Chapter 10

Coastal Settlement Zone
10. COASTAL SETTLEMENT ZONE

10.1 RESOURCE MANAGEMENT ISSUES

1. Sporadic subdivision and development pressure can adversely affect the natural character of the coast, particularly where there is fragmented ad hoc development of an area.

2. The natural character of the coast line is adversely affected by activities which destroy or modify habitats and vegetation, natural features and landscapes, and drainage of coastal wetlands.

3. Coastal areas are of importance to tangata whenua for spiritual, historical, or cultural purposes, and these need to be provided for.

4. Sites within the zone need to be of sufficient size, so that where on-site effluent treatment is required there will be no adverse effects on the site, adjoining sites, and particularly on the coastal environment.

5. There are areas within the Coastal Settlement Zone that are susceptible to natural hazards, particularly flooding and erosion associated with coastal processes. The location of activities can increase the effects of natural hazards.

6. In some areas adjoining the coast it is difficult to provide appropriate infrastructure and services to the community.

10.2 OBJECTIVES AND POLICIES

OBJECTIVE

10.2.1 Planned and cohesive development of coastal settlement areas where inappropriate subdivision, use and development is avoided and the distinctive natural character is preserved.

POLICIES

10.2.1.1 Consolidation of existing coastal settlement areas to avoid inappropriate and sprawling subdivision, use and development.

10.2.1.2 Restrict development where adequate infrastructure and services are not, nor are likely to be, available.

10.2.1.3 To manage adverse noise, glare, signage, and other on-site effects.
10.2.1.4 To ensure that the effects of activities located within the zone do not adversely affect the safety and efficiency of the transport network.

10.2.1.5 To require sites are of a sufficient size so that sewage and effluent disposal does not adversely affect adjoining properties, water quality or the quality, natural character, and amenity values of the coastal environment.

10.2.1.6 Require setback for structures and buildings from the coast to preserve the natural character of the coastal environment wherever possible, except where there is a functional requirement to locate in the zone (Sub 39.19).

10.2.1.7 Control the design and scale of non-residential activities located within the zone so as to retain a residential character, as far as practical, including compatible lighting, noise, landscaping, and screening requirements.

OBJECTIVE

10.2.2 To recognise and provide for the special relationship tangata whenua relationships have with their ancestral lands, with the coastal environment. (Sub 17.66)

10.2.2.1 Where activities in the zone affect the relationship tangata whenua have with their cultural sites and traditions, activities are to avoid, and where not practicable, remedy or mitigate adverse effects. (Sub 18.84)

10.2.2.2 To recognise only tangata whenua can identify and evidentially substantiate their relationship and that of their culture and traditions with their ancestral lands, water, sites, waahi tapu and other taonga.

10.2.2.3 To recognise tangata whenua needs for Papakāinga housing, marae and associated developments.

10.2.2.4 To recognise and provide for the cultural, spiritual and archaeological values of tangata whenua and the desire of tangata whenua to live on and develop their ancestral lands. (Sub 17.69)

10.2.2.5 To recognise the special relationship of Māori with their ancestral land by enabling use and development of land, including Papakāinga and associated support facilities. (Sub 17.72)
10.3 ACTIVITY STATUS

Resource consent is required for all Controlled, Restricted Discretionary, Discretionary and Non-complying activities. Resource consent is not required for all Permitted activities provided all Zone-relevant standards are met.

Additional controls may apply in the following Chapters:

- Chapter 12 - Surface of Water Activities
- Chapter 13 – Landscapes, Indigenous Vegetation and Habitats
- Chapter 14 - Heritage
- Chapter 15 – Subdivision
- Chapter 16 – Financial Contributions
- Chapter 18 - Natural Hazards
- Chapter 19 – Coastal Environment Overlay

Network Utilities are managed through Chapter 17 and are not subject to the provisions in this chapter. (Sub 39.32)

Additional controls apply in relation to the following activities. Refer to the Chapters identified.

- Activities on the Surface of the Water – refer Chapter 12
- Landscapes and Habitats – refer Chapter 13
- Heritage – refer Chapter 14
- Network Utilities – refer Chapter 17
- Natural Hazards – refer Chapter 18 (Sub 24.3)

10.3.1 PERMITTED ACTIVITIES

10.3.1.1 Subject to compliance with the Zone Standards in section 10.6, unless otherwise stated, the following activities may be established without resource consent from Council Subject to compliance with the Zone Standards in Section 10.6, the following activities may be established in the Coastal Settlement Zone without Land Use Consent:

1. Any residential buildings at least 50m from MHWS and not within an identified coastal hazard area, as follows:
   (a) One dwelling per site - two dwellings may be established on any site that is 4 hectares or more in area.
   (b) Buildings accessory to any Permitted Activity.
   (c) Additions to existing dwellings.
2. Marae.
3. Urupa and private cemeteries.
4. Farming.
5. Keeping or farming goats on sites located outside the Goat Management Areas as shown on the planning maps.

6. **Visitor accommodation** for up to 4 persons per night.

7. Activities on reserves as provided for in the Reserves Act 1977 or in an approved Reserve Management Plan.

8. Maintenance work carried out by Bay of Plenty Regional Council on established drainage and flood control scheme works.

9. **Temporary activities and**

10. **Temporary buildings and associated activities** required for a building or construction project of not more than 12 months duration. [Clause 16]

11. **Temporary military training activities** complying with the noise controls in Appendix 3. [Sub 19.39]

12. **Any residential activity** that is not listed in the Chapter and which complies with the Zone Standards shall be deemed a Permitted Activity and does not require resource consent. [Clause 16]

13. **Removal of residential dwellings** where the removal is in accordance with the requirements of the (Sub 24.49) that comply with the Building Act 2004 requirements and Council's engineering standards. [Sub 52.2]

14. **The relocation and re-siting of a building**, including factory built dwellings, or dwelling. [Sub 52.2]

15. **Resiting of a building within a site.** [Sub 52.2]

16. **Factory built dwellings.** [Sub 52.2]

17. **A sign** listed in 10.6.12.1 (Sub 12.2, 12.12) with a maximum area of 0.5m² indicating an approved home occupation or visitor accommodation, and may include the name, type of home occupation or profession, and hours of attendance.

18. **Temporary signs** with an area of less than 1.8m², where the written consent of the landowner has been obtained and a copy provided to Council. [Sub 12.2, 12.12]

19. **Official signs**, or signs denoting the name of the street, number of the premises or the location or timetable or other details of any public utility or facility. [Sub 12.2, 12.12]

20. **A sign not exceeding 1.1m² in an area for any public purposes or in connection with and on the same site as any of the following activities:**

   (a) Recreation reserves.

   (b)a. Churches and other places of assembly. [Sub 12.2, 12.12]

21. **Artificial Crop protection structures** located in the inland side of the Coastal Environment Line within the Te Kaha settlement only (Sub 7.5, 11.110)

22. **Emergency services training** and associated management activities (Sub 37.62)
10.3.2 CONTROLLED ACTIVITIES

10.3.2.1 The activities listed below may only be established after resource consent has been granted by Council. The Council may impose conditions only in relation to the matters over which it has reserved control in section 10.4. The activities must comply with the Zone Standards in section 10.6, unless otherwise stated. (Sub 24.3). The following activities may be established after Land Use Consent has been granted by Council. Activities must comply with the standards stated in 10.6:

1. Any buildings provided for as Permitted Activities in 10.3.6.1 that are within 50m of MHWS but not within an identified coastal hazard area.

2. Accessory buildings and activities accessory to Controlled Activities.

3. Home occupations.

4. Community and outdoor recreation activities undertaken in buildings and structures, or parts of the building being used for the activity, and where the activity area is less than 100m² in area.

5. Public conveniences [toilets] [Clause 16].

6. Temporary Military Training Activities not complying with Appendix 3 (Sub 19.39).

6.7. Papakāinga, where the maximum number of sites shall be no more than 50, and where each site is to have an area of 1200m² exclusive of access.

Provided that sites may be smaller than 1200m² where:

(a) Zone Standards are complied with.

(b) On-site investigations are undertaken by a Chartered Professional Engineer a suitably qualified and experienced person (Sub 13.1) to show that the site complies with the On-site Effluent Treatment Regional Plan.

(c) Where the minimum residential site area shall be 400m².

7.8. Any non-residential activity not specifically provided for provided in this Chapter and which complies with the Zone standards in 10.6.

9. —Activities otherwise permitted or controlled —where the site access is to a State highway and the written approval consent of NZ Transport Agency has been obtained, and is submitted as part of any with the application.

8.10. Emergency service facilities (Sub 37.63).
10.3.3 RESTRICTED DISCRETIONARY ACTIVITIES

10.3.3.1 The activities listed below may only be established after resource consent has been granted by the Council. The Council may refuse consent or grant consent and impose conditions only in relation to the matters over which it has restricted its discretion in 10.5. The activities must comply with the Zone Standards in Section 10.6, unless otherwise stated. (Sub 24.3)

The following activities may be established after Land Use Consent has been granted by the Council. The Council may grant or refuse resource consent for a Restricted Discretionary Activity:

1. Relocation of a dwelling or building that does not comply with the Zone Performance Standards.
2. Activities not complying with 10.6.13 (Wastewater Connections), 10.6.14 (Stormwater Management) and 10.6.8 (Water Supply). (Sub 24.68)

10.3.4 DISCRETIONARY ACTIVITIES

10.3.4.1 The activities listed below may only be established after resource consent has been granted by the Council. The Council may refuse consent or grant consent subject to conditions. The Zone standards in 10.6 will be used as a guideline when assessing the application. (Sub 24.3)

The following activities may be established after Land Use Consent has been granted by the Council. The Council may grant or refuse resource consent for a Discretionary Activity:

1. Buildings and activities accessory to a Discretionary Activity.
2.2. Activities listed as Permitted or Controlled Activities which do not meet one or more of the Zone Standards, unless otherwise specified. [Clause 16]
3.3. Visitor accommodation for more than four visitors per night.
4.4. Community and outdoor recreation activities are undertaken in buildings and structures or part of the building being used for the activity; and where the activity area is over 100m².
5.5. Education facilities.
6.6. Residential care facilities.
7.7. Wharves, jetties, slipways; and other landing facilities.
9.9. Place of assembly.
10.10. Refuse recycling facilities and transfer stations.
11.11. Activities, where the access is to a State highway, where the written consent of the NZ Transport Agency has not been obtained.
12.12. Retail activities.
10.3.5 NON-COMPLYING ACTIVITIES

The activities listed below may only be established if resource consent has been granted by Council. The Council may refuse or grant consent for a non-complying activity. The Zone standards in 10.6 will be used as a guideline when assessing the application. (Sub 24.3)

1. Any activity not specifically stated as a Permitted, Controlled, Restricted Discretionary or Discretionary Activity or an activity which does not comply with the Zone Standards, unless otherwise stated. (Sub 24.3)

Any activity not specifically stated as a Permitted, Controlled, Restricted Discretionary or Discretionary Activity and unless otherwise stated, shall be a Non-complying Activity and is allowed only if resource consent is obtained.

10.4 CONTROLLED ACTIVITIES: MATTERS OVER WHICH CONTROL IS RESERVED ASSESSMENT CRITERIA FOR CONTROLLED ACTIVITIES (SUB 17.10)

10.4.1 The Council has reserved control over the following matters:

10.4.1.1 Design and appearance

1. The design and appearance of the activity and how it relates to the amenity values of the surrounding areas, including relevant height, bulk, colour, materials, and proposed landscaping treatment.
2. The visual effect of any activity in relation to its location, site boundaries, and topography.
3. The size and location of buildings with regard to the activities on the site and the effect on neighbouring properties.
4. The manner in which the site is to be landscaped and how effectively it will screen the activities or enhance the amenity values of the area.
5. The location and appearance of any sign associated with the activity.
6. Compliance with the minimum site area required per dwelling, where relevant (Sub 8.55)

10.4.1.2 Effects on adjoining properties

1. The size and location of buildings with regard to the activities on the site and the effects on coastal amenity values; and the amenity values on neighbouring properties.
2. Any measures to be implemented to mitigate the effects from the activity, such as visual effects, odour, noise, and light spill.

10.4.1.3 Effects on the coastal resource

1. The degree to which the activity modifies or alters the natural character of the coastal landscape and coastal ecosystems, if at all.

2. The effects of the activity on public access to the coast, and the opportunities available from the activity for improving public access to and along the coast.

3. The effect of the design and layout of the activities in relation to land, buildings, coastal features and waterbodies which have historical, archaeological and cultural significance to the people of the District, including those which have special value to Māori. Māori values will be determined in consultation with local Iwi or Hapu.

10.4.1.4 Effects from earthworks on the coastal environment

1. The effects of any earthworks and land disturbance on the surrounding environment, including waahi tapu, sites of cultural significance or landscape values, any alteration to the contours of the site, stormwater management, siltation and sedimentation effects, and any effects on the stability of the coastal dune system. (Sub 17.87)

10.4.1.5 Vehicle access, parking, loading and manoeuvrability

1. The design and location of vehicular access, on-site manoeuvrability, and whether vehicles can leave and enter the site safely.

2. The effect of the activity on the safety and efficiency of the roading network.

3. The adequacy of the proposed carparking, service lanes, and loading and unloading activities associated with the activity.

10.4.1.6 Historical, cultural, and archaeological, cultural values and -resources

1. The effect of the design and layout of the activities in relation to land, buildings, features and waterbodies which have historical, cultural or archaeological worth.

2. The effects of the activity on historical, archaeological, and cultural values and-(Sub 17.87) resources of importance to Māori.

3. The effects of the activity on heritage and conservation values, both on the site and on adjoining sites.

10.4.1.7 Effects on waterbodies, indigenous vegetation and habitats

1. The effects of activities on waterbodies.

2. Riparian management mechanisms implemented to mitigate potential adverse effects of the activity on the coast and on waterbodies.
3. The potential effects of the activity on coastal areas of indigenous vegetation and habitats of indigenous fauna.

10.4.1.8 Natural hazards
1. The susceptibility of the site to natural coastal hazards and the measures implemented to mitigate the effects of natural hazards, including any investigations undertaken by the applicant in relation to natural hazard susceptibility of the site, and the activities undertaken on the site.
2. The extent to which the activity may accentuate the potential adverse effects of natural hazards.

10.4.1.9 Temporary Military Training Activities not complying with Appendix 3
1. Location in relation to noise sensitive activities.
2. Hours of operation and duration (Sub 19.36).

10.4.1.9 Hazardous substances
1. The degree of risk of spillage and the potential adverse effects of spillage both on and off the site including the effects posed to the coastal environment.
2. The type and volume of the hazardous substances to be used or stored on the site.
3. The spill containment system proposed for the activity.
4. The proposed drainage system for the activity site.
5. The degree of risk of spillage and the potential adverse effects of spillage both on and off the site.
6. The potential effects on the coastal environment from any point or non-point contamination originating from the activity.
7. The potential effects of the activity and the affect that this may have on the quality of coastal, inland and ground water resources and soil. (Sub 50.21)

Council may impose conditions on resource consent for a Controlled Activity only in relation to those matters stated above. (Sub 24.3)
10.5 **ASSESSMENT CRITERIA FOR RESTRICTED DISCRETIONARY ACTIVITIES: MATTERS OVER WHICH DISCRETION IS RESTRICTED (Sub 17.10)**

10.5.1 *Council has restricted its discretion over the following matters:* The Council shall restrict its discretion to the following matters:

10.5.1.1 Activities not complying with Rules 10.6.1.2 (*Height*), 10.6.1.3 (*Daylight protection*) and 10.6.2 (Yards), 10.6.1.2 (Artificial Crop Protection Structures)

1. The adverse effects on the amenity in terms of:
   
   (a) Shadowing.
   
   (b) Physical dominance.
   
   (c) Privacy.
   
   (d) Noise.
   
   (e) Lighting.
   
   (f) Outlook.

2. The degree to which the character and amenity are affected.

10.5.1.2 Relocation or re-siting of a *dwelling* or *building* that does not comply with the Zone Performance Standards, (Sub 52.2)

1. Proposed landscaping, including opportunities to screen the building during reinstatement.

2. Proposed timetable for completion of re-instatement works;

3. The appearance of the building when re-instated; and

2. Visibility from the road, public places and other residential areas.

3.4. Maintenance of the site and surrounds during reinstatement.

3.5. The duration of reinstatement works.

10.5.1.3 Historical, cultural, archaeological and cultural values and resources

1. The effect of the design and layout of the activities in relation to land, *buildings*, features and *waterbodies* which have historical, cultural or archaeological values.

2. The effects of the activity on historical, archaeological, cultural values and (Sub 17.87) resources of importance to Māori.

3. The effects of the activity on heritage and conservation values, both on the *site* and on adjoining sites. (Sub 18.26)
10.5.1.4 **Activities not complying with 10.6.13 (Wastewater Connections)**

Mitigation of effects on existing infrastructure and the environment from:

1. Sewerage flow volumes.
2. Sewerage flow rates.
3. Sewerage flow timing.
4. Sewerage connections and on-site reticulation/infrastructure specifications.
5. Practicality of connection to Council’s existing infrastructure.

10.5.1.5 **Activities not complying with 10.6.14 (Stormwater Management)**

Mitigation of effects on existing infrastructure, adjacent/downstream properties and the environment from:

1. Stormwater runoff.
2. Stormwater connections and on-site reticulation/infrastructure specifications.

10.5.1.6 **Activities not complying with 10.6.8 (Potable Water Supply)**

Management of water supply demand in relation to:

1. Water flow rates.
2. Water flow volumes.
3. Water supply connections specifications.

### 10.6 ZONE STANDARDS

These Zone Standards apply to all permitted, controlled and restricted discretionary activities, unless otherwise stated. They will be used as a guideline when assessing applications for discretionary and non-complying activities. (Sub 24.3)

*Temporary Military Training Activities* are exempt from complying with Zone Standards (Sub 19.6).

These Zone Standards apply, unless otherwise stated, to all Permitted and Controlled Activities and will be used as a guideline when assessing applications for Discretionary and Non-complying Activities.

### 10.6.1 SITE REQUIREMENTS

10.6.1.1 **Site coverage**

A maximum of 40% of the site may be covered with buildings.

10.6.1.2 **Height**

The maximum height for all buildings and structures within the zone is 9m. **Hose drying towers associated with emergency service facilities may be up to 15m high.** (Sub 37.64).
10.6.1.3 Daylight protection
No part of any building shall penetrate a daylight recession plane of 45° from a height of 2.7m above finished ground level at any boundary 9m.

10.6.1.4 Minimum site area
The following site areas are exclusive of access:

- **Dwellings**: Sewered sites 400m² per dwelling
  Unsewered sites 1200m² per dwelling

- **Other activities**: 1200m²

10.6.2 YARDS

10.6.2.1 Separation from adjoining properties

All buildings shall be located at least 3m from a boundary with an adjoining property (not being a road boundary), except provided that in relation to dwellings and buildings accessory to dwellings:

1. One yard may be reduced to 1.5m.
2. Where a garage is incorporated in the dwelling, two yards may be reduced to 1.5m.
3. Dwellings and accessory buildings may be erected on yards where:
   - (a) That part of the building which encroaches on the yard does not exceed either 30% of the length of the boundary parallel to the yard or 10m, whichever is the smaller; and
   - (b) Pedestrian access is available to the rear of the dwelling; and
   - (c) The written consent of the owners and occupiers of any properties adjoining the affected yard is obtained and a copy provided to Council, except for that accessory buildings may be which are located at least up to 1.5m from the boundary without written consent. [Clause 16]
   - (d) Vehicle access is shall be available possible for septic tank maintenance.

4. Non-compliance with this standard shall be assessed as a Restricted Discretionary Activity. [Sub 24.36]

10.6.2.2 Building setback from roads

All buildings shall be set back at least 4.5m from the road boundary.

10.6.2.3 Building setback from waterbodies and the coast

1. No building shall be located closer than 5025m from MHWS, except for public toilets and emergency service facilities with a functional requirement to locate within 50m of MHWS.
2. Non-compliance with this Rule shall be considered a Restricted Discretionary Activity, except as otherwise stated. (Sub 24.36)

10.6.2.4 Building setback from waterbodies (Clause 16/ Sub 7.5 – consequential change)

1. No building shall be located closer than 25m from a stream with an average width of at least 3m. Buildings between 25m to 50m from MHWS may require site landscaping to mitigate the visual effects from the seaward side.

2. Where any waterbody has an average width of less than 3m a setback of at least 10m shall be required (Sub 7.5).

3. Non-compliance with this Rule shall be considered a Restricted Discretionary Activity, except as otherwise stated. (Sub 24.36)

10.6.3 LANDSCAPING

10.6.3.1 Screening from storage areas

Any outdoor area used for storage shall be screened from a public place, other than service lanes, and from any adjoining residential site.

10.6.3.2 Visibility at intersections

To protect sight distances at the intersection of roads, the area within 6m of the intersection of two front boundaries (or the projection of those front boundaries where they do not meet) shall be kept clear of any obstruction over 1m in height. This restriction shall not apply to power poles or street lights.

10.6.4 NOISE AND GLARE

10.6.4.1 Noise

All activities on-site shall be designed and conducted so as to ensure that the following noise limits are not exceeded at any point within the notional boundary of any other site within the Coastal Settlement Zone. These standards shall not apply to sirens used by emergency services (Sub 37.65).
### Noise Limits dB

<table>
<thead>
<tr>
<th>Receiving Zone</th>
<th>Daytime</th>
<th>Night time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Coastal Settlement Zone</td>
<td>7am to 10pm, Monday to Sunday including public holidays</td>
<td>At all other times</td>
</tr>
<tr>
<td></td>
<td>50LAeq</td>
<td>40LAeq</td>
</tr>
<tr>
<td></td>
<td></td>
<td>70LAMax</td>
</tr>
</tbody>
</table>

Except where expressly provided elsewhere in this Plan, noise shall be measured in accordance with the provisions of NZS 6801:2008 *Acoustics – Measurement of Environmental Sound,* and assessed in accordance with the provisions of NZS 6802:2008 *Acoustics – Assessment of Environmental Noise.*

Construction noise in any zone shall not exceed the recommended limits and shall be measured and assessed in accordance with the provisions of NZS 6803:1999 *Acoustics – Construction Noise.* (Sub 57.82)

#### 10.6.4.2 Lighting and Glare

All exterior security lighting shall be designed, installed and maintained so that the light emitted does not overspill site boundaries or cause distraction of glare which could affect traffic safety on adjacent roads.

#### 10.6.5 PARKING AND ACCESS

##### 10.6.5.1 Parking and loading

On-site carparking and provision for loading shall be provided in relation to every activity whether new, reconstructed, extended or where the use is changed, as follows:

1. On-site carparking shall be provided as follows:

   - **Residential dwellings**
     - 1 space per dwelling in addition to parking provided in a garage or carport
   
   - **Places of assembly**
     - 1 space per 5 persons accommodated
   
   - **Visitor accommodation**
     - 1 space per unit
     - Over 4 people, 1 space per unit plus 2 for staff
   
   - **Education facilities**
     - 2 spaces for visitors plus adequate and reasonable provision for cars and buses to drop off and pick up students and:
       - Preschool, 1 space per staff member
Primary: 2 spaces per 3 staff members
Secondary: 1 space per 20 students
Tertiary: 1 space per 20 students

Home occupations: 1 space per 20m² of the site used for the activity
Residential care facility: 1 space per 5 beds plus 1 space per two staff
Community recreation activities: 1 space per 20m² of the net site area
Periodic detention and Probation centres: One space for every 2 full time equivalent employees and one space for every 10 detainees; the facility is designed to service 10.11
Emergency service facilities: 5 Spaces for every emergency vehicle bay (Sub 37.66)

Police stations: One space per 50m² gross floor area.

2. The dimensions and design standards are set out in Appendix 1.

3. Provision shall be made for the loading and unloading of service vehicles on-site, in such a way that no footpath, road, or access to adjoining properties is blocked.

4. Access to any site shall be sufficient to allow two-way traffic flow. One point of entry and one exit or one combined entry/exit is required. [Clause 16 – from 10.6.7]

10.6.6 FLOOR LEVELS

10.6.6.1 Floor levels shall be sufficient to ensure that water does not enter buildings in a 1% 2% AEP (Annual Exceedance Probability) event within the Coastal Environment or a 2% AEP (Annual Exceedance Probability) event for areas outside the Coastal Environment. Council will determine the appropriate freeboard that needs to be added to the flood level to set the required minimum floor level (Sub 17.36).

10.6.7 NON-RESIDENTIAL ACTIVITIES

10.6.7.1 Access to non-residential activities

Access to any site shall be sufficient to allow two-way traffic flow. One point of entry and one exit or one combined entry/exit is required. Vehicle crossings shall meet the standards in Appendix 4.
10.6.78 ON-SITE EFFLUENT DISPOSAL

10.6.78.1 On-site effluent disposal
Provision shall be made on-site for adequate vehicle access to septic tanks for maintenance purposes.

Advice Note: Resource consent may be required from the Bay of Plenty Regional Council

10.6.88 WATER SUPPLY

10.6.89.1 Water supply
A potable water supply shall be provided to each dwelling within the zone.

10.6.910 RELOCATION OR RE-SITING OF A DWELLING OR BUILDING (Sub 52.2)

10.6.940.1 The relocation or re-siting of a building or dwelling must comply with the following:
1. Any relocated dwelling must have been previously designed, built and used as a dwelling.
2.1. A building inspection report shall accompany the building consent for the building/dwelling. The report shall identify all reinstatement work required to the exterior of the building/dwelling.
2.2. The building shall be located on permanent foundations approved by building consent, no later than two months from the building being moved-relocated to the site.
4.3. All work required to reinstate the exterior of any relocated building/dwelling in accordance with the building inspection report, including the siting of the building/dwelling on permanent foundations, shall be completed within 12 months of the building being delivered to the site.
4. The proposed owner of the relocated building must certify to the Council that the reinstatement work will be completed within the 12 month period.

10.6.9.2 Non-compliance with this Rule shall be considered as a Restricted Discretionary Activity.

10.6.101 VEHICLE ENTRANCE DESIGNS (Sub 24.47)

10.6.104.1 Residential and commercial vehicle entrances shall be designed and constructed to comply with Appendix 4 (Sub 24.47)

Advice Note: Additional access width may be necessary to provide for emergency service vehicles in accordance with SNZ PAS 4509:2008 (refer 17.6.10 Advice Note) (Sub 37.12)
10.6.11 ARTIFICIAL CROP PROTECTION STRUCTURES

1. On sites not within the Coastal Environment, artificial crop protection structures shall meet the following standards:
   (a) Green or black cloth shall be used on vertical faces within 30m of the boundary of the property.
   (b) Green, black or white cloth shall be used on horizontal surfaces.
   (c) Yard, daylight and site coverage requirements shall not apply on boundaries other than a road boundary where the written approval of the owner(s) of the immediately adjoining property or the road controlling authority (in the case of a road) is obtained and provided to the Council.
   (d) Within 30m of a property boundary, including a road boundary, a different colour may be used where written approval of the owner(s) of the immediately adjoining property or the road controlling authority (in the case of a road) is obtained and provided to the Council.
   (e) An artificial crop protection structure within 30m of a road boundary where the cloth is not green or black and where the written approval is not obtained shall be assessed as a Discretionary Activity. (Sub 11.96, 7.24, 11.101).

2. Artificial crop protection structures that do not comply with these standards shall be considered as a Restricted Discretionary Activity. (Sub 7.4)

10.6.12 SIGNS

10.6.12.1 The following signs shall be permitted subject to compliance with the standards in 10.6.13.4:

1. A sign with a maximum area of 0.5m² in relation to an approved home occupation or visitor accommodation, including name, type of home occupation and hours of operation.
2. A temporary sign with a maximum area of 1.8m², where the written consent of the landowner has been obtained and provided to Council.
3. Official signs.

10.6.12.2 A sign with a maximum area of 1.1m² shall be a controlled activity in relation to any public purpose or on the same site as any of the following activities:

1. Recreation reserves
2. Churches and other places of assembly
3. Education facilities (Sub 41.1)
4. Hospitals
5. Community activities
6. Visitor accommodation
7. Tourist or special information, including places or points of special interest.

10.6.12.3 The following signs shall be Discretionary Activities:

1. Illuminated signs that are not a Permitted Activity
2. Flashing, animated, trivision, revolving lights, lasers or aerial signs located adjacent to a state highway.
3. Free standing signs located within the boundary of a state highway with a speed limit of 50km/h or less.
4. Advance warning signs erected on a road.

10.6.12.4 Signs visible from a State highway shall not:

1. Have reflective material or illumination that flashes or moves;
2. Obstruct or impair the view of any official traffic sign and signal or the line of sight at any corner, bend, intersection of vehicle crossing;
3. Physically obstruct or impede traffic or pedestrians;
4. Resemble or be likely to be confused with any official traffic signs or signs;
5. Use support structures that are not frangible. (Sub 12.6)

Advice Notes:

1. Council controls signs under the Ōpōtiki District Council Control of Signs Bylaw 2008.
2. Where signs on private property will be visible from a State Highway and resource consent is required, the NZ Transport Agency should be consulted in relation to traffic safety effects. It should also be noted that NZ Transport Agency controls signs on the State highway corridor Legal Road under the NZ Transport Agency Signs on State Highway Bylaw July 2010. (Sub 12.4)

10.6.13 WASTE WATER CONNECTIONS

1. All new developments within any of Council’s wastewater scheme boundaries shall connect to the Council’s wastewater system
2. All new wastewater management systems shall be designed and constructed in accordance with Rule 17.65.82. (Sub 24.68)

10.6.14 STORM WATER MANAGEMENT

A stormwater disposal system shall be provided for any residential, community or business activity. The stormwater management system shall be designed and constructed with Rule 17.65.93 (Sub 24.69)
10.6.15 GOAT FARMING

10.6.15.1 Goat farming shall be permitted outside the areas shown as Goat Management Areas on the Planning Maps.

10.6.15.2 The goats shall be formally identified in accordance with the Tracing Act 2012, but must include the tagging (brass tag or plastic tag or ear-cut or tattoo) of goats with recognisable owner identification.

10.6.15.3 The goats shall be contained on site at all times by either a boundary fence in accordance with standards for goat fencing contained in Appendix 10.9.1 or tethered, which may include a running wire.

10.6.15.4 Written advice of the location of the goat farming activity shall be provided to Council at the time of the establishment of the goat farming operation.

10.7 OTHER METHODS

10.7.1 Other methods for achieving the objectives and policies of this section are:

1. Community and residents’ street beautification programmes, through the use of landscaping and tree planting.

2. To develop those public open spaces and reserves administered by Council within, and adjoining, the Coastal Settlement Zones of the District to ensure that the parks and reserves complement the zone.

3. Through Council’s strategic planning process to identify areas for community reserves and to purchase land and develop through Council’s Annual Plan process.

4. Through the Use (Sub 17.56) of Land Information Memoranda (LIM) and Project Information Memoranda (PIM) to provide information on known hazards to potential developers and applicants.

10.8 EXPECTED ENVIRONMENTAL RESULTS

Environmental outcomes anticipated from the implementation of the objectives and policies of this section are:

A. Residential areas within the coastal environment that have minimal adverse effects on the environment.

B. Diversity of design in residential dwellings where minimum standards are met.
10.9 **APPENDIX** (Sub 17.32 consequential change)

10.9.1 **GOAT FARMING BOUNDARY FENCE STANDARDS**

1. Bulldozed line or benching or some other method, if required, to ensure that the bottom wire is no more than 70mm above ground level.

2. Nine wire post and batten fence, to be kept tight at all times, with no internal or external stays.
   (a) Minimum high tensile 2.5mm diameter galvanized steel
   (b) Bottom wire should be placed at 70 mm above ground level and, above that, wires placed at the following intervals – 100, 100, 100, 110, 120, 135, 150 and 165mm
   (c) The top wire should be approximately 50 mm below the top of the post.

3. Bottom wire shall be barbed wire instead of high tensile wire where the fence is situated on land subject to erosion.

4. Posts to be at the following intervals:
   (a) less than 30 degrees ground slope: 5m
   (b) 30 degrees to less than 45 degrees: 4m
   (c) 45 degrees or more: 3m

5. Battens to be at 1m intervals

6. All fences regularly checked and maintained to the above standards

7. Fences across streams and waterways shall require a floodgate that does not allow goats to pass through. Floodgates shall be constructed of H3 treated 100mm x 50mm timber suspended from an overhead wire or rail in such a way that the spacings will allow the passage of water but will not allow stock including goats to pass through. A cross-bar shall be positioned in the top third of the floodgate. Wire netting will not be used in floodgate construction.

8. Fences along watercourses shall be constructed alongside the *waterbody* with an appropriate setback to avoid possible slumping which may cause a breach of the fencing standard.