will control fragmentation of the District's highly productive land.
11. ASW – Activities on the Surface of Water – includes rules applying to certain activities on the surface of identified waterbodies.
12. EW – Earthworks – includes rules and standards relating to earthworks and land disturbance, mining, quarrying and mineral prospecting and exploration.
13. LIGHT – Light – includes rules and standards relating to light and glare.
14. NOISE – Noise – includes rules and standards relating to the emission of noise.
15. PKH – Papakāinga and Kaumātua Housing, and associated Marae-based Development – includes rules and standards relating to papakāinga and kaumātua housing and marae-based developments on Māori land.
16. SIGN – Signs – includes rules and standards relating to the design and installation of signs.
17. TEMP – Temporary Activities – includes rules and standards relating to temporary activities, temporary buildings, and temporary events.

RPROZ-M2 Bylaws

The Central Hawke's Bay District Council Bylaws – Part 13: 2008 *The Keeping of Animals, Poultry and Bees*.

RPROZ-M3 Industry Codes of Practice and Management Plans

Promote the use of management plans and industry codes of practice as a means of self-regulation.

RPROZ-M4 National Standards

1. The Resource Management (National Environmental Standards for Plantation Forestry) Regulations 2017.
2. Resource Management (National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health) Regulations 2011.
3. The New Zealand Standards NZS 6805:1992 Airport Noise Management and Land Use Planning, and NZS 6807:1994 Noise Management and Land Use Planning for Helicopter Landing Areas.

Principal Reasons

The principal reasons for adopting the policies and methods:

The Rural Production Zone encompasses the District's concentration of highly productive land and is where the majority of the District's intensive cropping, horticulture and viticulture occurs, as well as traditional livestock farming. The zone provides extensively for land-based primary production activities (including post-harvest facilities and intensive primary production) and for a level of associated residential, rural commercial and rural service activities where these actively support the primary productive purpose of the zone and the people who live and work in the various rural communities.

Some activities, however, such as larger-scale commercial and industrial activities, are not provided for in this zone, as they are generally not considered compatible with the zone's character and amenity values and have greater servicing needs, trade waste, traffic effects and the like. These activities are better located in other zones, particularly the Commercial and General Industrial Zones which are specifically for this purpose and more likely to be serviced accordingly.

At the interface between rural zones and other zones, and between intensive primary production activities and those activities which are more sensitive to noise, odour, dust and other nuisance effects, there is potential for conflicts to occur between different activities and different expectations about amenity. The District Plan, therefore, requires setbacks from

roads, property boundaries, zone boundaries, and from intensive primary production activities, to avoid or mitigate potential adverse cross-boundary effects and land use conflicts.

The District Plan also provides for larger subdivision lot sizes in the rural zones, and strictly controls the provision for residential and rural lifestyle subdivision in the Rural Production Zone, to avoid further fragmentation of the District's highly productive land. Residential and rural lifestyle lots that are unrelated to primary production activities are better located in the General Residential Zone, Large Lot Residential Zone (Coastal), Settlement Zone, and Rural Lifestyle Zone, where amenity and servicing expectations are more likely to be met.

In addition, the District Plan controls the establishment or intensification of noise sensitive activities within the air noise and outer control boundaries of the Waipukurau Aerodrome within the Rural Production Zone, to ensure that the ongoing efficient operation of the airport is not unreasonably constrained, whilst similarly protecting noise sensitive activities from the adverse effects of the airport.

Anticipated Environmental Results

The environmental results anticipated from the policies and methods:

- RPROZ-AER1** **The life-supporting capacity of the highly productive land of the District is protected.**
- RPROZ-AER2** **The scale and form of development utilises and protects the rural land resource and maintains the range of potentially productive purposes.**
- RPROZ-AER3** **Production activities continue to promote the sustainable management of the land resource and enhance the social, economic and cultural wellbeing of the rural community.**
- RPROZ-AER4** **Recognition and acceptance of the effects associated with the management of primary production.**
- RPROZ-AER5** **The area of land available for primary production purposes is not reduced by ad hoc and unplanned development.**
- RPROZ-AER6** **Land use and development of new activities is based on a legitimate need for a rural location.**
- RPROZ-AER7** **An environment that has low scale commercial and industrial activities linked to produce grown and/or stock farmed on the site or nearby.**
- RPROZ-AER8** **Commercial and industrial activities not directly related to primary production, or of a scale that is out of character with the rural environment, are directed to appropriate urban zones.**

- RPROZ-AER9** The lawful operation of existing rural-based activities are not constrained by the introduction of new residential or rural residential land uses in the locality.
- RPROZ-AER10** Recognition of long-established infrastructure and community facilities.
- RPROZ-AER11** Rural activities appropriately manage their potential to create reverse sensitivity issues associated with odour, noise, dust and traffic affecting development in close proximity to them.
- RPROZ-AER12** Avoidance or mitigation of adverse effects on adjoining activities, including reverse sensitivity effects.
- RPROZ-AER13** Retention of the open character and low scale of buildings that comprise the amenity of the Rural Production Zone.
- RPROZ-AER14** Retention of the ongoing operation of the Waipukurau Aerodrome as an important infrastructure asset for Central Hawke's Bay District.