

# TEMPORARY ACTIVITIES & RELOCATED BUILDINGS 35

## 35 Temporary Activities and Relocated Buildings

Please note: Variations to parts of this chapter have been decided by Council on 7 March 2019 as part of Stage 2 of the PDP. You can view the Stage 2 Decisions, appeals and section 274 notices on our website. The appeal and section 274 periods for the Stage 1 and 2 Decisions have closed.

*This table identifies provisions subject to and consequentially affected by appeals:*

Provision Subject To Appeal (identified in red text in the relevant chapter/s)	Appellant Court Number	Consequentially Affected Provisions
Section 35.1	House Movers Section of the New Zealand Heavy Haulage Association Inc ENV-2018-CHC-087 (consent order issued)	Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building), Removal (Building), Removal, Dwelling, Building
Policy 35.2.1.2	Cardrona Alpine Resort Limited ENV-2018-CHC-117 (consent order issued)  Real Journeys Limited ENV-2018-CHC-131 (consent order issued)  Real Journeys (trading as Canyon Food & Brew Company) ENV-2018-CHC-146 (consent order issued)  Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)	Rules 35.4.4, 35.4.2 and 35.4.5  Objective 35.2.1, Policy 35.2.1.7  Objective 35.2.1, Policy 35.2.1.7  Objective 35.2.1, Policy 35.2.1.7
Policy 35.2.1.7	Cardrona Alpine Resort Limited ENV-2018-CHC-117 (consent order issued)  Real Journeys Limited ENV-2018-CHC-131 (consent order issued)  Real Journeys (trading as Go Orange Limited) ENV-2018-CHC-138 (consent order issued)  Real Journeys (trading as Canyon Food & Brew Company) ENV-2018-CHC-146 (consent order issued)  Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)	
Policy 35.2.5.1	Cardrona Alpine Resort Limited ENV-2018-CHC-117 (consent order issued)	

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	<p>Real Journeys Limited ENV-2018-CHC-131 (consent order issued) <del>Real Journeys (trading as Go Orange Limited)</del> <del>ENV-2018-CHC-138</del> (consent order issued)</p> <p>Real Journeys (trading as Canyon Food &amp; Brew Company) ENV-2018-CHC-146 (consent order issued)</p> <p>New Zealand Tungsten Mining Limited ENV-2018-CHC-151 (consent order issued)</p> <p>Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)</p>	<p>Policy 35.2.5.2, Rule 35.4.12</p> <p>Policy 35.2.5.2, Rule 35.4.12</p> <p>Policy 35.2.5.2, Rule 35.4.12</p> <p>Policy 35.2.5.2, Rule 35.4.12</p> <p>Policy 35.2.5.2, Rule 35.4.12</p>
Policy 35.2.5.2	<p><del>Cardrona Alpine Resort Limited</del> <del>ENV-2018-CHC-117</del> (consent order issued)</p> <p>Real Journeys (trading as Canyon Food &amp; Brew Company) ENV-2018-CHC-146 (consent order issued)</p> <p>Real Journeys (trading as Go Orange Limited) ENV-2018-CHC-138 (consent order issued)</p> <p>Real Journeys Limited ENV-2018-CHC-131 (consent order issued)</p> <p>Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)</p>	<p>Rule 35.4.12</p> <p>Rule 35.4.12</p> <p>Rule 35.4.12</p> <p>Rule 35.4.12</p>
Objective 35.2.6	<p>House Movers Section of the New Zealand Heavy Haulage Association Inc ENV-2018-CHC-087 (consent order issued)</p>	<p>Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building</p>
Policy 35.2.6.1	<p>House Movers Section of the New Zealand Heavy Haulage Association Inc ENV-2018-CHC-087 (consent order issued)</p>	<p>Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building</p>
Rule 35.4.7.e	<p>Real Journeys Limited ENV-2018-CHC-131 (consent order issued)</p> <p>Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)</p>	
Rule 35.4.12	<p><del>Cardrona Alpine Resort Limited</del> <del>ENV-2018-CHC-117</del> (consent order issued)</p> <p>Real Journeys Limited ENV-2018-CHC-131 (consent order issued)</p> <p>Real Journeys (trading as Go Orange Limited)</p>	<p>Objective 35.2.5, Policy 35.2.5.1, Policy 35.2.5.2</p>

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	<p>ENV-2018-CHC-138 (consent order issued)</p> <p>Real Journeys (trading as Canyon Food &amp; Brew Company) ENV-2018-CHC-146 (consent order issued)</p> <p>Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)</p>	
Rule 35.4.13	<p>House Movers Section of the New Zealand Heavy Haulage Association Inc ENV-2018-CHC-087 (consent order issued)</p>	<p>Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building</p>
Rule 35.4.14	<p>House Movers Section of the New Zealand Heavy Haulage Association Inc ENV-2018-CHC-087 (consent order issued)</p>	<p>Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building</p>
Rule 35.5.1	<p>Real Journeys Limited ENV-2018-CHC-131 (consent order issued)</p> <p>Real Journeys (trading as Go Orange Limited) ENV-2018-CHC-138 (consent order issued)</p>	

***This table identifies new provisions sought to be added:***

Appellant Court Number	Provision/s Sought to be Added into Chapter 3
<p>Cardrona Alpine Resort Limited ENV-2018-CHC-117 (relief withdrawn)</p>	<p>Insert inclusion in Rule 35.4.1 for temporary storage and events carried out in Ski Area Sub Zones as a permitted activity.</p>
<p>Real Journeys Limited ENV-2018-CHC-131 (consent order issued)</p>	<p>Insert inclusion in Rule 35.4.1 for temporary storage and events carried out in Ski Area Sub Zones and Rural Visitor Zones as a permitted activity.</p>
<p>Cardrona Alpine Resort Limited ENV-2018-CHC-117 (relief withdrawn)</p>	<p>Insert inclusion in Rule 35.4.2 for temporary storage and events carried out in Ski Area Sub Zones as a permitted activity.</p>
<p>Real Journeys Limited ENV-2018-CHC-131 (consent order issued)</p>	<p>Insert inclusion in Rule 35.4.2 for temporary storage and events carried out in Ski Area Sub Zones and Rural Visitor Zones as a permitted activity.</p>
<p>Cardrona Alpine Resort Limited</p>	<p>Insert inclusion in Rule 35.4.3 for temporary storage and events carried out in Ski Area Sub Zones as a permitted activity.</p>

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<p><del>ENV-2018-CHC-117</del> (relief withdrawn)</p>	
<p><del>Real Journeys Limited</del> <del>ENV-2018-CHC-131</del> (consent order issued)</p>	<p>Insert inclusion in Rule 35.4.3 for temporary storage and events carried out in Ski Area Sub Zones and Rural Visitor Zones as a permitted activity.</p>
<p><del>Cardrona Alpine Resort Limited</del> <del>ENV-2018-CHC-117</del> (relief amended) (consent order issued)</p>	<p>Insert an exclusion from Rule 35.4.4 for temporary activities undertaken within Ski Area Sub Zones as follows: <u>This rule does not apply to temporary activities undertaken within the Cardrona Alpine Resort Sub Zone (including any extensions to the current Ski Area Sub Zone at Cardrona to give effect to other relief sought in appeals.)</u></p>
<p><del>Te Anau Developments Limited</del> <del>ENV-2018-CHC-106</del> (consent order issued)</p>	<p>Insert an exclusion from Rule 35.4.4 for temporary activities undertaken within Ski Area Sub Zones as follows: <u>This rule does not apply to temporary activities undertaken within the Cardrona Ski Activity Area or the Rural Visitor Zone Walter Peak.</u></p>
<p><del>Real Journeys Limited</del> <del>ENV-2018-CHC-131</del> (consent order issued)</p>	<p>Insert an exclusion from Rule 35.4.4 for temporary activities undertaken within the Cardrona Ski Activity Area or the Rural Visitor Zone Walter Peak as follows: <u>This rule does not apply to temporary activities undertaken within the Cardrona Ski Activity Area or the Rural Visitor Zone Walter Peak.</u></p>
<p><del>Cardrona Alpine Resort Limited</del> <del>ENV-2018-CHC-117</del> (consent order issued)</p>	<p>Insert a new point c. in Rule 35.4.11 as follows: <u>c. are required for power generation in Ski Area Sub Zones</u></p>
<p><del>Real Journeys Limited</del> <del>ENV-2018-CHC-131</del> (consent order issued)</p>	<p>Insert a new point c. in Rule 35.4.11 as follows: <u>c. are required for power generation in the Rural Visitor Zones or Ski Area Sub Zones.</u></p>
<p><del>Te Anau Developments Limited</del> <del>ENV-2018-CHC-106</del> (consent order issued)</p>	
<p><del>Cardrona Alpine Resort Limited</del> <del>ENV-2018-CHC-117</del> (relief amended) (consent order issued)</p>	<p>Insert a new point in Rule 35.4.8 as follows:</p> <ul style="list-style-type: none"> <li>• <u>Associated with the construction (including reconstruction, repair, maintenance, upgrading) of buildings, structures and infrastructure</u></li> <li>• <u>within the Cardrona Alpine Resort Sub Zone (including any extensions to the current Ski Area Sub Zone at Cardrona to give effect to other relief sought in appeals.)</u></li> </ul>
<p><del>Real Journeys Limited</del> <del>ENV-2018-CHC-131</del> (consent order issued)</p>	<p>Insert new points in Rule 35.4.8 to provide for maintenance of the Earnslaw as follows:</p> <ul style="list-style-type: none"> <li>• <u>Associated with the construction (including reconstruction, repair, maintenance, upgrading) of vessel survey work undertaken in relation to the "TSS Earnslaw" and associated buildings and structures including slipway at Kelvin Peninsula;</u></li> </ul>

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Te Anau Developments Limited ENV 2018 CHC 106 (consent order issued)	<ul style="list-style-type: none"> <li>Associated with the construction (including reconstruction, repair, maintenance, upgrading) of buildings, structures and infrastructure with the Rural Visitor Zone Walter Peak and Cardrona Ski Activity Area.</li> </ul>
Te Anau Developments Limited ENV 2018 CHC 106 (relief amended) (consent order issued)	Insert inclusion in Rules 35.4.1-35.4.3 for temporary storage and events carried out in the Cardrona Ski Activity Area Subzone and Walter Peak Rural Visitor Zone as a permitted activity.
House Movers Section of the New Zealand Heavy Haulage Association Inc ENV 2018 CHC 087 (consent order issued)	Provide for the demolition and removal, relocation and re-siting of buildings (including dwellings) as a permitted activity in all zones (except in relation to any scheduled or listed heritage buildings, or any specific conservation, outstanding landscape or historic heritage zones).
House Movers Section of the New Zealand Heavy Haulage Association Inc ENV 2018 CHC 087 (consent order issued)	Provide for non-notification and non-service of any resource consent application for relocated buildings and dwellings (if not a permitted activity).

*Note: the annotations in this chapter reflect the Council's interpretation of the provisions affected by appeals.*

## 35.1 Purpose

The purpose of the Temporary Activity provisions is to enable temporary events, filming, construction activities, military training, temporary utilities and temporary storage to be undertaken, subject to controls intended to minimise adverse effects. The provisions recognise that temporary activities, events and filming are important to the economic, social, and cultural vitality of the District, and are therefore encouraged.

The Relocated Building provisions primarily seek to ensure that the reinstatement of such buildings is compatible with the surrounding environment and amenity. The requirements of this chapter enable matters to be considered in addition to any specific controls for buildings and structures in the Zone Chapters and other relevant District Wide Chapters.

Section 35.1 and relief sought	Appellant Court Number	Consequentially Affected Provisions
Amend Section 35.1 to reflect the decision and outcome in New Zealand Heavy Haulage Association Inc v Central Otago District Council (C45/2004 and C61/2004) as it relates to regulating relocated dwellings (or to same or similar effect).	House Movers Section of the New Zealand Heavy Haulage Association Inc ENV 2018 CHC 087 (consent order issued)	Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building), Removal (Building), Removal, Dwelling, Building

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## 35.2 Objectives and Policies

**35.2.1 Objective – Temporary Events and Filming are encouraged and are undertaken in a manner that ensures the activity is managed to minimise adverse effects.**

### Policies

35.2.1.1 Recognise and encourage the contribution that temporary events and filming make to the social, economic and cultural wellbeing of the District’s people and communities.

35.2.1.2 Permit small and medium-scale events, subject to controls on event duration, frequency and hours of operation.

Rule 35.2.1.2 and relief sought	Appellant Court Number	Consequentially Affected Provisions
Amend Policy 35.2.1.2: Permit small and medium-scale events <del>during daytime hours</del> , subject to controls on event duration, frequency and hours of operation.	<del>Cardrona Alpine Resort Limited ENV-2018-CHC-117</del> (consent order issued)  <del>Real Journeys Limited ENV-2018-CHC-131</del> (consent order issued) <del>Real Journeys (trading as Canyon Food &amp; Brew Company) ENV-2018-CHC-146</del> (consent order issued)  <del>Te Anau Developments Limited ENV-2018-CHC-106</del> (consent order issued)	Rules 35.4.4, 35.4.2 and 35.4.5  Objective 35.2.1, Policy 35.2.1.7  Objective 35.2.1, Policy 35.2.1.7  Objective 35.2.1, Policy 35.2.1.7

35.2.1.3 Recognise that purpose-built event facilities are designed to cater for temporary activities.

35.2.1.4 Recognise that for public spaces, temporary events are anticipated as part of the civic life of the District.

35.2.1.5 Require adequate infrastructure, waste minimisation, traffic management, emergency management, security, and sanitation facilities to be available to cater for anticipated attendants at large-scale temporary events and filming.

35.2.1.6 Ensure temporary activities do not place an undue restriction on public access.

35.2.1.7 Recognise that noise is an anticipated component of temporary events and filming, while protecting residential amenity from undue noise during night-time hours.

Rule 35.2.1.7 and relief sought	Appellant Court Number	Consequentially Affected Provisions
Amend Policy 35.2.1.7: Recognise that noise is an anticipated component of temporary events and	<del>Cardrona Alpine Resort Limited ENV-2018-CHC-117</del> (consent order issued)	

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<p>filming, while protecting residential amenity in established residential zones from undue noise during night-time hours.</p>	<p>Real Journeys Limited ENV-2018-CHC-131 (consent order issued)</p> <p>Real Journeys (trading as Go Orange Limited) ENV-2018-CHC-138 (consent order issued)</p> <p>Real Journeys (trading as Canyon Food &amp; Brew Company) ENV-2018-CHC-146 (consent order issued)</p> <p>Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)</p>	
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35.2.1.8 Enable the operation of informal airports in association with temporary community events and filming, subject to minimising adverse effects on adjacent properties.

35.2.1.9 Require all structures associated with temporary events and filming to be removed at the completion of the activity, and any damage in public spaces to be remediated.

**35.2.2 Objective – Temporary activities necessary to complete building and construction work are provided for.**

## Policies

35.2.2.1 Ensure temporary activities related to building and construction work are carried out with minimal disturbance to adjoining properties and on visual amenity values.

35.2.2.2 Provide for small-scale retail activity to serve the needs of building and construction workers.

35.2.2.3 Require temporary activities related to building and construction to be removed from the site following the completion of construction, and any damage in public spaces to be remediated.

**35.2.3 Objective – Temporary Military Training Activities are provided for.**

## Policy

35.2.3.1 Enable temporary military training to be undertaken within the District.

**35.2.4 Objective – Temporary Utilities needed for other temporary activities or for emergencies are provided for.**

## Policy

35.2.4.1 Enable short-term use of temporary utilities needed for other temporary activities or for emergency purposes.

**35.2.5 Objective – Temporary Storage is provided for.**

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## Policies

35.2.5.1 Permit temporary storage related to farming activity.

Policy 35.2.5.2 and relief sought	Appellant Court Number	Consequentially Affected Provisions
Amend Policy 35.2.5.1: Permit temporary storage related to farming activity, <u>transport, tourism, and visitor accommodation activities.</u>	<del>Cardrona Alpine Resort Limited</del> ENV-2018-CHC-117 (consent order issued)	Policy 35.2.5.2, Rule 35.4.12
	<del>Real Journeys Limited</del> ENV-2018-CHC-131 (consent order issued)	Policy 35.2.5.2, Rule 35.4.12
	<del>Real Journeys (trading as Go Orange Limited)</del> ENV-2018-CHC-138 (consent order issued)	Policy 35.2.5.2, Rule 35.4.12
	<del>Real Journeys (trading as Canyon Food &amp; Brew Company)</del> ENV-2018-CHC-146 (consent order issued)	Policy 35.2.5.2, Rule 35.4.12
	<del>Te Anau Developments Limited</del> ENV-2018-CHC-106 (consent order issued)	Policy 35.2.5.2, Rule 35.4.12
Amend Policy 35.2.5.1: Permit temporary storage related to farming activity, <u>exploration and prospecting.</u>	<del>New Zealand Tungsten Mining Limited</del> ENV-2018-CHC-151 (consent order issued)	Policy 35.2.5.2, Rule 35.4.12

35.2.5.2 Ensure temporary storage not required for farming purposes is of short duration and size to protect the visual amenity values of the area in which it is located.

Policy 35.2.5.2 and relief sought	Appellant Court Number	Consequentially Affected Provisions
Amend Policy 35.2.5.2: Ensure temporary storage not required for farming <u>transport, tourism, and visitor accommodation activities, purposes</u> is of short duration and size to protect the visual amenity values of the area in which it is located.	<del>Cardrona Alpine Resort Limited</del> ENV-2018-CHC-117 (consent order issued)	Rule 35.4.12
	<del>Real Journeys (trading as Canyon Food &amp; Brew Company)</del> ENV-2018-CHC-146 (consent order issued)	Rule 35.4.12
	<del>Real Journeys Limited</del> ENV-2018-CHC-131 (consent order issued)	Rule 35.4.12
	<del>Real Journeys (trading as Go Orange Limited)</del> ENV-2018-CHC-138 (consent order issued)	Rule 35.4.12
	<del>Te Anau Developments Limited</del> ENV-2018-CHC-106 (consent order issued)	Rule 35.4.12

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**35.2.6 Objective – Relocated buildings maintain amenity and minimise the adverse effects of relocation and reinstatement works.**

## Policy

35.2.6.1 Provide for relocated buildings where adverse effects associated with the relocation and reinstatement are managed to provide a quality external appearance, and are compatible with the amenity of the surrounding area.

Objective 35.2.6 and Policy 35.2.6.1 and relief sought	Appellant Court Number	Consequentially Affected Provisions
Amend Objective 35.2.6 and Policy 35.2.6.1 to reflect the decision and outcome in New Zealand Heavy Haulage Association Inc v Central Otago District Council (C45/2004 and C61/2004) as it relates to regulating relocated dwellings (or to same or similar effect).	<del>House Movers Section of the New Zealand Heavy Haulage Association Inc</del> ENV-2018-CHC-087 (consent order issued)	Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building

## 35.3 Other Provisions and Rules

### 35.3.1 District Wide

Attention is drawn to the following District Wide chapters.

1 Introduction	2 Definitions	3 Strategic Direction
4 Urban Development	5 Tangata Whenua	6 Landscapes and Rural Character
25 Earthworks	26 Historic Heritage	27 Subdivision
28 Natural Hazards	29 Transport	30 Energy and Utilities
31 Signs	32 Protected Trees	33 Indigenous Vegetation
34 Wilding Exotic Trees	36 Noise	37 Designations
Planning Maps		

### 35.3.2 Interpreting and Applying the Rules

35.3.2.1 A permitted activity must comply with all the rules listed in the Activity and Standards tables, and any relevant district wide rules.

35.3.2.2 Where an activity does not comply with a Standard listed in the Standards table, the activity status identified by the Non-Compliance Status column applies. Where an activity breaches more than one Standard, the most restrictive status applies to the Activity.

35.3.2.3 The Rules of this Chapter relating to Temporary Activities take precedence over any other provision of the District Plan, with the exception of:

- a. 26 Historic Heritage;

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b. 31 Signs.

35.3.2.4 Notwithstanding 35.3.2.3, the Rules of this Chapter relating to Temporary Activities specify when the rules in Chapter 36 (Noise) do not apply.

35.3.2.5 For a Relocated Building, the provisions in this Chapter apply in addition to any relevant provision of any other Chapter.

## Advice Notes

Relocated Buildings: Newly pre-fabricated buildings (delivered to a site for erection on that site) are excluded from the definition of Relocated Building, and are not subject to the rules of this chapter.

Temporary Events: The following activities associated with Temporary Events are not regulated by the District Plan:

- a. Food and Beverage;
- b. Sale of Alcohol.

Obstacle limitation surfaces at Queenstown or Wanaka Airport:

Any person wishing to undertake an activity that will penetrate the designated Airport Approach and Land Use Controls obstacle limitation surfaces at Queenstown or Wanaka Airport must first obtain the written approval of the relevant requiring authority, in accordance with section 176 of the Resource Management Act 1991.

35.3.2.6 The following abbreviations are used within this Chapter.

P	Permitted	C	Controlled	RD	Restricted Discretionary
D	Discretionary	NC	Non-Complying	PR	Prohibited

## 35.4 Rules - Activities

	Temporary Activities and Relocated Buildings	Activity Status
35.4.1	Temporary Events held on public conservation land, including the use of the land as an informal airport, which holds a valid concession for the temporary event.  For the purpose of this rule the relevant noise standards of the Zone do not apply.	P
35.4.2	Temporary Events held within a permanent, purpose-built, hotel complex, conference centre, or civic building.	P
35.4.3	Temporary Events held within the Open Space and Recreation Zones or any other Council-owned public recreation land, provided that:  a. Noise Events do not occur during hours in which the night-time noise limits of the relevant Zone(s) are in effect, except for New Year's Eve.	P

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	Temporary Activities and Relocated Buildings	Activity Status
	For the purpose of this rule the relevant noise standards of the Zone do not apply.	
<b>35.4.4</b>	Temporary Events associated with a Ski Area Activity held within a Ski Area Sub Zone.	P
<b>35.4.5</b>	<p>Any other Temporary Events, provided that:</p> <ul style="list-style-type: none"> <li>a. the number of persons (including staff) participating does not exceed 500 persons at any one time;</li> <li>b. the duration of the temporary event does not exceed 3 consecutive calendar days (excluding set up and pack down);</li> <li>c. in the Rural Zone the event does not operate outside of the hours of 0800 to 0000 (midnight). In all other zones the event does not operate outside of the hours of 0800 to 2000. Set up and pack down outside of these hours is permitted;</li> <li>d. no site shall be used for any temporary event more than 7 times in any calendar year;</li> <li>e. all structures and equipment are removed from the site within 3 working days of the completion of the event;</li> <li>f. for the purpose of this rule the relevant noise standards of the Zone do not apply during the hours of 0800 to 2200.</li> </ul>	P
<b>35.4.6</b>	<p>Temporary Events</p> <p>Informal airports for rotary wing aircraft flights in association with the use of a site for temporary events that are open to the general public provided that:</p> <ul style="list-style-type: none"> <li>a. the informal airport is only used during the hours of 0800 – 2000;</li> <li>b. no site shall be used for an informal airport for more than 7 days in any calendar year;</li> <li>c. no site shall be used for an informal airport more than one day in any calendar month;</li> <li>d. the aircraft operator has notified the Council’s Planning Department concerning the use of the informal airport.</li> </ul> <p>For the purpose of this Rule the relevant noise standards of the Zone do not apply.</p>	P
<b>35.4.7</b>	<p>Temporary Filming</p> <p>Held on public conservation land, including the use of the land as an informal airport, which holds a valid concession for the temporary filming activity.</p>	P

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	Temporary Activities and Relocated Buildings	Activity Status									
<b>35.4.8</b>	<p>Temporary Filming, including the use of the land as an informal airport as part of that filming activity, provided that:</p> <ol style="list-style-type: none"> <li>the number of persons participating in the temporary filming does not exceed 200 persons at any one time within the Rural Zone, 100 persons in the Rural Lifestyle and Rural Residential Zones, and 50 persons in any other zone;</li> <li>within the Rural Zone, any temporary filming activity on a site, or in a location within a site, is limited to a total of 30 days, in any calendar year;</li> <li>in any other Zone, any temporary filming activity is limited to a total of 30 days (in any calendar year) with the maximum duration of film shooting not exceeding a total of 7 days in any calendar year;</li> <li>all building and structures are removed from the site upon completion of filming, and any damage incurred in public places is remediated;</li> <li>the use of land as an informal airport as part of filming activity is restricted to the Rural Zone.</li> </ol> <p>For the purpose of this Rule:</p> <p>The relevant noise standards of the Zone do not apply to temporary filming and the associated use of the site as an informal airport. However Council will use its power under the Resource Management Act 1991 to control unreasonable and excessive noise.</p> <table border="1" data-bbox="354 1256 1227 1686"> <thead> <tr> <th>Rule 35.4.7(e) and relief sought</th> <th>Appellant Court Number</th> <th>Consequentially Affected Provisions</th> </tr> </thead> <tbody> <tr> <td>Amend Rule 35.4.7(e): the use of land as an informal airport as part of filming activity is restricted to the Rural Zone and <u>Rural Visitor Zones</u>.</td> <td><del>Real Journeys Limited</del> ENV-2018-CHC-131 (consent order issued)</td> <td></td> </tr> <tr> <td></td> <td>Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)</td> <td></td> </tr> </tbody> </table>	Rule 35.4.7(e) and relief sought	Appellant Court Number	Consequentially Affected Provisions	Amend Rule 35.4.7(e): the use of land as an informal airport as part of filming activity is restricted to the Rural Zone and <u>Rural Visitor Zones</u> .	<del>Real Journeys Limited</del> ENV-2018-CHC-131 (consent order issued)			Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)		P
Rule 35.4.7(e) and relief sought	Appellant Court Number	Consequentially Affected Provisions									
Amend Rule 35.4.7(e): the use of land as an informal airport as part of filming activity is restricted to the Rural Zone and <u>Rural Visitor Zones</u> .	<del>Real Journeys Limited</del> ENV-2018-CHC-131 (consent order issued)										
	Te Anau Developments Limited ENV-2018-CHC-106 (consent order issued)										
<b>35.4.9</b>	<p>Temporary Construction-Related Activities</p> <p>Any temporary building (including a Relocated Building), scaffolding, crane, safety fences, and other similar structures and activities that are:</p> <ol style="list-style-type: none"> <li>ancillary to a building, construction or maintenance project and located on the same site;</li> <li>are limited to the duration of an active construction project;</li> <li>are removed from the site upon completion of the active construction project.</li> </ol>	P									

# TEMPORARY ACTIVITIES & RELOCATED BUILDINGS 35

	Temporary Activities and Relocated Buildings	Activity Status										
<b>35.4.10</b>	<p>Temporary Construction-Related Activities</p> <p>Any temporary food/beverage retail activity, for the direct purpose of serving workers of an active building or construction project.</p>	P										
<b>35.4.11</b>	<p>Temporary Military Training</p> <p>Temporary Buildings and Temporary Activities related to temporary military training carried out pursuant to the Defence Act 1990, provided any such activity or building does not remain on the site for longer than the duration of the project.</p>	P										
<b>35.4.12</b>	<p>Temporary Utilities</p> <p>Any temporary utilities that:</p> <ol style="list-style-type: none"> <li>are required to provide an emergency service; or</li> <li>are related to, and required in respect of, a permitted temporary activity specified in this chapter of the District Plan.</li> </ol>	P										
<b>35.4.13</b>	<p>Temporary Storage</p> <p>Any temporary storage or stacking of goods or materials, other than for farming purposes, that does not remain on the site for longer than 3 months and does not exceed 50m<sup>2</sup> in gross floor area.</p> <p>Note: Any temporary storage which fails to meet this permitted activity rule is subject to the rules of the relevant Zone.</p> <table border="1" data-bbox="354 1211 1227 2098"> <thead> <tr> <th>Rule 35.4.12 and relief sought</th> <th>Appellant Court Number</th> <th>Consequentially Affected Provisions</th> </tr> </thead> <tbody> <tr> <td rowspan="5">Amend Rule 35.4.12 to define temporary storage.</td> <td><del>Cardrona Alpine Resort Limited</del> ENV-2018-CHC-117 (consent order issued)</td> <td rowspan="5">Objective 35.2.5, Policies 35.2.5.1 and 35.2.5.2</td> </tr> <tr> <td><del>Real Journeys Limited</del> ENV-2018-CHC-131 (consent order issued)</td> </tr> <tr> <td><del>Real Journeys (trading as Go-Orange Limited)</del> ENV-2018-CHC-138 (consent order issued)</td> </tr> <tr> <td><del>Real Journeys (trading as Canyon Food &amp; Brew Company)</del> ENV-2018-CHC-146 (consent order issued)</td> </tr> <tr> <td>Te Anau Developments Limited</td> </tr> </tbody> </table>	Rule 35.4.12 and relief sought	Appellant Court Number	Consequentially Affected Provisions	Amend Rule 35.4.12 to define temporary storage.	<del>Cardrona Alpine Resort Limited</del> ENV-2018-CHC-117 (consent order issued)	Objective 35.2.5, Policies 35.2.5.1 and 35.2.5.2	<del>Real Journeys Limited</del> ENV-2018-CHC-131 (consent order issued)	<del>Real Journeys (trading as Go-Orange Limited)</del> ENV-2018-CHC-138 (consent order issued)	<del>Real Journeys (trading as Canyon Food &amp; Brew Company)</del> ENV-2018-CHC-146 (consent order issued)	Te Anau Developments Limited	P
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Temporary Activities and Relocated Buildings			Activity Status						
		ENV-2018-CHC-106 (consent order issued)							
<b>35.4.14</b>	<p>Relocated Building</p> <p>This rule does not apply to buildings for Temporary Construction-Related Activities, as addressed in Rules below.</p> <table border="1"> <thead> <tr> <th>Rule 35.4.13 and relief sought</th> <th>Appellant Court Number</th> <th>Consequentially Affected Provisions</th> </tr> </thead> <tbody> <tr> <td>Amend the activity classification for relocated buildings to permitted.</td> <td><del>House Movers Section of the New Zealand Heavy Haulage Association Inc</del> ENV-2018-CHC-087 (consent order issued)</td> <td>Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building</td> </tr> </tbody> </table>		Rule 35.4.13 and relief sought	Appellant Court Number	Consequentially Affected Provisions	Amend the activity classification for relocated buildings to permitted.	<del>House Movers Section of the New Zealand Heavy Haulage Association Inc</del> ENV-2018-CHC-087 (consent order issued)	Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building	P
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<b>35.4.15</b>	<p>Any temporary activity not otherwise listed as a permitted activity in this table.</p> <table border="1"> <thead> <tr> <th>Rule 35.4.14 and relief sought</th> <th>Appellant Court Number</th> <th>Consequentially Affected Provisions</th> </tr> </thead> <tbody> <tr> <td>Amend the activity classification for relocated buildings to permitted.</td> <td><del>House Movers Section of the New Zealand Heavy Haulage Association Inc</del> ENV-2018-CHC-087 (consent order issued)</td> <td>Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building</td> </tr> </tbody> </table>		Rule 35.4.14 and relief sought	Appellant Court Number	Consequentially Affected Provisions	Amend the activity classification for relocated buildings to permitted.	<del>House Movers Section of the New Zealand Heavy Haulage Association Inc</del> ENV-2018-CHC-087 (consent order issued)	Provision 35.3.2.5 Definitions: Relocated/Relocatable Building, Relocation (Building); Removal (Building), Removal, Dwelling, Building	D
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## 35.5 Rules – Standards

	Standards for Activities	Non-compliance Status						
<b>35.5.1</b>	<p>Glare</p> <p>All fixed exterior lighting must be directed away from adjacent sites, waterways and roads.</p> <p>This rule shall not apply to glare from lighting used for health, safety and navigation purposes.</p> <table border="1"> <thead> <tr> <th>Rule 35.5.1 and relief sought</th> <th>Appellant Court Number</th> <th>Consequentially Affected Provisions</th> </tr> </thead> <tbody> <tr> <td>Amend Rule 35.5.1: All fixed exterior lighting must be directed away from adjacent sites, waterways, and roads. <u>This rule shall not apply to glare from lighting used for health and</u></td> <td><del>Real Journeys Limited</del> ENV-2018-CHC-131</td> <td></td> </tr> </tbody> </table>	Rule 35.5.1 and relief sought	Appellant Court Number	Consequentially Affected Provisions	Amend Rule 35.5.1: All fixed exterior lighting must be directed away from adjacent sites, waterways, and roads. <u>This rule shall not apply to glare from lighting used for health and</u>	<del>Real Journeys Limited</del> ENV-2018-CHC-131		<p>RD</p> <p>Discretion is restricted to:</p> <ol style="list-style-type: none"> <li>the effect of lighting on the amenity of adjoining properties, road safety or navigational safety.</li> </ol>
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<b>35.5.2</b>	<p>Waste Management</p> <p>All temporary events with more than 500 participants at any one time, and temporary filming with more than 200 participants, must undertake the event in accordance with the Council’s Zero Waste Events Guide, including the submission of a completed ‘Zero Waste Event Form’.</p>			<p>RD</p> <p>Discretion is restricted to:</p> <p>a. the ability to minimise and manage waste from the event.</p>																																															
<b>35.5.3</b>	<p>Sanitation</p> <p>All temporary events with an anticipated attendance of up to 500 must provide a minimum number of toilet facilities in accordance with the below table, or have ready access to the same number of publicly-accessible toilets within a 150m walk from the event.</p> <table border="1" data-bbox="352 1234 1040 1592"> <thead> <tr> <th rowspan="2">People Attending</th> <th colspan="7">Duration of Event (hours)</th> </tr> <tr> <th>1-2</th> <th>3</th> <th>4</th> <th>5</th> <th>6</th> <th>7</th> <th>8+</th> </tr> </thead> <tbody> <tr> <td>1-50</td> <td>1</td> <td>1</td> <td>1</td> <td>2</td> <td>2</td> <td>2</td> <td>2</td> </tr> <tr> <td>51-100</td> <td>2</td> <td>2</td> <td>2</td> <td>2</td> <td>3</td> <td>3</td> <td>3</td> </tr> <tr> <td>101-250</td> <td>3</td> <td>3</td> <td>3</td> <td>3</td> <td>4</td> <td>4</td> <td>6</td> </tr> <tr> <td>251-500</td> <td>4</td> <td>4</td> <td>4</td> <td>6</td> <td>6</td> <td>6</td> <td>8</td> </tr> </tbody> </table> <p>Advice Note</p> <p>Weather conditions, the amount of food and beverages consumed, and the availability of alcohol can increase toilet usage by 30% - 40%.</p>			People Attending	Duration of Event (hours)							1-2	3	4	5	6	7	8+	1-50	1	1	1	2	2	2	2	51-100	2	2	2	2	3	3	3	101-250	3	3	3	3	4	4	6	251-500	4	4	4	6	6	6	8	<p>RD</p> <p>Discretion is restricted to:</p> <p>a. the ability to provide adequate sanitation facilities for the event.</p>
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	Standards for Activities	Non-compliance Status
35.5.4	<p>Relocated Buildings</p> <p>Any relocated building must comply with the following standards:</p> <ul style="list-style-type: none"> <li>a. Building Pre-inspection Report: <ul style="list-style-type: none"> <li>i. A Building Pre-inspection Report must be provided to Council and accompany the application for a building consent for the destination site;</li> <li>ii. The Building Pre-inspection Report must be prepared by a Licenced Building Practitioner or other appropriately qualified person;</li> <li>iii. The Building Pre-inspection Report must be in Council's standard template and must identify all reinstatement works that are to be completed to the exterior of the building;</li> </ul> </li> <li>b. The building must be located on permanent foundations, within two months of the building being delivered to the site;</li> <li>c. All other reinstatement works identified by the Building Pre-inspection Report and the building consent to reinstate the exterior of any relocated building, including connections to services and closing in and ventilation of foundations, must be completed within nine months of the building being delivered to the site; and</li> </ul> <p>The land owner of the site on which the relocated building is to be placed must certify to the Council that all reinstatement works identified in the Building Pre-inspection Report will be completed within nine months of the building being placed on permanent foundations.</p>	<p>RD</p> <p>Discretion is restricted to:</p> <ul style="list-style-type: none"> <li>a. the reinstatement works required to the exterior of the building, including those identified by any Building Pre-inspection Report, and the timeframe to carry out such works;</li> <li>b. the timeframe for placing the building on permanent foundations and the closing in of those foundations;</li> <li>c. external appearance and amenity values;</li> <li>d. any bond or other condition required to ensure completion of any restoration work.</li> </ul>

## 35.6 Rules - Non-Notification of Applications

**35.6.1 Any application for resource consent for the following matters do not require the written approval of other persons and not be notified or limited-notified:**

35.6.1.1 Temporary filming.

**35.6.2 The following activity will not be publicly notified but notice will be served on those persons considered to be adversely affected if those persons have not given their written approval:**

35.6.2.1 Rule 35.5.4 Relocated Building