

# TEMP - Temporary Activities

*Temporary events* such as concerts, parades, festivals and exhibitions occur on a regular basis throughout the District. Their temporary nature generally minimises the adverse *effects* the event may have on the surrounding *environment* and as such are usually accepted by the community. Although there is a need to ensure the number, scale and intensity of *temporary events* will not generate a significant level of adverse *effects*, this must be balanced against the benefits *temporary events* have to the community and in creating a vibrant District.

The Primary Objectives that this chapter implements are:

- DO-O1 - Tangata Whenua;
- DO-O3 - Development Management;
- DO-O8 - Strong Communities;
- DO-O11 - Character and Amenity Values;
- DO-O14 - Access and Transport;
- DO-O15 - Economic Vitality; and
- DO-O17 - Open Spaces / Active Communities.

## DO-O1 Tangata Whenua

To work in partnership with the *tangata whenua* of the District in order to maintain *kaitiakitanga* of the District's resources and ensure that decisions affecting the natural *environment* in the District are made in accordance with the principles of Te Tiriti o Waitangi (Treaty of Waitangi).

## DO-O3 Development Management

**Amended 01**  
**Sep 23 PC2**

To maintain a consolidated urban form within existing urban areas and a limited number of identified growth areas, and to provide for the *development* of new urban areas where these can be efficiently serviced and integrated with existing townships, delivering:

1. urban areas which maximise the efficient end use of energy and integration with infrastructure;
2. a variety of living and working areas in a manner which reinforces the function and vitality of centres;
3. an urban environment that enables more people to live in, and more businesses and community services to be located in, parts of the urban environment:
  - a. that are in or near a *Centre Zone* or other area with many employment opportunities; or
  - b. that are well serviced by existing or planned public or active transport; or
  - c. where there is high demand for housing or for business land relative to other areas within the urban environment;

while accommodating *identified qualifying matters* that constrain development;

4. resilient communities where development does not result in an increase in risk to life or severity of damage to property from natural hazard events;
5. higher residential densities in locations that are close to centres and public open spaces,

- with good access to public transport;
- 6. management of development in areas of special character or amenity in a manner that has regard to those special values;
- 7. sustainable natural processes including freshwater systems, areas characterised by the productive potential of the land, ecological integrity, identified landscapes and features, and other places of significant natural amenity;
- 8. an adequate supply of housing and areas for business/employment to meet the needs of the District's anticipated population which is provided at a rate and in a manner that can be sustained within the finite carrying capacity of the District;
- 9. management of the location and effects of potentially incompatible land uses including any interface between such uses; and
- 10. urban environments that support reductions in greenhouse gas emissions and are resilient to the current and future effects of climate change.

#### DO-O8 Strong Communities

To support a cohesive and inclusive community where people:

- 1. have easy access and connectivity to quality and attractive public places and local social and community services and facilities;
- 2. have increased access to locally produced food, energy and other products and resources;
- 3. have improved health outcomes through opportunities for active living or access to health services; and
- 4. have a strong sense of safety and security in public and private spaces.

#### DO-O11 Character and *Amenity Values*

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To recognise the unique character and *amenity values* of the District's distinct communities, while providing for character and *amenity values* to develop and change over time in response to the diverse and changing needs of people, communities and future generations, resulting in:

- 1. residential areas characterised by the presence of mature vegetation, a variety of built forms and *building* densities, the retention of landforms, and the recognition of unique community identities;
- 2. vibrant, lively *metropolitan* and *town centres* supported by higher density residential and mixed use areas;
- 3. *local centres*, village communities and employment areas characterised by high levels of amenity, accessibility and convenience;
- 4. productive rural areas, characterised by openness, natural landforms, areas and corridors of *indigenous vegetation*, and *primary production activities*; and
- 5. well managed interfaces between different types of land use areas (e.g. between living, working and rural areas) and between potentially conflicting land uses, so as to minimise adverse *effects*.

#### DO-O14 Access and Transport

To ensure that the transport system in the District:

- 1. integrates with land use and urban form and maximises accessibility;
- 2. improves the efficiency of travel and maximises mode choice to enable people to act sustainably as well as improving the resilience and health of communities;
- 3. contributes to a strong economy;
- 4. avoids, remedies or mitigates adverse *effects* on land uses;
- 5. does not have its function and operation unreasonably compromised by other activities;

6. is safe, fit for purpose, cost effective and provides good connectivity for all communities; and
7. provides for the integrated movement of people, goods and services.

#### DO-O15 Economic Vitality

To promote sustainable and on-going economic development of the local economy, including the rural sector, with improved number and quality of jobs and investment through:

1.
  - a. encouraging *business activities* in appropriate locations within the District, principally through differentiating and managing various types of *business activities* both on the basis of the activity, and the potential local and strategic *effects* of their operation;
  - b. reinforcing a compact, well designed and sustainable regional form supported by an integrated *transport network*;
  - c. enabling opportunities to make the economy more resilient and diverse;
  - d. providing opportunities for the growth of a low carbon economy, including clean technology;
  - e. minimising *reverse sensitivity effects* on *business activities*, including *primary production activities*; and
  - f. enhancing the amenity of *Working Zones*;

while:

2.
  - a. ensuring that economic growth and development is able to be efficiently serviced by *infrastructure*;
  - b. encouraging commercial consolidation and the co-location of community services and facilities primarily within the *Paraparaumu Sub-Regional Centre* and *Town Centres*; and
  - c. managing contamination, pollution, odour, noise and glare, associated with *business activities*, including *primary production activities*.

#### DO-O17 Open Spaces / Active Communities

To have a rich and diverse network of *open space* areas that:

1. is developed, used and maintained in a manner that does not give rise to significant adverse *effects* on the natural and physical *environment*;
2. protects the District's cultural, ecological and *amenity values*, while allowing for the enhancement of the quality of *open space* areas;
3. supports the identity, health, cohesion and resilience of the District's communities; and
4. ensures that the present and future recreational and *open space* needs of the District are met.

The rules in this chapter apply to all land and activities in all *zones* unless otherwise specified. Provisions in other chapters of the Plan may also be relevant.

## Policies

<b>TEMP-P1</b>	Public Benefit
The public benefit of well managed temporary events will be recognised.	
<b>TEMP-P2</b>	Temporary Event Management

*Temporary events* will be managed to minimise adverse *effects* on surrounding residents and businesses by ensuring:

1. that safe and efficient transport movement is retained on the *transport network*;
2. safe public access to and around the event;
3. the efficient functioning, safety and character of the District's *centres*;
4. that *amenity values* for surrounding areas, especially at night, are retained; and
5. the *subject site* has a high level of amenity and sanitation during and following the event.

## Rules

<b>TEMP-R1</b>	<i>Temporary events</i> in all <i>zones</i> which are not on land or within a building which is either owned, vested in, or under the care, control and management of the Kapiti Coast District Council.
Permitted Activity	<p><b>Standards</b></p> <p><b>Duration</b></p> <ol style="list-style-type: none"> <li>1. The occupation of a <i>subject site</i> for a <i>temporary event</i> (excluding setting up and pack down of any associated <i>structures</i> and <i>buildings</i> and restoration of the <i>site</i>) must not exceed a period of 3 consecutive days in total within any 12 month period.</li> </ol> <p><b>Hours of Operation</b></p> <ol style="list-style-type: none"> <li>2. <i>Temporary events</i> (including any setting up and packing down of <i>structures</i> associated with the event) must only occur between the hours of: <ol style="list-style-type: none"> <li>a. Mondays to Thursday (inclusive) — 7.00am to 10.00pm</li> <li>b. Fridays and Saturdays — 7.00am to 11.00pm</li> <li>c. Sundays — 8.30am to 10.00pm</li> </ol> </li> </ol> <p><b>Light Spill and Glare</b></p> <ol style="list-style-type: none"> <li>3. All <i>temporary events</i> must comply with the light spill and glare rules as they apply to the <i>zone</i> in which the <i>temporary event</i> is located.</li> </ol> <p><b>Noise</b></p> <ol style="list-style-type: none"> <li>4. Sound testing for a <i>temporary event</i> must occur once only and must not exceed 1 hour in duration.</li> <li>5. <i>Noise emission levels</i> must not exceed the following limits when measured at a point 1 metre from the most exposed side of a <i>residential building</i>, or a <i>building</i> used for a <i>noise sensitive activity</i>, on another <i>subject site</i>: <ol style="list-style-type: none"> <li>a. 75 dB <math>L_{Aeq}(15\ min)</math> 85dB <math>L_{AF(max)}</math> during the hours of 10am to 10pm; and</li> <li>b. 50dB <math>L_{Aeq}(15\ min)</math> 75dB <math>L_{AF(max)}</math> during the hours of 10pm to 10am.</li> </ol> </li> <li>6. Outside the hours of the <i>temporary event</i>, the applicable noise limits in the <i>permitted activity</i> rules and standards in the Noise chapter for the <i>subject site</i> on which the <i>temporary event</i> is located shall apply.</li> <li>7. <i>Noise</i> resulting from construction, maintenance or <i>demolition</i> work</li> </ol>

associated with the *temporary event* must be measured and assessed in accordance with NZS6803: 1999 Acoustics — Construction Noise.

8. A *Management Plan* must be submitted to the *Council* not less than 10 days prior to the commencement of the *temporary event* setting out the methods by which compliance with the above standards will be achieved. The *Management Plan* must:

- a. set out the name, address and contact details of the Event Organiser;
- b. set out the location of the event;
- c. identify all potential *noise* sources and the means by which *noise* levels will be controlled to reasonable levels;
- d. identify affected *residential buildings* or *noise sensitive activities* located in the area and describe the method(s) for informing occupants of these *buildings* at least 10 working days prior to the commencement of the *temporary event* that noise will be experienced at levels in excess of the normally applicable District Plan *noise* limits; and
- e. describe the proposed procedures for responding promptly to any noise complaints received including describing the method for recording the complaint, together with a description of the action to be taken to avoid or mitigate the *nuisance effects*.

#### **Dust and Wind Blown Debris**

9. All *temporary events* must be undertaken in a manner that avoids offensive or objectionable *dust* or other wind-blown debris at or beyond the *site boundary*.

#### **Traffic**

10. Traffic expected to be generated by the *temporary event* must not exceed 150 *vehicle movements* in any one hour or 1,200 *vehicle movements* per day, whichever is greater.

**Note:** For the purpose of estimating vehicle movements under this standard, these vehicle movement thresholds equate to up to 450 people attending the event in any hour or 3,600 people attending per day, whichever is greater, based on an assumption of 1 car per 6 people.

11. Parking for the event must be accommodated on the *subject site* of the *temporary event* or by other off-street arrangements.

**Note 1:** *Temporary events* must comply with the Kāpiti Coast District Council Traffic Bylaw.

**Note 2:** *Temporary events* may have to comply with Traffic Control Devices Manual Part 8 - Code of practice for temporary traffic management (CoPTTM).

#### **Waste and Sanitation**

12. All litter and *waste* materials associated with the event must be disposed of, reused or recycled by the event and must not be placed in public litter bins in the surrounding area.
13. All *waste* and other rubbish associated with the event must be collected and removed from the *subject site* in an appropriate manner within 48 hours of completion of the event.

**Note 1:** *Temporary events* which do not fall under this rule require authorisation under the Kapiti Coast District Council's Trading in Public Places Bylaw 2017, and the Trading in Public Places Policy 2017.

**Note 2:** *Temporary events* must also comply with the Kapiti Coast District Council Traffic Bylaw 2010.

**Note 3:** Other requirements which may be applicable to *temporary events* include:

- Sale and Supply of Alcohol Act 2012.
- Food Act 2014.
- Building Act 2004.

**Note 4:** any *signs* pertaining to *temporary events* are required to comply with the *permitted activity* standards for *community purpose event/charity event signs* as set out in the Sign chapter.

<b>TEMP-R2</b>	<i>Regular markets</i>
Permitted Activity	<p><b>Standards</b></p> <ol style="list-style-type: none"> <li>1. Regular markets must occur on <i>land</i> or within a <i>building</i> which is either owned, vested in, or under the care, control and management of the Kāpiti Coast District Council.</li> </ol>

**Note 1:** *Regular markets* permitted under this rule require authorisation under the Kapiti Coast District Council's Trading in Public Places Bylaw 2017, and the Trading in Public Places Policy 2017 as an "open air market". All other regular markets are a restricted discretionary activity under rule TEMP-R3

**Note 2:** *Regular markets* must also comply with the Kapiti Coast District Council Traffic Bylaw 2010.

**Note 3:** Other requirements which may be applicable to *regular markets* include:

- Sale and Supply of Alcohol Act 2012.
- Food Act 2014.
- Food Safety Bylaw 2006.
- Building Act 2004.

<b>TEMP-R3</b>	<i>Temporary events and regular markets</i> in all zones that do not meet one or more of the <i>permitted activity</i> standards.	
Restricted Discretionary Activity	<p><b>Standards</b></p>	<p><b>Matters of Discretion</b></p> <p><b>Amenity Values</b></p> <ol style="list-style-type: none"> <li>1. The nature, duration, hours of operation and frequency of the activity and any cumulative <i>effects</i></li> </ol>

on *amenity values*.

2. The *noise effects* of the proposal, including the nature of the *noise* and the duration of any amplified sound.
3. The visual, *dust*, light spill and glare, odour and vibration *effects* of the activity.

#### **Environment**

4. The sensitivity of the receiving *environment*.
5. *Effects* on the natural *environment* including natural landscapes, *indigenous vegetation* and habitats and fauna.
6. The *effect* of the activity on cultural, heritage and public recreational values.
7. *Reverse sensitivity effects* on existing activities.
8. *Effects* on the operation of any existing activity.

#### **Waste, Health and Safety**

9. Arrangement is made for *waste* management through a Waste Management Plan that must include:
  - a. the arrangements for *subject site* clean-up, including removal of litter; and
  - b. the provision for adequate sanitation facilities to service the activity.
10. *Effects* relating to *natural hazards*, and risk from *contaminated land*.
11. Emergency management and public safety.

#### **Traffic**

12. A *Traffic Management Plan* must be submitted to the *Council* as part of the application addressing the following:
  - a. The traffic *effects* of the activity on the safety and efficiency of the surrounding *transport network* and the amenity of the surrounding



		<p>area</p> <ul style="list-style-type: none"><li>b. The provision for <i>vehicle access</i>, servicing and <i>car parking</i> including overspill parking.</li><li>c. The provision of temporary traffic management measures to mitigate the traffic <i>effects</i> of the proposal.</li><li>d. The provision made for pedestrian access and safety.</li><li>e. Methods to encourage the use of alternative transport modes (such as public transport, cycling and walking).</li></ul>
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