

## **Attachment A – Proposed Changes to E40. Temporary activities, I434. Pukekohe Park Precinct & E25. Noise and vibration**

**(Note: the Background, Objectives and Policies are shown for context only. They are unaffected by the Proposed Plan Change)**

### **E40.1. Background**

Temporary activities contribute to Auckland's vibrancy and to the social, cultural and economic well-being of communities. Temporary activities also enable filming and training activities to be undertaken. Temporary activities may restrict public access and have adverse effects on amenity values, communities and the natural environment. To manage these effects the Plan contains rules for temporary activities on land and in the coastal marine area, and the particular effects of various activities are managed through bylaws. Events on public land or water must also obtain an event licence or permit under the relevant bylaws.

### **E40.2. Objectives [rcp/dp]**

- (1) Temporary activities and events contribute to a vibrant city and enhance the social, environmental, economic and cultural well-being of communities.
- (2) Temporary activities are located and managed to mitigate adverse effects on amenity values, communities and the natural environment.
- (3) Temporary activities are managed to minimise any adverse effects on the use and enjoyment of open space.
- (4) Temporary activities involving large numbers of people predominantly occur in the Business – City Centre Zone, the Business – Metropolitan Centre Zone and the Auckland Domain.
- (5) Temporary activities for training purposes are undertaken in appropriate locations so that amenity values are maintained and any adverse effects are avoided, remedied or mitigated.

### **E40.3. Policies [rcp/dp]**

- (1) Enable temporary activities and associated structures, provided any adverse effects on amenity values are avoided, remedied or mitigated, including by ensuring:
  - (a) noise associated with the activity meets the specified standards;
  - (b) activities on adjacent sites that are sensitive to noise are protected from unreasonable or unnecessary noise;
  - (c) noise from outdoor events using electronically amplified equipment is controlled through limiting the times, duration and the frequency of events;
  - (d) waste and litter are effectively managed and minimised; and
  - (e) any restrictions on public access or other users of open space areas are minimised, and any adverse effects are mitigated.
- (2) Enable temporary activities for filming purposes, including associated film sets, while managing any adverse effects.
- (3) Control traffic generated by a temporary activity, including heavy traffic, so that it does not detract from:
  - (a) the capacity of the road to safely and efficiently cater for motor vehicles, pedestrians and cyclists; and
  - (b) the well-being of residents and reasonable functioning of businesses on surrounding sites.

- (4) Require any disturbance of the foreshore or seabed from a temporary activity to be remedied, unless this can be achieved by natural processes.
- (5) Require temporary activities involving large numbers of people to locate in areas where there is:
- (a) capacity to safely host large numbers of people;
  - (b) sufficient parking where necessary;
  - (c) sufficient road network capacity for the event;
  - (d) capacity in the public transport network to service the event, or the ability for the event to be temporarily serviced by mass passenger transport; and
  - (e) the ability to avoid, remedy or mitigate adverse effects on the environment.
- (6) Manage the effects of temporary activities so that the values of any scheduled ecological, natural character, natural features, landscape, historic heritage or Mana Whenua areas are maintained, and any adverse effects on the natural environment are avoided, remedied or mitigated.
- (7) Manage the noise effects of temporary military training activities, and any adverse effects from other temporary training activities, so that amenity values are maintained.

#### **E40.4. Activity table**

Table E40.4.1 Activity table specifies the activity status of temporary activities under section 9(3) and section 12 of the Resource Management Act 1991 unless the activity is subject to a specific rule in an overlay, zone or precinct.

The Auckland-wide transport provisions (Section [E27 Transport](#)) do not apply to temporary activities.

All other Auckland-wide provisions, including Sections [E25 Noise and vibration](#) and [E24 Lighting](#) apply, unless a more specific rule provides for an activity in this chapter.

Note 1. The standards of the relevant zone in which the temporary activity is undertaken e.g. building height and yards, do not apply to the buildings and structures that are accessory to a temporary activity.

Note 2. The duration of the temporary activities specified in Table E40.4.1 and in the standards ~~includes~~ excludes the time required to establish and remove all structures and activities associated with the activity and reinstate the site to its original condition. The construction noise requirements in E25.6.28 shall apply to the establishment and removal of all structures and activities associated with the temporary activity and the reinstatement of the site to its original condition.

**Note 3. These rules apply to temporary activities in the coastal marine area, other than:**

- rules for temporary military training activities (refer to Section [F2 Coastal – General Coastal Marine Zone](#)); and
- rules for temporary buildings including structures (refer to Section [F2 Coastal – General Coastal Marine Zone](#)).

Note 4. In addition to the rules in this Plan, temporary activities are also subject to the other acts and bylaws. All events on public land or water must obtain an event licence or permit under the relevant bylaws.

Note 5. For the purposes of the following activity table, standards and assessment criteria, the reference to ‘the City Centre and Metropolitan Centres’ means:

- the Business - City Centre Zone, the Business – Metropolitan Centre Zone and public open spaces (including the open space zones) within the area bound by the Business – City Centre Zone and Business – Metropolitan Centre Zones;
- the Coastal - Marina Zone at Westhaven; and
- the coastal marine area within the City Centre precincts for Westhaven, Wynyard, Viaduct Harbour, Central Wharves and the Port precincts.

**Table E40.4.1 Activity table**

| Activity |  | Coastal marine area (rcp) | Land (dp) |
|----------|--|---------------------------|-----------|
| (A5)     | Temporary activities in public places <del>and</del> <u>or</u> on private land for up to 21 consecutive days within the area of the City Centre and Metropolitan Centres     | P                         | P         |
| (A6)     | Temporary activities in public places <del>and</del> <u>or</u> on private land for more than 21 consecutive days within the area of the City Centre and Metropolitan Centres | RD                        | RD        |

#### **E40.6. Standards**

All activities listed as permitted in Table E40.4.1 must comply with the following standards.

**(Note: only those standards that are affected by the Proposed Plan Change are shown)**

#### **E40.6.2. Traffic associated with temporary activities**

Where an event in a rural zone or Future Urban Zone must not generate more than 500 vehicle movements per day on adjacent roads a Transport and Traffic Management Plan (prepared by a suitably qualified and experienced person and authorised by Auckland Transport) shall be prepared and implemented.

#### **E40.6.4. Noise events outside the City Centre and Metropolitan Centres**

Up to 15 noise events at a venue are permitted outside the City Centre and Metropolitan Centres in any 12 month period, provided that no more than two noise events occur in any seven-day period, and the noise event complies with all of the following:

- (a) the noise event does not exceed ~~six~~ eight hours in duration, excluding;
  - (i) two hours for sound testing and balancing that is undertaken between 9am and 7pm on the day of the event; and
  - (ii) the time required to establish and remove all structures and activities associated with the noise event and reinstate the site to its original condition prior to the noise event.
- (b) the noise event (excluding the establishment and removal of all structures and activities associated with the noise event and reinstating the site to its original condition prior to the noise event) does not exceed a noise limit of 70dB LAeq and 80dB LA01 except;

- (i) three noise events can have a noise limit of 80dB LAeq and 90dB LA01 for a maximum of three hours, excluding one hour for sound testing and balancing undertaken after 9am on the day of the event; and
- (ii) three noise events in the Auckland Domain can be held with no noise limits applying.
- (c) the noise event (excluding the time required to establish and remove all structures and activities associated with the noise event and reinstate the site to its original condition prior to the noise event) starts after 9am and ends by 11pm, except on New Year's Day where the noise event ends by 1am;
- (d) the noise limits applying to the establishment and removal of all structures and activities associated with the noise event and reinstating the site to its original condition prior to the noise event do not exceed the construction noise requirements of E25.6.27, except that up to 10pm on all days except Sunday, the noise levels at activities sensitive to noise do not exceed 60dB LAeq and 75dB LAm<sub>ax</sub> for up to 3 hours following the conclusion of the event when measured and assessed in accordance with the requirements of E25.6.1(3).

#### **E40.6.5. Noise events within the City Centre and Metropolitan Centres**

Up to 18 noise events at a venue are permitted within the City Centre and Metropolitan Centres any 12 month period, provided no more than two noise events occur in any seven-day period and the noise event complies with all of the following:

- (a) the noise event does not exceed ~~six~~ eight hours in duration, excluding;
  - (i) two hours for sound testing and balancing that is undertaken between 9am and 7pm on the day of the event;
  - (ii) the time required to establish and remove all structures and activities associated with the noise event and reinstate the site to its original condition prior to the noise event.
- (b) the noise event (excluding the establishment and removal of all structures and activities associated with the noise event and reinstating the site to its original condition prior to the noise event) does not exceed a noise level of 70dB LAeq and 80dB LA01 except;
  - (i) three noise events can have a noise limit of 80dB LAeq and 90dB LA01 for a maximum of three hours, excluding one hour for sound testing and balancing undertaken between 9am and 7pm on the day of the event; and
  - (ii) three noise events can have a noise limit of 90dB LAeq and 95dB LA01, for a maximum of three hours, excluding one hour for sound testing and balancing undertaken between 9am and 7pm on the day of the event.
- (c) the noise event (excluding the time required to establish and remove all structures and activities associated with the noise event and reinstate the site to its original condition prior to the noise event) starts after 9am and ends by 11pm, except on New Year's Day where the noise event ends by 1am;
- (d) the noise limits applying to the establishment and removal of all structures and activities associated with the noise event and reinstating the site to its original condition prior to the noise event do not exceed the construction noise requirements of E25.6.28.

#### **I434. Pukekohe Park Precinct**

**(Note: the Precinct description is shown as context only. It is unaffected by the Proposed Plan Change)**

##### **I434.1. Precinct description**

The Pukekohe Park Precinct provides specific planning controls for the use and development of Pukekohe Park. Pukekohe Park is located adjacent to Manukau Road in Pukekohe and was established in the 1920's. The site comprises approximately 73 hectares and provides facilities for motor sports and horse racing.

The zoning of the land within the Pukekohe Park Precinct is Special Purpose – Major Recreation Facility Zone. The overlay, Auckland-wide and zone objectives and policies apply in this precinct in addition to those listed below.

Refer to the planning maps for the location and extent of the precinct.

#### **I434.6. Standards**

**(Note: only those standards that are affected by the Proposed Plan Change are shown)**

All permitted, controlled or restricted discretionary activities listed in Table I434.4.1 must comply with the following activity standards unless otherwise stated.

##### **I434.6.1. Motorsport activities noise**

(1) There must not be any use of the track by motor vehicles, except for vehicles undertaking track or facility maintenance or repairs, in all of the following circumstances:

(a) from 24 December to January 2 inclusive;

(b) on Good Friday, Easter Sunday and Anzac Day (note: Anzac Day shall be observed in accordance with the Anzac Day Act 1966);

(c) on Mondays, Tuesdays or more than two Wednesdays of any month except for category E events;

(d) Five days before and after a Category A event except that the track can be used for one Category E event within each five day period; and

(e) Three days before and after a Category B event except that the track can be used for one Category E event within each three day period.

## **E25. Noise and vibration**

**(Note: only those standards that are affected by the Proposed Plan Change are shown)**

### **E25.6.14 Noise levels at the coastal interface [rcp/dp]**

(1) The noise (rating) level generated by any activity in the coastal marine area or on a lake or river must not exceed the levels in Table E25.6.14.1 Noise levels at the coastal interface when measured within the boundary of a site in a residential zone or notional boundary of any site in the Rural – Rural Production Zone, Rural – Mixed Rural Zone, Rural – Rural Coastal Zone; Rural – Rural Conservation Zone, Rural – Countryside Living Zone, Rural – Waitākere Foothills Zone and Rural – Waitākere Ranges Zone.

**Table E25.6.14.1 Noise levels at the coastal interface**

| <b>Time</b> | <b>Noise level</b> |
|-------------|--------------------|
| 7am-10pm    | 50dB LAeq          |
| 10pm-7am    | 40dB LAeq          |

|  |                         |
|--|-------------------------|
|  | 75dB L <sub>AFmax</sub> |
|--|-------------------------|

- (2) The noise levels in Standard E25.6.14(1) above do not apply to:
- (a) the operational requirements of vessels (including cargo vessels, tugs, passenger liners, naval vessels and commercial fishing vessels); and
  - (b) temporary activities in E40 Temporary activities defined as “noise events”.