# **Hannah McCashin**

From: Kristen Gunnell < kristen.gunnell@russellmcveagh.com>

Sent: Thursday, 30 March 2023 11:24 AM

To: Hannah McCashin

Cc: Julia Fraser

**Subject:** Kapiti PC2 - KiwiRail response to questions from the Panel

Follow Up Flag: Follow up Flag Status: Flagged

Dear Hannah,

At KiwiRail's presentation on 29 March 2023, the Panel asked KiwiRail to respond to two matters:

- vibration provisions in other district plans; and
- whether or not the height in relation to boundary MDRS standard addresses KiwiRail's concern about setbacks.

KiwiRail's response is below. We would be grateful if you could please provide the response to the Panel at your earliest convenience.

#### **Vibration**

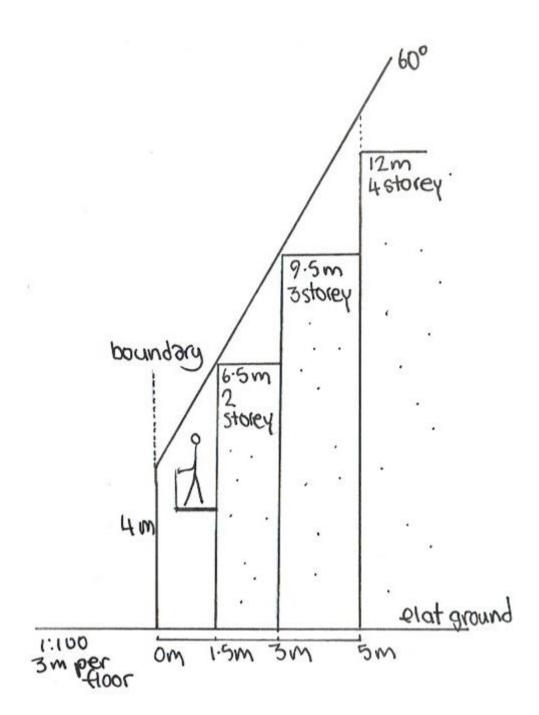
Vibration provisions have been included in other district plans around the country. For example:

- Hutt City ODP 14A, Standard 6
- Hamilton ODP 25.8.3.12
- Porirua PDP NOISE-S4
- Selwyn PDP NOISE-R3
- Rangitikei ODP B1.7-9
- Whakatane PDP 11.2.14
- Invercargill ODP NOISE R13

## Setbacks

Ms Heppelthwaite has produced a diagram identifying the setback required if the height in relation to boundary control was complied with. For a 12 metre building, the 5 metre setback sought by KiwiRail would be triggered.

However, for buildings less than 12 metres, the setback reduces, with buildings of around 6.5 metres in height triggering a 1.5 metre setback. Although shorter buildings are easier to access for maintenance than taller ones, 1.5 metres is insufficient (for the reasons set out in Mr Brown's evidence) to safely maintain buildings adjacent to the rail corridor. KiwiRail maintains its relief seeking the setback provisions.



KiwiRail is very happy to respond to any further questions from the Panel.

## Kind regards Kristen

#### Kristen Gunnell Special Counsel

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