

## Attachment G: Proposed Draft Conditions of Consent

### Activity to be undertaken in accordance with the application material

1. The activity shall be carried out in accordance with all information submitted with the application, detailed below, and all referenced by the Council as LUCXXXXX,
  - Application form signed by X on behalf of Eden Park Trust
  - Assessment of Environmental Effects by X
  - The following reports, plans and additional information.

Report title and reference	Author	Rev	Dated
Plan title and reference	Author	Rev	Dated
Other additional information	Author	Rev	Dated

### Lapse of Consent

2. Pursuant to section 125 of the RMA, this consent to hold up to six concerts in any 12 month period shall lapse five years after the date it is granted unless:
  - (a) The consent is given effect to; or
  - (b) The council extends the period after which the consent lapses.

#### Advice note:

*The consent will be given effect to when a concert is held at Eden Park.*

### Monitoring fee

3. The consent holder shall pay the council an initial consent compliance monitoring charge of \$XX (inclusive of GST), plus any further monitoring charge or charges to recover the actual and reasonable costs incurred to ensure compliance with the conditions attached to this consent/s.

#### Advice note:

*The initial monitoring deposit is to cover the cost of inspecting the site, carrying out tests, reviewing conditions, updating files, etc., all being work to ensure compliance with the resource consent. In order to recover actual and reasonable costs, monitoring of conditions, in excess of those covered by the deposit, shall be charged at the relevant hourly rate applicable at the time. The consent holder will be advised of the further monitoring charge. Only after all conditions of the resource consent have been met, will the council issue a letter confirming compliance on request of the consent holder.*

### **Copies of resource consents and associated documents to be made available**

4. All personnel involved in concert events shall be made aware of, and have access to, at least one copy of this resource consent, associated reference documents and plans, and the certified Operations Management Plan - Concerts.

### **Site access**

5. Subject to compliance with the Consent Holder's health and safety requirements and provision of reasonable notice, servants or agents of the Council shall be permitted to have access to the site controlled by the Consent Holder at all reasonable times for the purpose of carrying out inspections, surveys, investigations and tests.

### **Commencement of activity**

6. Concerts shall not be permitted to take place at Eden Park until the acoustic barrier contained in the Certificate of Compliance issued by the Auckland Council on 13 December 2019 is installed.

### **Number of Concert Events**

7. No more than six concert events may be held in any 12 month period and no more than four concert events are to be held in any two week period.

### **Advice note:**

*A concert event is the performance day(s), and does not include the pack in and pack out dates either side.*

### **Days of the Week**

8. Concerts may take place on Monday to Saturday (inclusive) and any Sunday that precedes a Public Holiday.

### **Duration**

9. The total duration of any concert shall not exceed a total duration of six (6) hours on Saturdays, public holidays and any Sunday preceding a public holiday and four (4) hours on any other day.

### **Advice note:**

For the purpose of Condition 9, duration refers to the time between the commencement of the first (or single) performance/act and the conclusion of the last (or single) performance/act.

### **Multiple Concerts**

10. Where there is more than one concert on the same day/night with separate tickets issued for each performance, or any event lasting longer than the applicable duration of either 4 or 6 hours, it will be counted as two concerts.

### **Advice note:**

In the case of a concert event lasting longer than the applicable duration of either 4 or 6 hours being counted as two concerts, the duration of such an event will not exceed double the total

duration of a single concert event being 8 hours (weekday) or 12 hours (Saturday or Sunday preceding a public holiday).

#### **Start Times**

11. The start time for a daytime concert shall commence no earlier than 10.00am.

#### **Advice note:**

For the purpose of Condition 11, start time refers to the commencement of the first performance/act.

12. The start time for a night-time concert held on a weekday (other than a public holiday) shall commence no earlier than 6.30pm for supporting acts and 7.30pm for the main act.
13. A night-time concert held on a Saturday, a Sunday preceding a public holiday, or a public holiday can commence at any time.

#### **Gate Opening Times**

14. Gates to the Number 1 field shall not open prior to 5.00pm on a weekday (except a public holiday).

#### **Finish Times**

15. The finish time of a concert shall be 11pm Friday, Saturday and any day preceding a public holiday (including Sundays) and 10:30pm every other day (including a public holiday).

#### **Crowd Size**

16. The crowd attending concerts on Saturdays and any Sunday preceding a public holiday must not exceed 60,000 persons.
17. The crowd attending concerts on Monday – Friday inclusive shall not exceed 50,000 persons.

#### **Noise Limits**

18. A maximum noise limit of 75 dBL<sub>Aeq</sub> as measured within the boundary of any residentially zoned site not owned by Eden Park for the concerts and sound-check. All other activities, including pack-in and pack-out shall meet the noise limits contained in the Eden Park Precinct Noise Standards in I310.6.1.1.
19. Noise limits must be measured in accordance with NZS 6801:2008 Acoustics – Measurement of Environmental Sound and assessed in accordance with NZS 6802:2008 Acoustics – Environmental Noise. An adjustment must not be applied to amplified music or amplified voice sounds containing special audible characteristics (with respect to section 6.3 of NZS6802:2008).
20. Testing and balancing of all sound systems including vocal checks by performers must cumulatively not exceed 3 hours and must not commence before 10am on any day and must be completed by 7pm on any day.
21. Crowd noise shall be excluded from any assessment of compliance with the noise limits specified in Condition 18.

22. Professional fireworks displays and helicopter flights are excluded from the standards in Condition 18.
23. Professional fireworks displays shall comply with the noise standard in I310.6.13(5) of the Eden Park precinct.
24. Helicopter flights used in conjunction with a concert event shall comply with standard I310.6.14 of the Eden Park precinct.

### **Lighting**

25. Following the concert, stadium lighting will be switched to egress mode and floodlights will be shut off once the stadium is cleared.
26. The luminous intensity of artificial lighting for a concert performance (including floodlighting) shall not exceed 70,000cd measured or calculated at the windows of habitable rooms of lawfully established dwellings within a residential zone not owned by Eden Park Trust.
27. Prior to commencement of the first concert held at Eden Park, the consent holder shall submit to Council's Team Leader Compliance Monitoring a certificate from a registered lighting engineer to confirm that the lighting satisfies the requirements set out in Condition 26.
28. Within 10 working days following the completion of the first concert held at Eden Park, the consent holder shall provide confirmation from a suitably qualified lighting engineer that lighting satisfied the requirements of Condition 26 and submit this to Council's Team Leader Compliance Monitoring – Central.

### **Traffic**

29. Heavy vehicles associated with concerts shall access and egress from Sandringham Road, using Gate Q, the bus hub or temporary gates.
30. Heavy vehicles associated with concerts shall not use Walters Road or Reimers Avenue.

### **Advice note:**

For the purpose of Conditions 29 and 30, heavy vehicles refers to 11m long rigid trucks or larger.

### **Operations Management Plan Concerts**

31. The consent holder shall maintain, to the satisfaction of the Team Leader Compliance Monitoring - Central, an up-to-date Operating Management Plan – Concerts that combines the Community Consultation and Communications Management Plan, Event Management Plan, Pre and Post Event Management Plan and Transport and Traffic Management Plans (that varies depending on anticipated crowd size for an event and authorised by Auckland Transport).
32. The Operating Management Plan - Concerts may be amended if necessary to reflect any minor changes in methods or management of effects. Any amendments are to be certified by the Team Leader Compliance Monitoring – Central in writing prior to implementation of any changes that the amendments are within scope of the consent, and once implemented would result in an outcome that is similar to, or better than that described in the original plan.

33. All concert events shall be carried out in accordance with the Operating Management Plan - Concerts.