

## Appendix 10 – Statutory Assessment

### Operative Selwyn District Plan

Overlays applying to site	Zone
Wāhi Taonga Management Site – C59	Outer Plains
<b>Definitions:</b>	
<b>Utility</b> - includes the <b>use of any structure, building or land</b> for any of the following purposes: <b>(a) The generation, transformation and/or transmission of energy;</b> (b) Any telecommunication facility or telecommunication line; (c) Any radio communication facility; (d) The conveyance, storage, treatment or distribution of water for supply, including (but not limited to) irrigation and stockwater; (e) The drainage, reticulation or treatment of stormwater, waste water or sewage; (f) Transportation infrastructure, including (but not limited to) roads, accessways, railways, airports and navigational aids; (g) Work to mitigate potential natural hazards, including (but not limited to) stopbanks, groynes and gabions; or (h) Meteorological facilities for the observation, recording and communication of weather information.	
<b>Utility Structure</b> - includes any device, equipment or other facility which is used principally to house or support a utility including any antenna, mast, pole or pylon; or any structure housing a utility which is less than 10m <sup>2</sup> in gross floor area, or less than 2.5m in height.	
<b>Utility Building</b> - includes any building or part of any building which is a utility or which is used principally to house or support a utility; and that building is 10m <sup>2</sup> or more in gross floor area and 2.5m or greater in height.	
<b>Rural activity</b> - means the use of land or building(s) for the purpose of growing or rearing of crops or livestock, including forestry, viticulture and horticulture and intensive livestock production and may include a dwelling.	

District Plan Provision	Commentary
<b>C5 Utilities</b>	
<b>Note –</b> <b>Part C5 – 2.</b> The Rules in the Rural Volume of this Plan are applicable to activities generally, including utilities. However, the rules under <u>Rule 3 Buildings</u> , <u>Rule 4 Roading</u> and <u>Rule 9.4 Scale of Non-Residential and Non-Rural Activities</u> do not apply to utilities, except the following; <b>Rule 3 Buildings</b> <ul style="list-style-type: none"> <li>- Rule 3.15.1 Relocated Buildings</li> <li>- Rule 3.9.1.1 Access and Parking</li> <li>- Rule 3.13.1.2 Line of sight – railway crossings</li> </ul>	The buildings and structures that are required for the solar array operations are covered by the utilities chapter these include: <ul style="list-style-type: none"> <li>- Solar frames</li> <li>- Inverters</li> <li>- Batteries</li> </ul> Because the storage containers and Site Office are not directly required for the operations of the solar array, these are

<p><b>Rule 4 Roading</b></p> <ul style="list-style-type: none"> <li>- Rules 4.5.1.2 – 4.5.1.5 Roads, Accessways and Vehicular Crossings.</li> <li>- Rules 4.6 Parking</li> <li>- Rule 4.1.1 Outstanding Landscapes</li> </ul>	<p>considered to fall outside the definitions of utility structure and utility building and therefore need to be assessed as rural buildings. The relevant rules for these buildings are set out at the end of the table below.</p>
<p>5.1.2 Any utility which meets the following provisions shall be a permitted activity:</p> <p>5.1.2.3 Any transformer, line or wire does not exceed a voltage of 110kV or a capacity of 100 MVA per circuit.</p> <p>5.1.2.4 The utility is not used for the generation of energy, apart from the generation of energy for use on the same site, or to enable continued supply during emergencies, maintenance or repairs. (This rule does not apply to solar, wind or petroleum based powered generators used to generate energy for use only on the site on which they are located).</p> <p>5.1.3 Any activity which does not comply with Rules 5.1.2.2–5.1.2.6 shall be a discretionary activity.</p>	<p>The solar array will generate electricity that will not be used on the Site and therefore will be a <b>Discretionary Activity</b> under Rule 5.1.3.</p> <p>No transformers or lines are required as part of this proposal.</p>
<p>5.2 Height and setbacks</p> <p>5.2.1 Erecting any utility building, or any addition or alterations to, or modification or demolition of any utility building, if all of the following conditions are met:</p> <p>5.2.1.1 The height of the utility building shall not exceed 12 metres. <i>For Rule 5.2.1, the height of any utility building shall be measured from ground level at the base of the utility building, to the highest point on the building, but excluding any chimney, mast, aerial, or other structure which is attached to the outside of the utility building.</i></p> <p>5.2.1.2 The utility building is set back a minimum distance of 10 metres from a strategic road, 5 metres from any other road, and 1 m from any property boundary.</p> <p>5.2.1.3 The utility building is positioned so that it complies with the recession plane angles in <u>Part E, Appendix 16</u>.</p> <p>5.2.2 Any utility building which does not comply with Rule 5.2.1 shall be discretionary activity.</p>	<p>The Site Office will be approximately 2.6m in height. The four 40ft shipping containers will be approximately 2.59m in height.</p> <p>All of the proposed buildings will comply with the 12m height limit.</p> <p>All buildings will comply with the minimum setback requirements and applicable recession planes. At the closest point the Site Office building will be at least 100m from the boundary. All other buildings will be located more than 50m from site boundaries, and therefore all buildings will have ample setbacks from the site boundaries.</p> <p>The proposed buildings are therefore a <b>Permitted Activity</b>.</p>

<p>5.3 Height and utility structures</p> <p>5.3.1 Any utility structure which complies with all of the following conditions shall be a permitted activity:</p> <p>5.3.1.1 The height of the utility structure shall not exceed 25m;</p> <p>5.3.1.2 Any pole or mast shall not exceed 500mm in diameter beyond a height of 6m above ground level.</p> <p>5.3.1.3 If any pole or mast exceeds 500mm in diameter beyond a height of 6m above ground level, it shall comply with the recession planes in <u>Part E, Appendix 16</u>. (For the avoidance of doubt, 5.3.1.2 and 5.3.1.3 do not apply to cross arms or antenna, except dish antenna).</p>	<p>The maximum height of the solar panels/frames will be between 0.5 and 3m above ground level. The single Skid Inverter will be approximately 2.25m in height. The Twin Skid Inverter will be approximately 2.35m in height.</p> <p>Therefore, the structures will comply with the maximum height of 25m.</p> <p>No poles or masts are proposed.</p> <p>Therefore, the activity will meet the applicable conditions in Rule 5.3.1 and is a <b>Permitted Activity</b>.</p>
<p>5.8.1 In any area shown on the Planning Maps as a flood area, any utility structure which is not located in a position or designed in such a way that it would:</p> <p>5.8.1.1 Divert, or displace, any floodwater; or</p> <p>5.8.1.2 Impede or alter the existing drainage pattern of the land;</p> <p>Shall be a permitted activity.</p>	<p>Not applicable - The Site is not located in a flood area in the Operative District Plan maps. However, the solar panels will be located at least 500mm above ground level and therefore will not impede flood waters.</p>
<p>5.9.1 Any new utility building which is not erected in any of the following areas shall be a permitted activity:</p> <p>5.9.1.1 Any area shown on the Planning Maps as the Waimakariri Flood Category A area;</p> <p>5.9.1.2 Seaward of the Coastal Hazard 1 Line as shown on the Planning Maps;</p> <p>5.9.1.3 Between any waterbody and any stopbank designed to contain floodwater from that waterbody; and</p> <p>5.9.1.4 The area shown on the Planning Maps as the Lower Plains flood or ponding areas; unless a minimum building floor level 300m above a 2% Annual Excedence Probability (AEP) hazard event is identified;</p> <p>5.9.1.5</p>	<p>Not applicable - The Site is not located in any of these areas.</p>

<p>The area shown on the Planning Maps as the Lake Ellesmere/Te Waihora flood area, unless a minimum building floor level of 3m above mean sea level (Lyttleton Datum 1937) is identified.</p>							
<p>5.10.1 Any utility structure which meets the following conditions shall be a permitted activity:</p> <p>5.10.1.1 n/a – applies to Silent File Areas only.</p> <p>5.10.1.2 n/a – applies only to Wāhi Taonga Management Area C39(a).</p> <p>5.10.1.3 <i>Within any area listed in <u>Appendix 5</u> and shown on the Planning Maps as a Wāhi Taonga Site or any Wāhi Taonga Management Area not listed in 5.10.1.2, the construction, maintenance, upgrading or replacement of any utility structure does not involve the disturbance, damage to, removal or destruction of any object, artefact or other symbol of pre-European settlement, occupation or use of that site; and</i></p> <p>5.10.1.4 n/a – applies to Mahinga Kai sites only.</p> <p>5.10.2</p> <p>Any activity which does not comply with <u>Rules 5.10.1.1</u> to <u>5.10.1.4</u> shall be a restricted discretionary activity.</p>	<p>The Site contains a Wāhi Taonga Management Area - C59</p> <table><tr><td>C59</td><td>Ovens/Midden</td><td>Near Buckleys Road</td><td>RS 5974</td><td>Outer Plains</td><td>8</td></tr></table> <p>No earthworks within the Wāhi Taonga Management Area - C59 are proposed, and a 50m buffer around this site is proposed to further ensure the site is avoided, therefore the proposal is a <b>Permitted Activity</b> under these provisions.</p>	C59	Ovens/Midden	Near Buckleys Road	RS 5974	Outer Plains	8
C59	Ovens/Midden	Near Buckleys Road	RS 5974	Outer Plains	8		
<p>5.11.1 Any utility building which meets the following conditions shall be a permitted activity:</p> <p>5.11.1.1 – n/a applies to Silent File Areas only.</p> <p>5.11.1.2 – applies only to Wāhi Taonga Management Area C39(a).</p> <p>5.11.1.3</p> <p><i>In any area listed in <u>Appendix 5</u> and shown on the Planning Maps as a Wāhi Taonga Site or any Wāhi Taonga Management Area not listed in 5.11.1.2, the construction, maintenance, upgrading or replacement of the building does not involve the disturbance, damage to, removal or destruction of any object, artefact or other symbol of pre-European settlement, occupation or use of that site.</i></p> <p>5.11.1.4 n/a – applies to Mahinga Kai sites only.</p> <p>5.11.2</p> <p>Any activity which does not comply with <u>Rules 5.11.1.1</u> to <u>5.11.1.4</u> shall be a restricted discretionary activity.</p>	<p>No buildings are proposed within Wāhi Taonga Management Area - C59, therefore the proposal is a <b>Permitted Activity</b> under these provisions.</p>						
<p>5.13.1 Any utility building which is setback at least the following minimum distances shall be a permitted activity:</p> <p>5.13.1.1</p> <p>100m from the edge of any lake or any wetland which adjoins a lake; and</p> <p>5.13.1.2</p> <p>20m from the edge of any waterbody listed in <u>Appendix 17</u> other than a lake; and</p> <p>5.13.1.3</p>	<p>Waterbody means fresh water or geothermal water in a river, lake, stream, pond (but excluding any artificial pond), wetland or aquifer or any part therefore that is not located within the coastal marine area. The terms “river”, “lake” and “wetland” are also defined in this Plan.</p> <p>There is a water race situated within the road reserve adjacent to the road boundary with Branch Drain Road, Buckleys</p>						

10m from the edge of any other waterbody (excluding aquifers).	Road. However, water races are not defined as a water body. Therefore, this rule does not apply.
5.13.2 Any utility structure which is setback at least the following minimum distances shall be a permitted activity: 5.13.2.1 100m from the edge of any lake; and 5.13.2.2 20m from the edge of any waterbody listed in <u>Appendix 17</u> other than a lake; and 5.13.2.3 10m from the edge of any other waterbody (excluding aquifers).	
<b>Earthworks</b>	
<p>Notes</p> <p>1. Rule 1 –Earthworks, does not apply to any of the following activities, except where the provisions of Rule 1.6 (Earthworks and Protected Trees) apply:</p> <ul style="list-style-type: none"><li>• Tending or landscaping of gardens, lawns or public spaces;</li><li>• Digging post holes;</li><li>• Drilling bores, except in Wāhi Taonga Management Area C39(a);</li><li>• Planting trees or removing dead or diseased trees;</li><li>• Cultivation;</li><li>• Burying Pets;</li><li>• Trenching compost;</li><li>• Earthworks required to duct cables except in Wāhi Taonga Management Area C39(a).</li></ul> <p>1. Earthworks affecting any archaeological site, Silent File Area, Wāhi Taonga Management Area or Wāhi Taonga Management Site may require an archaeological authority from the New Zealand Historic Places Trust Pouhere Taonga (refer to Part B, Section 3.3 Archaeological Sites).</p>	<p>Trenches of 1m depth are required to install the cables connecting the solar panels together, and from the solar array into the Brookside Substation. Piling up to 1.8m depth is also required to install the poles that support the frames for the solar panels. The array will be set back 10m from the road boundaries and the water race that runs along one the road boundaries.</p> <p>In total approximately 63.2m<sup>3</sup>/ha or 7,020.5m<sup>3</sup> of earthworks is required to construct the solar array.</p> <p>No works are proposed within the Wāhi Taonga Management Area C59.</p>
<p>1.2.1 Any earthworks which meet the following condition shall be a permitted activity:</p> <p>1.2.1.1 Any soil or earth to be removed from the site is not contaminated.</p>	Not applicable - The Site is not contaminated.
<p>1.3.1 Any earthworks which meet the following conditions shall be a permitted activity:</p> <p>1.3.1.1 – n/a applies to Silent File Areas only.</p> <p>1.3.1.2 – n/a applies to Wāhi Taonga Management Area C39 only.</p> <p>1.3.1.3</p> <p><i>In any area listed in Appendix 5 and shown on the Planning Maps as a Wāhi Taonga Site or any Wāhi Taonga Management Area not listed in 1.3.1.2, the earthworks do not involve the disturbance, damage to, removal or destruction of any object, artefact or other symbol of pre-European settlement, occupation or use of that site;</i></p>	<p>No earthworks are proposed within the Wāhi Taonga Management Area - C59 and therefore the proposal is a <b>Permitted Activity</b> under these provisions.</p> <p>.</p>

<p>1.3.1.4 – n/a applies to Mahinga Kai sites only. Activities that cannot comply with Rule 1.3.1 will be restricted discretionary activity.</p>	
<p>1.7.1 Any earthworks which meet the following conditions shall be a permitted activity:</p> <p>1.7.1.1 The earthworks are set back at least 20m from the edge of any waterbody (excluding aquifers):</p> <ul style="list-style-type: none"> <li>(a) unless the earthworks are those undertaken within a road reserve and are for the purpose of installing underground network utility infrastructure; or</li> <li>(b) except that for rivers the following earthworks are subject to a reduced setback of 5m: <ul style="list-style-type: none"> <li>(i) 100m<sup>2</sup> (area) per 1000 metres in any continuous 5 year period; and</li> <li>(ii) 40m<sup>3</sup> (volume) per 1000 metres in any continuous 5 year period; or</li> <li>(iii) any earthworks which has been granted resource consent for a discretionary or non-complying activity from the Canterbury Regional Council; or</li> <li>(iv) maintenance of existing fencelines, existing vehicle tracks and existing crossings.</li> </ul> </li> </ul> <p>1.7.1.2 The earthworks do not exceed:</p> <ul style="list-style-type: none"> <li>(a) A vertical cut face where no more than 5% of the total vertical cut is over 2m; and</li> <li>(b) A maximum volume of 5000m<sup>3</sup> per project.</li> </ul> <p>1.7.1.3 When the earthworks cease, the site is:</p> <ul style="list-style-type: none"> <li>(a) Filled and recontoured to the same state as the surrounding land; and</li> <li>(b) Replanted with vegetation which is the same as, or of similar species to, that which existed on the site prior to the earthworks taking place, except that where the site was vegetated with any plant pest, the site may be replanted with other species.</li> </ul> <p><i>Note: Rule 1.7.1.3 does not apply to earthworks associated with the preparation of building sites, roads or tracks or sites prepared for planting trees or other crops.</i></p> <p>1.7.1.4 Any stockpiling of earth, soil or other material within 100m of any dwelling, other than a dwelling erected on the same property as the earthworks, is to be kept moist and consolidated.</p> <p>Earthworks that do not comply with Rule 1.7.1.4 are restricted discretionary. Earthworks that do not comply with Rules 1.7.1.1, 1.7.1.2 or 1.7.1.3 are discretionary activity.</p>	<p>The total volume of earthworks will exceed 5,000m<sup>3</sup>.</p> <p>The earthworks are minimal in scale, being piles and trenches. The trenches will be filled and recontoured to the same state as the surrounding land; and grassed as per the remainder of the Site.</p> <p>As the earthworks will exceed 5,000m<sup>3</sup>, consent is required as a <b>Discretionary Activity</b>.</p>

<b>C3 – Rural Buildings</b>	
<p>3.15.1 Any relocated building which meets any one of the following conditions shall be a permitted activity:</p> <p>3.15.1.1 The relocated building is a garage or other accessory building; or</p> <p>3.15.1.2 The relocated building is being shifted from one site to another site within the same property; or</p> <p>3.15.1.3 The relocated building is for a temporary activity on the site and will be removed from the site within two days of the activity ceasing; or</p> <p>3.15.1.4 The relocated building is to provide temporary accommodation during the time a construction project is taking place on the site and will be removed from the site within the lesser time period of 12 calendar months or the construction project ceasing.</p> <p>3.15.1.5 The building is being relocated within or between schools.</p> <p><b>Note:</b> Relocated building is defined in <u>Part D of the Plan</u>. It does not include a new building designed or intended to be used on the site but which is erected off-site and transported to the site in whole or parts.</p> <p>The construction and use of a relocated building that does not meet any of these conditions is a controlled activity under Rule 3.15.4.</p>	<p>A Site office and containers will be relocated onto the Site and the office will remain permanently on the Site therefore consent is required as a <b>Controlled Activity</b>.</p>
<p>Rule 3.13.1.2 No building is positioned so that it encroaches into the line of sight for any railway crossing as shown in <u>Appendix 11</u>.</p>	<p>This rule is not applicable as there are no railway crossings in the vicinity of the Site.</p>
<b>Vehicle accessways and vehicle crossings</b>	
<p>4.5.1.2 Any vehicle accessway is formed to the relevant design and formation standards set out in <u>Appendix E10.2</u>.</p> <p>4.5.1.3 Any vehicle accessway complies with the relevant separation and sight distance standards set out in <u>Appendix E10.2</u>.</p> <p>4.5.1.4</p>	<p>It is proposed to upgrade an existing vehicle access point from Branch Drain Road to meet the standards for heavy vehicles in Appendix E10.2. As such the proposal is a <b>Permitted Activity</b> in terms of these rules.</p>

<p>Any vehicle crossing which has a gate positioned across the vehicle crossing, has the gate either opening inwards towards the property and away from the road; or setback a minimum distance of 10 metres from the road boundary;</p> <p>4.5.1.5 Any vehicle crossing providing vehicle access to a sealed road is sealed: (a) The full length of the vehicle crossing (from the edge of the sealed carriageway to the road boundary of the property), or; (b) For the first 10 metres from the sealed carriageway.</p> <p>Activities that do not comply with Rule 4.5.1.6 will be restricted discretionary.</p> <p>Activities that do not comply with any other conditions will be discretionary.</p>	
<b>Car parking, vehicle manoeuvring, accessibility parking, and traffic generation</b>	
<p>4.6.1 Any activity in the Rural Zone which provides car parking in accordance with the following standards shall be a permitted activity.</p> <p>4.6.1.3 For any other activity: (a) all car parking associated with an activity must be located either on-site or on land adjoining the site and not on the road reserve; and (b) all loading (including unloading) associated with an activity must be undertaken on-site or on land adjoining the site and not within the road reserve; and</p> <p>4.6.1.4 All carparking and loading areas shall comply with all standards set out in <a href="#">Appendix E10.1</a>.</p> <p>Activities that do not comply with this rule are discretionary under Rule 4.6.7.</p>	<p>Twelve car/minibus parks will be provided within the ample space provided on-site. As such the proposal is a <b>Permitted Activity</b> in terms of this rule.</p>
<p>4.6.2 Any activity on a site which has a vehicle manoeuvring area of sufficient size to enable any vehicle to turn on the site and not have to reverse onto the road shall be a permitted activity if:</p> <p>4.6.2.1 The site is used for any activity other than residential activities; or</p> <p>4.6.2.2 The site has access to a State Highway or an arterial road listed in <a href="#">Appendix 9</a>.</p> <p>Activities that do not comply with this rule are non-complying under Rule 4.6.8.</p>	<p>The Site will have a vehicle manoeuvring area of sufficient size to enable any vehicle to turn within the Site and not have to reverse onto the road and will be a <b>Permitted Activity</b>.</p>
<b>C9 – Activities</b>	



<p>9.6.1 Any activity on land which is contaminated shall be a permitted activity provided that none of the following activities are undertaken on that land:</p> <p>9.6.1.1 Erecting any dwelling or undertaking residential activities;</p> <p>9.6.1.2 The use of land for educational activities or erecting any educational facilities;</p> <p>9.6.1.3 Outdoor recreation activities; and</p> <p>9.6.1.4 Growing or rearing of food crops or livestock;</p> <p>Restricted Discretionary – Rule 9.6.2 if it cannot comply with conditions listed.</p>	<p>The Site is not contaminated; therefore, this rule is not applicable.</p>
<p>9.12.1 The activity shall comply with the rules for carparking, vehicle crossings, vehicle access and egress set out in <u>Rule 4</u>, and <u>Appendix 10</u> for specific provisions applying to State Highways to be a permitted activity. Default Activity — Carparking, Vehicle Crossings, Access and Egress</p> <p>9.12.2 Any activity which does not comply with <u>Rule 9.12.1</u> shall have the status set out in <u>Rules 4.4 to 4.6</u> for the rules(s) with which it does not comply.</p>	<p>Twelve car/minibus parks will be provided within the ample space provided on-site. As such the proposal is a <b>Permitted Activity</b> in terms of this rule.</p>
<p>9.13.1 Any activity which does not exceed the following maximum number of vehicle movements shall be a permitted activity:</p> <p>9.13.1.2 Road Formed, Sealed and maintained by Council: (a) State Highway and Arterial Roads (as identified in <u>Appendix 9</u>): 30 ecm/d per site averaged over any one week period). b) Local and Collector Roads: 60 ecm/d per site (averaged over any one week period).</p> <p>9.13.1.3 Road Formed, Unsealed and maintained by Council: (a) 60 ecm/d per site (averaged over any one week period).</p>	<p>The proposal will meet the 60 ecm/d (equivalent car movements per day) per site both during construction and once operational given the nature of the solar farm as an inherently passive activity with minimal activity on-site. As such the proposal is a <b>Permitted Activity</b> in terms of this rule.</p>

Discretionary if compliance not achieved.							
<p>9.16.1 Except as provided in 9.16.3 below, any activity shall be conducted so as to comply with the noise limits and within the time frames stated in the following tables in order to be a permitted activity: .....</p> <p>Table C9.3 – Noise limits assessed at the notional boundary of any dwelling, rest home, hospital, or classroom in any educational facility except where that dwelling, rest home, hospital or classroom is located within a Living zone.</p> <table border="1" data-bbox="203 507 591 695"> <tr> <th>Hours</th><th>Noise Limit</th></tr> <tr> <td>7.30am – 8.00pm</td><td>60 dBA L<sub>10</sub> 85 dBA L<sub>max</sub></td></tr> <tr> <td>8.01pm – 7.29am</td><td>45 dBA L<sub>10</sub> 70 dBA L<sub>max</sub></td></tr> </table> <p>9.16.2 Any activity which does not comply with <u>Rule 9.16.1</u> shall be a discretionary activity.</p>	Hours	Noise Limit	7.30am – 8.00pm	60 dBA L <sub>10</sub> 85 dBA L <sub>max</sub>	8.01pm – 7.29am	45 dBA L <sub>10</sub> 70 dBA L <sub>max</sub>	<p>The solar farm, when operating, will meet the permitted noise standards.</p> <p>Construction noise will be managed under the relevant NZ Standard as it will only occur for 12 months (and is therefore a temporary activity under the definition in the Operative SDP.</p> <p>The proposal will therefore be a <b>Permitted Activity</b> under these provisions.</p>
Hours	Noise Limit						
7.30am – 8.00pm	60 dBA L <sub>10</sub> 85 dBA L <sub>max</sub>						
8.01pm – 7.29am	45 dBA L <sub>10</sub> 70 dBA L <sub>max</sub>						
<p>9.18.1 Except in the area shown on the Planning Maps as the West Melton Observatory Lighting Area, any activity which involves lighting shall be a permitted activity provided that the activity has a maximum light spill not exceeding:</p> <p>9.18.1.1 10-lux spill on to any part of any adjoining property which is located in a Business zone and which does not contain a dwelling; and</p> <p>9.18.1.2 3-lux spill on to any part of any other adjoining property or any road reserve.</p> <p>9.18.3</p>	<p>No external lighting is proposed on the Site.</p> <p>The proposal will therefore be a <b>Permitted Activity</b> under these provisions.</p>						

Any activity which does not comply with Rule 9.18.1 or Rule 9.18.2 shall be a discretionary activity.	
<p>9.19.1 Any stockpiling activity shall be a permitted activity provided that stockpiling of any soil, coal, sawdust, powdered fertiliser or any other unconsolidated material outdoors within 100m of a dwelling (other than a dwelling on the same property as the stockpiled material), is either:</p> <p>9.19.1.1 Covered; or</p> <p>9.19.1.2 Consolidated; or</p> <p>9.19.1.3 Otherwise secured to mitigate windblown dust on to adjoining properties.</p> <p>Discretionary under Rule 9.12.2 if cannot comply with conditions.</p>	<p>Any stockpiling of earth, soil or other material will be located more than 100m from any dwelling on an adjoining property or the stockpile can be covered, consolidated or otherwise secured to mitigate windblown dust on to adjoining properties.</p> <p>The proposal will therefore be a <b>Permitted Activity</b> under these provisions.</p>
<p>9.21.1 The clearance of indigenous vegetation and indigenous plant species shall be a permitted activity provided that all of the following conditions are met:</p> <p>9.21.1.1 The indigenous plant species are not listed in <u>Appendix 13</u> (Schedule of Threatened and Uncommon Plants);</p> <p>9.21.1.2 For clearance of indigenous plant species on the Canterbury Plains, the species is not contained in <u>Appendix 14</u> (Schedule of Regionally Significant Plants on the Canterbury Plains);</p> <p>9.21.1.3 The indigenous vegetation is not located above 900m above mean sea level;</p> <p>9.21.1.4 The indigenous vegetation is not located in a naturally occurring wetland;</p> <p>9.21.1.5 The indigenous vegetation clearance does not exceed 100m<sup>2</sup> per hectare in any continuous 3 year period within a distance of 20m of any lake, any naturally occurring wetland or any river or stream; and</p> <p>9.21.1.6</p>	<p>No clearance of indigenous vegetation will be required, as outlined in the Ecological Assessment provided. As such the proposal is a <b>Permitted Activity</b> in terms of this rule.</p>

No clearance of indigenous vegetation shall exceed:

- (a) 5,000m<sup>2</sup> in area on any site in any continuous period of three years, except where the vegetation clearance is carried out within an area of improved pasture; or
- (b) 500m<sup>2</sup> in area in any continuous period of three years, where the indigenous vegetation has a closed canopy over that area and the average height of that canopy is greater than or equal to 3m; or
- (c) 500m<sup>2</sup> in area of matagouri (in one continuous block of indigenous vegetation), in any continuous period of three years, where the average height of the canopy of the matagouri is greater than or equal to 1.5m; or;
- (d) 1,000m<sup>2</sup> of *Chionochloa* spp (tall tussock) in any continuous period of three years, except where this occurs as a secondary component within an area of improved pasture.

**9.21.2**

Rule 9.21.1 does not apply to the following:

9.21.2.1

Vegetation which was planted for harvesting, shelter belt or amenity purposes;

Discretionary under Rule 9.21.3 if activity does not comply with Rule 9.21.1.5 or Rule 9.21.1.6.

Non-complying if activity does not comply with Rules 9.21.1.1, 9.21.1.2, 9.21.1.3, 9.21.1.4.

## Partially Operative Selwyn District Plan

Overlays applying to site	Zone
Plains Flood Management Overlay Liquefaction Damage Unlikely Overlay  Specific Control Area: East Plains/ Te Waihora ki Waimakariri.	General Rural
<b>Definitions:</b>	
Renewable Electricity Generation: Generation of electricity from solar, wind, hydro-electricity, geothermal, biomass, tidal, wave, or ocean current energy sources.	
Renewable Electricity Generation Activities: The construction, operation, maintenance, and upgrading of structures associated with renewable electricity generation. This includes small and community-scale distributed electricity generation activities and electricity conveyance to the distribution network and/or the national grid and electricity storage technologies associated with renewable electricity.	

POSDP Provision	Commentary
<b>Energy and Infrastructure</b>	
<b>EI – Energy and Infrastructure</b>  <b>E1-R31 Other Renewable Electricity Generation and Renewable Electricity Generation Activities</b>  Activity Status: DIS  1. The establishment of a new, or expansion of existing renewable electricity generation, or a renewable electricity generation activity not provided for elsewhere.	<p>The Proposal is for a renewable electricity generation activity that comprises panels, skid inverters, site office, storage buildings and a future battery site. These activities fall within the definition of ‘Renewable Electricity Generation Activities’, being structures associated with the activity.</p> <p>As such, there is no requirement to consider any other rules related to buildings and structures.</p> <p>The renewable electricity generation activity is a <b>Discretionary Activity</b>.</p>
<b>TRAN-R4 VEHICLE CROSSINGS</b>  <b>Activity status:</b> PER  1. The establishment of a vehicle crossing  <b>Where:</b>  a. The vehicle crossing is located no closer to an intersection with a State Highway or arterial road than: i. 60m to the departure side of any intersection; and ii. 30m to the approach side of any intersection; and	<p>The vehicle crossing is not located in proximity to an intersection with a State Highway or arterial road.</p> <p>However, during the construction phase the activity will generate more than will be 60 vehicle movements per day. (averaged over a week).</p> <p>The proposal is therefore a <b>Restricted Discretionary Activity</b> under Rule TRAN R4-2.</p>

<p>b. The vehicle crossing does not service any:</p> <ul style="list-style-type: none"> <li>i. Service station; or</li> <li>ii. Truck stop; or</li> <li>iii. Activity that generates more than 40vm/d or, in PREC11 - Rural Services Precinct, 250vm/d.</li> </ul> <p><b>And this activity complies with the following rule requirements:</b></p> <p>TRAN-REQ2 Access restrictions.</p> <p>TRAN-REQ3 Number of vehicle crossings.</p> <p>TRAN-REQ4 Siting of vehicle crossings.</p> <p>TRAN-REQ5 Vehicle crossing design and construction.</p> <p>TRAN-REQ6 Vehicle crossing surface.</p> <p><b>Activity status when compliance not achieved:</b></p> <p>2. When compliance with any of TRAN-R4.1 is not achieved: RDIS</p> <p><b>Matters for discretion:</b></p> <p>4. The exercise of discretion in relation to TRAN-R4.2 is restricted to the following matters:</p> <ul style="list-style-type: none"> <li>a. TRAN-MAT2 Vehicle crossings.</li> </ul>	
<p><b>TRAN-R6 PARKING, MANOEUVRING AND LOADING AREAS</b></p> <p><b>Activity Status: PER</b></p> <p>3. Any parking, manoeuvring and loading areas associated with any activity that is not a residential activity.</p> <p><b>Where the activity complies with the following rule requirements:</b></p> <p>TRAN-REQ8 Location of parking spaces</p> <p>TRAN-REQ9 On-site parking – Does not apply to the GRUZ Zone.</p> <p>TRAN-REQ10 Mobility parks.</p>	<p>It is proposed to provide car parking, manoeuvring and loading areas within the Site.</p> <p>It is proposed for car parking to be accommodated informally well within the Site, away from road boundaries, site boundaries and dwellings. This will also ensure that heavy vehicles can park clear of the road to load/unload materials and not reverse out onto Branch Drain Road. Furthermore, car parking will generally not be required post construction as the Site will only be visited once per month.</p> <p>The proposal meets all the relevant rule requirements and is therefore a <b>Permitted Activity</b> under Rule TRAN-R6.</p>

<p>TRAN-REQ11 Cycle parks and facilities - Does not apply to the GRUZ Zone.</p> <p>TRAN-REQ12 Vehicle loading areas - Does not apply to the GRUZ Zone.</p> <p>TRAN-REQ13 Parking and loading gradients.</p> <p>TRAN-REQ14 Access gradients.</p> <p>TRAN-REQ15 Queuing spaces - Does not apply to the GRUZ Zone.</p> <p>TRAN-REQ16 Vehicle manoeuvring.</p> <p>TRAN-REQ17 Surface of parking and loading areas.</p> <p>TRAN-REQ28 Landscape Strip for Parking Areas - Does not apply to the GRUZ Zone.</p>	
<p><b>TRAN-REQ8 Location of parking spaces</b></p> <p>7. All car parking associated with any activity shall be wholly on the same site where the activity operates, or on an adjoining site.</p> <p><b>Activity status where compliance is not achieved:</b></p> <p>8. When compliance with any of TRAN-REQ9.7 is not achieved: RDIS</p>	<p>All car parking for light and heavy vehicles will be provided within the Site.</p> <p>The proposal therefore complies with TRAN-REQ8.</p>
<p><b>TRAN-REQ10 Mobility parks</b></p> <p>1. All activities shall provide the following number of mobility parking spaces:</p> <ul style="list-style-type: none"> <li>a. One mobility parking space is provided with the first 20 vehicle parking spaces;</li> <li>b. Not less than two mobility parking spaces is provided for up to 49 vehicle parking spaces; and</li> <li>c. One additional mobility park space for every additional 50 parking spaces is provided.</li> </ul> <p>2. All mobility parks shall comply with the design requirements listed in TRAN-TABLE10 - Minimum parking area dimensions and illustrated in (DIAGRAM13) - Parking area formation dimensions.</p> <p><b>Activity status where compliance is not achieved:</b></p> <p>3. When compliance with any of TRAN-REQ10.1 or TRAN-REQ10.2 are not achieved: RDIS</p>	<p>There will be 12 car parks for staff vehicles during construction and one mobility park can be provided given the informality of the parking area.</p> <p>The proposal therefore complies with TRAN-REQ10.</p>
<p><b>TRAN-REQ13 Parking and loading gradients</b></p> <p>1. The gradient for any on-site parking or loading area surface for any non-residential activity is no</p>	<p>The gradient of the parking and unloading area will be less than 1:16 (6.25%) at 90° to the angle of the vehicle park; and 1:20 (5%) when parallel to the angle of the vehicle park as the Site is relatively flat.</p>

<p>more than:</p> <ul style="list-style-type: none"> <li>a. 1:16 (6.25%) at 90° to the angle of the vehicle park; and</li> <li>b. 1:20 (5%) when parallel to the angle of the vehicle park.</li> </ul> <p><b>Activity status where compliance is not achieved:</b></p> <p>2. When compliance with any of TRAN-REQ13.1 is not achieved: RDIS</p>	<p>The proposal therefore complies with TRAN-REQ13.</p>
<p><b>TRAN-REQ14 Access gradients</b></p> <p>1. The maximum gradient for any access to a parking area is no more than:</p> <ul style="list-style-type: none"> <li>a. 1:4 (25%) on any straight section up to 20m in length;</li> <li>b. 1:5 (20%) where longer than 20m in length; and</li> <li>c. 1:6 (16.7%) around curves when measured on the inside line of the curve.</li> </ul> <p>2. The maximum change in gradient without a transition is no greater than 1:8 (12.5%).</p> <p>3. Changes of grade of more than 1:8 (12.5%) are separated by a minimum transition length of 2m.</p> <p><b>Activity status where compliance is not achieved:</b></p> <p>4. When compliance with any</p>	<p>The maximum gradient of the access to the parking area will be less than 1:4 (25%) and the access will be 20 metres or less as the Site is relatively flat.</p> <p>The proposal therefore complies with TRAN-REQ14.</p>
<p><b>TRAN-REQ16 Vehicle manoeuvring</b></p> <p>1. All activities shall provide sufficient on-site manoeuvring to ensure that vehicles do not reverse either onto or off a site which has access:</p> <ul style="list-style-type: none"> <li>a. To a State Highway or arterial road; or</li> <li>b. To a collector road where three or more vehicle parking spaces are provided; or</li> <li>c. To an accessway that serves a site with six or more vehicle parking spaces.</li> </ul> <p>2. Parking and loading areas are formed so that vehicle operators do not need to undertake more than one reverse manoeuvre to exit the parking space or loading area.</p> <p>Note: Two vehicle parking spaces may be provided in tandem where on-site manoeuvring is provided to ensure that vehicles do not reverse either onto or off the site.</p>	<p>The Site is large which means that trucks can park and unload within the Site and turn around before driving forward off the Site. Vehicles including trucks will be able to do this in one manoeuvre.</p> <p>The proposal therefore complies with TRAN-REQ16.</p>



<p><b>Activity status when compliance is not achieved:</b></p> <p>3. When compliance with TRAN-REQ16.1.a is not achieved: NC</p> <p>3A When compliance with TRAN-REQ16.1.b or TRAN-REQ16.1.c is not achieved: RDIS</p> <p>4. When compliance with TRAN-REQ16.2 is not achieved: RDIS</p>	
<p><b>TRAN-REQ17 Surface of parking and loading areas</b></p> <p>6. Any vehicle parking or loading areas expected to be used by vehicles accessing the educational facility or activity involving the retailing of goods and services to the public shall be either metalled or sealed.</p>	<p>The activity is not an educational facility, and neither will it rerail goods and services to the public. The proposal therefore complies with TRAN-REQ17.</p>
<p><b>EW EARTHWORKS</b></p> <p><b>EW2 Earthworks</b></p> <p>Activity status: PER</p> <p>1. Earthworks not subject to any of EW-R1, EW-R5A or GRUZ-R21</p> <p><b>Where this activity complies with the following rule requirements:</b></p> <p>EW-REQ1 Volume of Earthworks</p> <p>EW-REQ2 Maximum Slope Gradient</p> <p>EW-REQ3 Excavation and Filling</p> <p>EW-REQ4 Rehabilitation and Reinstatement</p> <p>EW-REQ5 Bunding</p> <p>NH-REQ4 Natural Hazards and Earthworks</p> <p>ECO-REQG Earthworks and Ecosystems and Indigenous Biodiversity</p> <p>NFL-REQ9} Earthworks in ONL and VAL</p> <p>CE-REQ5} Earthworks in the Coastal Environment</p> <p><b>Activity status when compliance not achieved:</b></p> <p>2. When compliance with any rule requirement listed in this rule is not achieved: Refer to relevant</p>	<p>The earthworks meet the relevant rule requirements; therefore, the proposal is a <b>Permitted Activity</b> under Rule EW2.1</p>

rule requirement.	
<p><b>EW-REQ1 Volume of Earthworks</b></p> <p>1. The volume of earthworks is not to exceed the threshold outlined in EW-TABLE1: Earthworks Volumes by Zone over any consecutive twelve month period.</p> <p>Note: for ONL and VAL Overlays see the Natural Features and Landscapes Chapter.</p> <p>EW-TABLE1: General Rural Zone: 250m<sup>3</sup> per hectare of site area.</p> <p><b>Activity status when compliance not achieved:</b></p> <p>2. When compliance with EW-REQ1.1. is not achieved: RDIS</p>	<p>The Site is 111 hectares, which means that 27,750m<sup>3</sup> of earthworks can be undertaken. It is proposed to undertake approximately 7,020.5m<sup>3</sup>.</p> <p>Therefore, the proposal meets EW-REQ1.</p>
<p><b>EW-REQ2 Maximum Slope Gradient</b></p> <p>1. Earthworks are not to be carried out on land with a slope gradient greater than 1 in 4.</p> <p><b>Activity status when compliance not achieved:</b></p> <p>2. When compliance with EW-REQ2.1. is not achieved: RDIS</p>	<p>The Site is relatively flat therefore earthworks will not be carried out on land with a slope gradient greater than 1 in 4.</p> <p>Therefore, the proposal meets EW-REQ2.</p>
<p><b>EW-REQ3 Excavation and Filling</b></p> <p>1. Earthworks, excluding those earthworks associated with offal pits, shall not exceed a maximum depth below or height above natural ground level of:</p> <ol style="list-style-type: none"> <li>2m, when 1.5m or more from the boundary of a site in separate ownership; or</li> <li>0.5m, when within 1.5m of the boundary of a site in separate ownership.</li> </ol> <p>2. All filling of land, excluding those earthworks associated with offal pits, shall consist of cleanfill material only.</p> <p><b>Activity status when compliance not achieved:</b></p> <p>3. When compliance with any of EW-REQ3.1 or EW-REQ3.2 is not achieved: RDIS</p>	<p>All earthworks will be setback more than 1.5 metres from a site boundary and comprise:</p> <ul style="list-style-type: none"> <li>driving piles of approximately 1.8m in depth which will support the frames of solar panels;</li> <li>trenching of up to 1m depth to lay the cables which connect the frames of solar panels together and to the inverters, and also connect the solar array to the Brookside Substation; and</li> <li>minimal topsoil disturbance to prepare areas for the relocatable buildings, inverters, and future battery sites.</li> <li>spreading of gravel to form internal tracks, where required.</li> </ul> <p>The only filling is the spreading of gravel, which will be clean.</p> <p>Therefore, the proposal meets EW-REQ3.</p>

<p><b>EW-REQ4 Rehabilitation and Reinstatement</b></p> <p>No more than twelve months after the earthworks commenced and on completion of the earthworks, the area of land disturbed as a result of earthworks activities is to be built upon, sealed with hardstand material, landscaped, or recontoured and replanted. This requirement does not apply to earthworks associated with offal pits.</p> <p><b>Activity status when compliance with not achieved:</b></p> <p>2. When compliance with any of EW-REQ4.1. is not achieved: RDIS</p>	<p>The earthworks will be minimal as all the trenches will be filled and sown with grass and gravel will be placed over the tracks well within 12 months of the earthworks commencing.</p> <p>Therefore, the proposal meets EW-REQ4.</p>
<p><b>EW-REQ5 Bunding</b></p> <p>1. Earth bunds for noise attenuation or screening are no more than 3m in height.</p>	<p>It is not proposed to construct earth bunds.</p> <p>Therefore, the proposal meets EW-REQ5.</p>
<p><b>NH-REQ4 Natural Hazards and Earthworks</b></p> <p>1. The activity does not exacerbate flooding on any other property by displacing or diverting floodwater on surrounding land.</p> <p><b>Activity status when compliance not achieved:</b></p> <p>2. When compliance with any of NH-REQ4.1 is not achieved: RDIS</p> <p><b>Matters for discretion:</b></p> <p>3. The exercise of discretion in relation to NH-R4.2. is restricted to the following matters:</p> <p>NH-MAT1 Natural Hazards Generally</p>	<p>The earthworks are so minimal and do not require large areas of cut and fill or bunding or a change to the existing ground level on the Site. Therefore, the earthworks will not exacerbate flooding on any other property by displacing or diverting floodwater on surrounding land.</p> <p>The proposal meets NH-REQ4.</p>
<p><b>NH-R2 NEW BUILDINGS AND STRUCTURES IN NATURAL HAZARD OVERLAYS</b></p> <p><b>Activity Status: PER</b></p> <p>3. The establishment of any new residential unit or other principal building.</p> <p><b>Where:</b></p> <p>a. The building is not located in a high hazard area; and</p> <p>b. The building is not located between any surface water body and any stopbank designed to contain floodwater from that surface water body; and</p>	<p>The flood depths on the Site as follow:</p> <ul style="list-style-type: none"> <li>• 200 year ARI rainfall flood depth – maximum 0.5 to 1 metre.</li> <li>• 500 year ARI rainfall flood depth – maximum 0.5 to 1 metre.</li> <li>• 500 year ARI Selwyn River flood depth – less than 0.2 metres.</li> <li>• 500 year ARI rainfall hazard – less than 0.8 metres.</li> </ul>

<p>c. The building finished floor level is equal to or higher than the minimum floor level stated in a Flood Assessment Certificate issued in accordance with NH-SCHED1 Flood Assessment Certificates.</p> <p><b>Activity status when compliance not achieved:</b></p> <p>4. When compliance with any of NH-R2.3.a. or NH-R2.3.b. is not achieved: NC</p> <p>5. When compliance with any of NH-R2.3.c. is not achieved: RDIS</p> <p><b>Matters for discretion:</b></p> <p><b>6. The exercise of discretion in relation to NH-R2.5. is restricted to the following matters:</b></p> <p>a. NH-MAT1 Natural Hazards Generally</p>	<ul style="list-style-type: none"> <li>500 year ARI Selwyn River hazard – less than 0.8 metres.</li> </ul> <p>The inverters and batteries will sit on steel skids, which will be mounted on either piles (steel or concrete) or a concrete slab. This means that they will be 1m above the ground and consequently above the 200-year and 500-year rainfall ARI and the 500-year ARI Selwyn River flood depth.</p> <p>The panels will be between 3.2 and 0.5 metres (at maximum tilt) above ground level but can be tilted to 1.8m to be stored above anticipated water levels in the event of a flood. Furthermore, the panels are sealed from the outside environment and can get wet.</p> <p>Further, a Flood Assessment Certificate will be sought from SDC in accordance with NH-SCHED1 Flood Assessment Certificates.</p> <p>Therefore, the proposal is a <b>Permitted Activity</b> under Rule NH-R2.</p>
<p><b>NOISE-RI ACTIVITIES NOT OTHERWISE SPECIFIED</b></p> <p><b>Activity Status: PER</b></p> <p>1. Any land use activity not listed elsewhere in NOISE-R1 that generates noise, unless any of NOISE-R2 - NOISE-R16 applies.</p> <p><b>Where this activity complies with the following rule requirements:</b> NOISE-REQ1 Zone Noise Limits</p> <p><b>Activity Status when compliance not achieved:</b></p> <p>2. When compliance with any rule requirement listed in this rule is not achieved: Refer to NOISE – Rule requirements</p> <p><b>NOISE REQ1 Zone Noise Limits</b></p> <p>1. Any activity that generates noise shall meet the noise limits of the zone of the site receiving noise from an activity, as set out in NOISE-TABLE5 - Zone Noise Limits.</p>	<p>324 Branch Drain Road will receive the highest noise levels, where the operational noise is expected to be up to 47 dB LAeq (15 min) (which is well within the POSDP noise limits) close to the northern façade of the dwelling. The noise levels inside the dwelling will be in the order of 10 to 17 dB lower (with windows open) than the external levels, depending on the aspect of the internal spaces.</p> <p>Furthermore, operational noise will be limited to the following level (measured and assessed in accordance with NZS 6801:2008 and NZS 6802:2008 respectively), when received at the notional boundary of neighbouring dwellings:</p> <ul style="list-style-type: none"> <li>Daytime (7:30 am to 8:00 pm) - 50 dB LAeq (15 minute)</li> </ul> <p>The nominated LAeq based noise limit is more stringent than the POSDP noise limits but is consistent with the lower WHO threshold for the protection of residential amenity.</p> <p>Therefore, the proposal is a <b>Permitted Activity</b> under Rule</p>

Zone Noise Limits				NOISE-R1.	
Zone of site generating noise	Zone of the site receiving noise	Assessment Location	Hours and Limits		
GRUZ	GRUZ	At the notional boundary of any noise sensitive activity within any site receiving noise	0700 to 2200: 55 dB L <sub>Aeq</sub> (15min)  2200 to 0700: 45 dB L <sub>Aeq</sub> (15min) / 70 L <sub>AFmax</sub>		
<p><b>NOISE-R2 CONSTRUCTION ACTIVITIES</b></p> <p><b>Activity Status: PER</b></p> <p>1. Any construction activity</p> <p><b>Where:</b></p> <p>a. Any noise created by the use of explosives for construction activity does not exceed a peak sound pressure level of 120 dB L<sub>zpeak</sub> measured 1m from the façade of any building containing a habitable room.</p> <p><b>And this activity complies with the following rule requirements:</b></p> <p>NOISE-REQ2 Construction Noise Limits.</p> <p><b>NOISE-REQ2 Construction Noise Limits</b></p> <p>1. Any activity that generates construction noise and any temporary military training activity where there is a mobile noise source shall meet the construction noise limits in NOISE-TABLE6 - Construction Noise Limits.</p>				<p>Noise from construction activity will comply with the construction noise limits as determined in the Acoustic Assessment prepared by acoustic engineering services (<b>Appendix 15</b>).</p> <p>Therefore, the proposal is a <b>Permitted Activity</b> under Rule NOISE-R2.</p>	
NOISE-TABLE6 Construction Noise Limits					
Zone	Time of week	Time period	Duration of work		
			Typical duration (Dba)	Short-term duration (Dba)	Long-term duration (Dba)
GRUZ	Weekdays	0630-0730	60 L <sub>eq</sub> / 75 L <sub>max</sub>	65 L <sub>eq</sub> / 75 L <sub>max</sub>	55 L <sub>eq</sub> / 75 L <sub>max</sub>
		0730-1800	75 L <sub>eq</sub> / 90 L <sub>max</sub>	80 L <sub>eq</sub> / 95 L <sub>max</sub>	70 L <sub>eq</sub> / 85 L <sub>max</sub>
		1800-2000	70 L <sub>eq</sub> / 85 L <sub>max</sub>	75 L <sub>eq</sub> / 90L <sub>max</sub>	65 L <sub>eq</sub> / 80 L <sub>max</sub>
		2000-0630	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>

	Saturday s	0630-0730	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	
		0730-1800	75 L <sub>eq</sub> / 90 L <sub>max</sub>	80 L <sub>eq</sub> / 95 L <sub>max</sub>	70 L <sub>eq</sub> / 85L <sub>max</sub>	
		1800-2000	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	
		2000-0630	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	
	Sundays and public holidays	0630-0730	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	
		0730-1800	55 L <sub>eq</sub> / 85 L <sub>max</sub>	55 L <sub>eq</sub> / 85 L <sub>max</sub>	55 L <sub>eq</sub> / 85 L <sub>max</sub>	
		1800-2000	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	
		2000-0630	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	45 L <sub>eq</sub> / 75 L <sub>max</sub>	
<b>SIGN-R1 GENERAL SIGNS</b>  <b>Activity Status: PER</b>  1. Any sign:  c. That is an official sign;  Official sign means all signs required or provided for under any statute or regulation or are otherwise related to aspects of public safety.  <b>Activity status when compliance not achieved:</b>  N/A					All signs on the Site will be related to health and safety and ae therefore a <b>Permitted Activity</b> under Rule SIGN-R1.	
<b>GRUZ-R25 SHELTERBELT</b>  <b>Activity Status: PER</b>  1. The establishment of a new, or expansion of an existing shelterbelt.  <b>Where this activity complies with the following rule requirements:</b>  GRUZ-REQ16 Springfield Airfield Height Restriction.  EI-REQ23 West Melton Aerodrome Height Restriction.  EI-REQ24 Planting Setbacks Restriction near Significant Electricity Distribution Line.  NH-REQ7 Wildfire Setbacks.  <b>Activity status when compliance not achieved:</b>					It is proposed to plant gaps in the existing shelter belts and plant new shelter belts: <ul style="list-style-type: none"><li>• setback 10m from Branch Drain Road.</li><li>• Adjacent to the boundary with 324 Branch Drain Road and the remainder of the southwest boundary.</li><li>• Adjacent to the southern and southeast boundaries.</li><li>• Most of the northern boundary including where the Site adjoins Buckleys Road.</li></ul> None of the shelter belts will be located near Springfield Airfield, West Melton Aerodrome or a Significant Electricity Distribution Line.	

<p>2. When compliance with any rule requirement listed in this rule is not achieved: Refer to relevant rule requirements.</p>	
<p><b>NH-REQ7 Wildfire Setbacks</b></p> <p>1. Any new woodlot or shelterbelt shall comply with the following separation distances, measured from the outside extent of the canopy:</p> <ul style="list-style-type: none"> <li>a. 30m from any residential unit or other principal building on an adjoining property; and</li> <li>b. 30m from any zone that is not a rural zone; and</li> <li>c. 5m from any adjoining legally established accessway to a residential unit or other principal building.</li> </ul> <p><b>Activity status when compliance not achieved:</b></p> <p>2. When compliance with any of NH-REQ7.1. is not achieved: RDIS</p> <p><b>Matters for discretion:</b></p> <p>3. The exercise of discretion in relation to NH-REQ7.2. is restricted to the following matters:</p> <ul style="list-style-type: none"> <li>a. NH-MAT5.A Wildfire</li> </ul> <p><b>Notification:</b></p> <p>4. Any application arising from NH-REQ7.2. shall not be subject to public notification.</p>	<p>The shelter belts will all be located adjacent to rural zoned land or roads and will be more than 5m from any adjoining legally established accessway to a residential unit or other principal building.</p> <p>The shelter belts will be 30m from the residential unit on 324 Branch Drain Road. The residential unit is, at its closest point, approximately 13 metres from the site boundary and the existing shelterbelt is about 2 metres deep and the shelterbelt will be planted 15 metres into the subject site.</p> <p>The shelter belts adjoining 187 Buckleys Road will be 10 metres from the residential unit and at 115 Buckleys Road will be 20 metres from the residential unit.</p> <p>The shelter belts are therefore a <b>Restricted Discretionary Activity</b> under Rule NH-REQ7.2.</p>