TEMPORARY ACTIVITIES – TEMP

Overview

Temporary activities are activities of a short-term duration. The Plan recognises the contribution that *temporary activities* such as *temporary events* make to the social, economic and cultural well-being of communities and to the vitality of the District.

Temporary events can be musical, cultural, theatrical, educational, recreational or sporting in nature and include events such as fairs, concerts, festivals, parades, and market days held primarily outdoors and /or in *public places*.

In addition to community focused events, *temporary activities* in the District Plan also encompass *commercial filming*, *temporary military training* and *emergency service training* exercises, mobile trading, storage, and *construction activities*.

Temporary activities incorporate both the activities and *structures* to facilitate the activities.

Temporary activities have the potential to generate adverse *effects*, particularly resulting from *noise* and traffic, and they may temporarily restrict public access to *public places*. However, any inconvenience or nuisance that may arise from these activities tends to be tolerated by the community and neighbouring properties because the activities and their *effects* are short-term in nature.

The District Plan seeks to enable *temporary activities* whilst managing any resulting adverse environmental *effects* in accordance with community expectation and tolerance.

A number of district-wide chapters contain provisions that may also be relevant to *temporary activities*, including Ecosystems and Indigenous Biodiversity, Historic Heritage, Notable Trees, Activities on the Surface of Water, Noise and Signs. For *temporary events* within the Special Purpose Zones and the Mandeville Aviation and Rail Precinct (Settlement Zone) see the respective Zone chapter. [1]

Objectives

TEMP-O1 *Temporary activities* are planned, located and managed to minimise adverse *effects* on *amenity values*, people and their activities ~~communities~~ and the natural environment. ~~and the underlying relationship Ngāi Tahu hold with the natural environment~~ [2]

[1] Decision 29, paragraph 3.2.5
[2] Decision 29, paragraph 4.1.3

TEMP-O2 The values *mana whenua* hold regarding *mauri* of whenua, wai*, ecosystems, mahinga kai*, their *whakapapa* connections to place, and the ethic of ki uta ki tai are also recognised and provided for.[3]

TEMP-O~~2~~3 *Temporary events* contribute to a vibrant district and enhance the social, economic and cultural well-being of communities.

TEMP-O~~3~~4 *Temporary activities* necessary to complete building and *construction activities* are provided for.

TEMP-O~~4~~5 *Temporary military training activities* and *emergency service training activities* are provided for.

TEMP-O~~5~~6 Relocatable *buildings* are recognised as an alternative housing type where they maintain the visual amenity values of the area.

Policies

TEMP-P1 Enable *temporary activities* provided their *effects* are compatible with the level of amenity anticipated for the site and surrounding environment, ~~will not significantly impact on Ngāi Tahu cultural values,~~ and any adverse *effects* on *mana whenua* cultural values listed in MW-1.2 are avoided, remedied, or mitigated[4] or are within a range that can be tolerated given their short-term nature.

TEMP-P2 Recognise that purpose-built event facilities are designed to cater for *temporary events*.

TEMP-P3 Recognise that for public spaces, *temporary events* are anticipated as part of the civic life of the community.

TEMP-P4 Permit small and medium-scale events, subject to controls on event duration, frequency and hours of operation on private land.

TEMP-P5 Whilst recognising that *noise* is an anticipated component of *temporary events* and filming, ensure that *temporary activities* that exceed permitted *noise* levels demonstrate the *noise effects* are appropriate, having regard to:

1. The existing ambient *noise* levels and the character and amenity of the adjacent properties;
2. The length of time that permitted *noise* levels will be exceeded, particularly at night;
3. The extent to which the *noise effects* can be appropriately mitigated; and
4. The positive *effects* associated with the event.

TEMP-P6 Manage traffic generation and parking associated with *temporary activities* so that *road* safety and network efficiency is not compromised.

[3] Decision 29, paragraph 4.1.3
[4] Decision 29, paragraph 4.3.3

TEMP-P7 Ensure *temporary activities* related to storage, *building* and *construction activities* are carried out with minimal disturbance to adjoining properties and visual *amenity values* and, following the completion of construction, any damage to public spaces is remediated.

TEMP-P8 Enable *temporary military* and *emergency service training activities*, recognising their national and regional importance through a higher threshold of tolerance for temporary adverse amenity *effects*.

TEMP-P9 Provide for the *demolition* and *relocation* of *buildings* where reconstruction, repair or reinstatement works are limited in duration and *sites* are restored so that the character and *amenity values* of the surrounding area are maintained.

TEMP-P10 Enable short-term use of temporary utilities needed for other *temporary activities* or for emergency purposes.[5]

~~Notes~~

~~Note 1~~	**~~Provisions in Other Chapters~~**
	~~The provisions in this chapter apply in addition to the provisions of the other chapters in the District Plan and the plan should be read as a whole.~~ ~~This chapter also implements other chapters in the District Plan that do not have specific rules such as Sites and Areas of Significance to Māori and Mana Whenua.~~

Rules

TEMP-R1	***Temporary Events***	
All Zones except Sport and Active Recreation Zone, Natural Open Space Zone, All Special Purpose Zones, and	**Activity Status:** Permitted Where: 1. The *temporary event* is held within a permanent, purpose-built venue, hotel complex, conference centre, or civic *buildings*, whether indoors or outdoors; ~~or~~ 2. The *temporary event* is held on Council-owned *land*; or	**Activity status where compliance is not achieved with:** **TEMP-R1(1) to TEMP-R1(7):** Restricted Discretionary **Matters of discretion:** 1. The ongoing *effects* on the *amenity values* of the *site* and surrounding properties;

[5] Decision 29, paragraph 5.5.3

PREC8 Mandeville Aviation and Rail Precinct	3. The maximum number of persons on the *site* of the event does not exceed 1,000 (inclusive of organisers and staff onsite); and 4. The duration of the *temporary event* (excluding set up and take-down periods) must not exceed three consecutive days; ~~and~~ 5. The total number of events that may occur on any one *site* in any calendar year must not exceed: (a) two events in the General Residential Zone, Medium Density Residential Zone, Large Lot Residential Zone and Settlement Zone; or (b) six events in all other Zones; ~~and~~ 6. The activity takes place between the hours of 7:00 am and 10.00 pm; and 7. All *structures* and equipment are removed from the *site* within ~~3~~ three working days of the completion of the event. *Note: Noise limits apply, refer to NOISE-~~R10~~ 11 Noise from Temporary Events*	2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity, including the necessity of a *Traffic Management Plan*. 3. *Waste* minimisation and management measures. 4. Adequate sanitation for event attendees. 5. Management of Health and Safety. 6. *Noise*. 7. Lighting. 8. The outcome of any consultation undertaken with New Zealand Transport Agency Waka Kotahi in respect of potential impacts on State Highways.[6]
Sport and Active Recreation Zone, Natural	**Activity Status:** Permitted Where: 8. *Temporary Events* for 100 people or more ~~shall~~ must be setback at least 25 metres from the *boundary* of a Residential Zone; and	**Activity status where compliance is not achieved with:** **TEMP-R1(8) and TEMP-R1(9):** Restricted Discretionary **Matters of discretion:**

[6] Decision 29, paragraph 5.1.3

Open Space Zone	Except that: (a) no *setback* is required for the Showground Precinct. 9. The duration of the *temporary event* (excluding set up and take-down periods) must not exceed three consecutive days. *Note: Noise limits apply, refer to NOISE- ~~R10~~ 11 Noise from Temporary Events*	1. The *amenity values* of the *site* and surrounding properties. 2. *Waste* minimisation and management measures. 3. *Noise*. 4. Management of Health and Safety. 5. Lighting. 6. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity, including the necessity of a *Traffic Management Plan*~~; and~~ 7. The outcome of any consultation undertaken with New Zealand Transport Agency Waka Kotahi in respect of potential impacts on State Highways. [7]
TEMP-R2	**Temporary *buildings* and *structures* associated with construction**	
All Zones	**Activity status:** Permitted Where: 1. Any temporary *building* (including a relocated building), scaffolding, crane, safety *fences*, and other similar s*tructures* and activities that: (a) are located on the same *site* as the construction activity; ~~and~~ (b) do not exceed a maximum duration of 12 months, or the duration of the construction project, whichever is the lesser, on any *site*; ~~and~~	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. The extent and *effect* of the duration of the *buildings* and *structures* on *site* on the *amenity values* of the surrounding properties. 2. Outlook, shading and loss of privacy to any nearby properties. 3. Location and design of the *buildings.*

[7] Decision 29, paragraph 5.1.3

	(c) do not exceed a total of 50 m² in *gross floor area* on any *site*; and (d) are removed from the *site* within 14 days of completion of physical works associated with the project; and 2. The *site* ~~shall~~ must be left clean and tidy within one month of completion of physical works associated with the project.	
TEMP-R3	**Temporary storage**	
All Zones	**Activity status:** Permitted Where: 1. The temporary storage or stacking of goods or materials, ~~other than for farming purposes~~[8], does not remain on the *site* for longer than 3 months and does not exceed 50 m² in *gross floor area*.	**Activity status where compliance is not achieved:** N/A *Note: Any temporary storage which fails to meet this permitted activity rule is subject to the rules of the relevant Zone.*
TEMP-R4	***Commercial filming* including any ancillary temporary *building* or *structure***	
All Zones	**Activity status:** Permitted Where: 1. The filming does not exceed 30 days on any *site* in a calendar year; and 2. All *buildings* and *structures* are removed from the *site* upon completion of filming, and any damage incurred in public *places* is remediated.	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. The extent and *effect* of the duration and hours of the operation on the *amenity values* of the *site* and surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity.

[8] Decision 29, paragraph 5.2.2

		3. Waste minimisation and management measures, including adequate sanitation. 4. Management of Health and Safety. *5. Noise.* 6. Lighting. 7. Impacts on Ngāi Tahu cultural values~~, including those listed in the MW2.3~~ <u>as listed in MW-1.2[9].</u>~~; and~~ 8. <u>The outcome of any consultation undertaken with New Zealand Transport Agency Waka Kotahi in respect of potential impacts on State Highways.</u> [10]
TEMP-R5	***Temporary Military Training***	
All Zones	**Activity status:** Permitted Where: 1. The activity is carried out pursuant to the Defence Act 1990; ~~and~~ 2. The activity is carried out for no longer than 31 days on the *site* in any one calendar year, excluding set up and take down which can occur one week immediately prior to and one week immediately following the activity; ~~and~~ 3. The *site* is returned to its original condition, no more than ten days after the end of the activity; and 4. The activity complies with the *temporary military training* provisions in the Noise Chapter.	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. The extent and *effect* of the duration and hours and timing of the operation on the *amenity values* of the surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity. 3. The extent of adverse *effects* arising from *noise and lighting*. 4. *Waste* minimisation and management measures.

[9] Consequential to Decision 14
[10] Decision 29, paragraph 5.1.3

		5. Impacts on Ngāi Tahu cultural values~~, including those listed in the MW2.3 as~~ listed in MW-1.2[11]. 6. The outcome of any consultation undertaken with New Zealand Transport Agency Waka Kotahi in respect of potential impacts on State Highways. [12]
TEMP-R6	**Mobile trading in a *public place*, not *ancillary* to another *temporary activity***	
All Zones	**Activity status:** Permitted *Note: The location and frequency of mobile trading in a public place is regulated by licenses issued by the Council and require compliance with the relevant policies, bylaws and reserve management plans.*	**Activity status where compliance is not achieved:** N/A
TEMP-R7	***Emergency services training activity***	
All Zones	**Activity status:** Permitted Where: 1. The activity is carried out for no longer than 31 days on the *site* in any one calendar year, excluding set up and take down of buildings and structures, which can occur one week immediately prior to and one week immediately following the activity; and 2. The *site* is returned to its original condition, no more than ten days after the end of the activity.	**Activity status where compliance is not achieved:** Restricted Discretionary. **Matters of discretion:** 1. The extent and *effect* of the duration and hours and timing of the operation on the *amenity values* of the surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity. 3. The extent of adverse *effects* arising from *noise.* 4. Waste minimisation and management measures.

[11] Consequential to Decision 14
[12] Decision 29, paragraph 5.1.3

		5. Impacts on Ngāi Tahu cultural values~~, including those listed in the MW2.3~~ ~~as~~ listed in MW-1.2[13]. 6. The outcome of any consultation undertaken with New Zealand Transport Agency Waka Kotahi in respect of potential impacts on State Highways.[14]
TEMP-R8	**Relocated *Buildings***	
All Zones	**Activity Status:** Permitted Where: 1. Any relocated *building* complies with the relevant standards for *buildings* in the relevant zone; ~~and~~ 2. A *building* pre-inspection report ~~shall~~ must accompany the application for a *building* consent for the destination *site*. That report is to identify all reinstatement works that are to be completed to the exterior of the *building*. The report ~~shall~~ must include a certification by the property owner that the reinstatement works ~~shall~~ must be completed within the specified 12 month period; ~~and~~ 3. The *building* ~~shall~~ must be located on permanent foundations approved by *building* consent, within ~~2~~ two months of the *building* being moved to the *site*; and 4. All other reinstatement work required by the *building* inspection report and the *building* consent to reinstate the exterior of any relocated dwelling ~~shall~~ must be completed within 12 months of the *building* being delivered to the *site*. Without limiting (3) (above) reinstatement work is to	**Activity status where compliance is not achieved:** Restricted Discretionary. **Matters of discretion:** 1. The matters of discretion of any breached standard for *buildings* in the relevant zone. 2. External appearance and *amenity values.* 3. The timeframe for completion and reasons for delay. 4. Health and safety. 5. Any bond or other condition required to ensure completion of any restoration work.

[13] Consequential to Decision 14
[14] Decision 29, paragraph 5.1.3

	include connections to all *infrastructure* services and closing in and ventilation of the foundations.	
TEMP-R9	**Demolition of *buildings*, and other *structures*[15]**	
All Zones	**Activity Status:** Permitted Where: 1. Demolition, provided that within 180 working days of its commencement all material and debris resulting from the demolition is removed.	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. External appearance and *amenity values* of the surrounding properties and streetscape. 2. The timeframe for completion and reasons for delay. 3. Health and safety. 4. Any bond or other condition required to ensure completion of any *restoration* work.
TEMP – R10	**Temporary Network Utilities[16]**	
All Zones	**Activity Status:** Permitted Any temporary utilities that: 1. are required to provide an *emergency service*; or 2. are related to, and required in respect of, a permitted *temporary activity* specified in this chapter of the District Plan; or 3. [17]are located on a *site* for a duration which does not exceed 12 months.	**Activity status where compliance is not achieved:** Restricted Discretionary **Matters of discretion:** 1. The extent and *effect* of the duration of the operation on the *amenity values* of the surrounding properties. 2. The extent of adverse *effects* arising from parking of vehicles and traffic generated by the activity.

[15] Decision 29, paragraph 5.3.2
[16] Decision 29, paragraph 5.5.3
[17] Decision 39, paragraph 7.11.7

			3. The extent of adverse *effects* arising from *noise,* light and glare. 4. Waste minimisation and management measures. 5. Health and safety. 6. Impacts on Ngāi Tahu cultural values~~, including those listed in the MW2.3~~ ~~as~~ listed in MW-1.2[18]~~; and~~. 7. The outcome of any consultation undertaken with New Zealand Transport Agency Waka Kotahi in respect of potential impacts on State Highways.
TEMP- R11[19]	***Aircraft* and Helicopter Movements *(take-offs and landings)*** [20]		
	Activity Status: permitted Where: 1. Aircraft and helicopter movements for the purposes of: a. emergency management; b. military or law enforcement; c. in relation to helicopters the maintenance, upgrade or installation of infrastructure associated with the *National Grid* where there are no more than 10 *movements* per month; d. *temporary military training* where there are no more than		**Activity status where compliance is not achieved with TEMP-R11(1)(a) and TEMP-R11(1)(b):** Not applicable **Activity status where compliance is not achieved with TEMP-R11(1)(c) and TEMP-R11(1)(d)** Restricted Discretionary **Matters of discretion:** 1. The extent and effect of the duration, hours and timing of the movements on the amenity values of the surrounding properties; 2. The extent of adverse effects arising from noise; and 3. In relation to helicopters the matters of discretion for NOISE-R10.

[18] Consequential to Decision 14
[19] Decision 34, paragraph 5.7.11
[20] Decision 34, paragraph 5.6.14

	i. ~~6~~ six movements per day; and ii. 30 movements per year. 2. The *aircraft* and helicopter movements are for any other purpose, where: a. Movements from or to a site are undertaken on no more than 3 days (either consecutively or non-consecutively) over a 3 month period; b. Movements are only undertaken between the hours of 7.00 am and 7.00 pm; and c. The site is not within the General Residential Zone or Medium Density Residential Zone. *Note: For the purpose of TEMP-R11(2) a 'day' is counted where there is at least one movement although there is no limit on the number of movements which may be undertaken on that 'day' subject to compliance with TEMP-R11 (2)(b).* *Note: Any aircraft and helicopter movements (take-offs and landings) which fails to meet TEMP-R11(1)(a), TEMP-R11(1)(b), TEMP-R11(2), TEMP-R11(3) and TEMP-R11(4) is subject to the rules of the relevant Zone.*	**Activity status where compliance is not achieved with TEMP-R11(2):** Relevant Zone rules apply ~~**Activity status where compliance is not achieved with TEMP-R11(1)(a), TEMP-R11(1)(b), TEMP-R11(2), TEMP-R11(3) and TEMP-R11(4): N/A**~~
TEMP-R~~10~~12	**Any other temporary activity**	
All Zones	**Activity Status:** Discretionary 1. Any temporary activities, including associated buildings, not otherwise provided for in the list of rules.	