

Plan Change 6 Amendments as a Result of Council Decision

The following amendments are to be made to the District Plan:

1. Chapter 1 Definitions

Retain the definition of “Dwellinghouse”;

Dwellinghouse

Dwellinghouse means any habitable structure, occupied or intended to be occupied in part or in whole as a residence and includes one additional physically separated dwellinghouse that is no more than 75 square metres in gross floor area and is located within 30 metres of the primary dwellinghouse. For the purposes of this definition there shall be only one kitchen facility under any individual roof structure.

Retain the definition of “Kitchen Facility”;

Kitchen Facility

Kitchen facility means any space, facilities and surfaces for the storage, rinsing, preparation and cooking of food; and the washing of utensils and the disposal of waste water.

Retain the definition of “Retail Area”;

Retail Area

Retail area means that area on or in which goods and/or services are displayed, sold, or offered for sale or hire direct to the public.

Retain the definition of “Reticulated”;

Reticulated

Reticulated means any distribution network of any utility owned, operated and maintained by the Waimakariri or Hurunui District Councils.

2. Chapter 31 Health, Safety and Wellbeing - Rules

Retain the amendment to Rule 31.2.1 (Relocated Dwellinghouse);
Deletion of Rule and renumber subsequent Rules

Retain the amendment to Rule 31.4.2.vi ;
Deletion of sub-clause and renumber subsequent sub-clauses

3. Chapter 32 Subivision – Rules

Retain the amendment to Rule 32.1.1.46 (Cross Lease Sites);
Deletion of Rule and renumber subsequent Rules

Retain the amendment to Rule 32.1.2.12;

32.1.2.12 The subdivision of any fee simple allotment from an approved crosslease site is exempt from Rule 32.1.1.1 provided the subdivision does not alter the area(s) of the site representing the exclusive use areas of the site as shown on the existing cross lease plan.

Retain the amendment to Rule 32.2.7;

32.2.7 Except as provided by Rules 32.3 or 32.4, or where exempted under Rule 32.1.2, any allotment that does not comply with Rule 32.1.2.12 (cross lease sites), is a discretionary activity (restricted).

In considering any application for a resource consent, under Rule 32.2.7 the Council shall, in deciding whether to grant or refuse consent, and in deciding whether to impose conditions, restrict the exercise of its discretion to the following matters:

- i. those matters over which control is exercised for controlled activities in this chapter;
- ii. conditions for permitted activities in Rule 31.1.1;
- iii. whether the topography, size and shape of the site, or the location of any natural or built feature(s) on the site or other requirements such as easements, rights-of-ways or restrictive covenants, impose constraints on the activity; and
- iv. the positive effects arising from the retention and protection of notable plants, heritage resources or other significant plants.

4. Chapter 33 Esplanades: Locations and Circumstances - Rules

Retain the amendment to Table 33.1 on page 4;

Ohoka Stream (North and Central Branch)	From crossing of Bradleys Road to Christmas Road	— Conservation — Natural hazard mitigation
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Retain the amendment to the heading of Appendix 33.1;

Appendix 33.1: Esplanade Strip Agreement For Properties Adjoining the North and Central Branches of the Ohoka Stream from the Crossing of Bradley’s Road to Christmas Road

5. District Plan Maps

Retain the amended District Planning Map 89