

APPENDIX Q: SCHEDULE of RELEVANT PROVISIONS

HCC District Plan Provisions

Rules

- Network Utilities

The Network Utilities provisions in Chapter 13 apply to network utilities throughout all zones of the city. The underlying zone objectives, policies and rules do not apply to network utilities unless specifically referred to.

Relevant network utility rules in Chapter 13 that would be applicable if resource consent were being sought are summarised in Table 1.

Table 1: Relevant Network Utility Rules

Rule	Activity	Status
13.3.1.2	The operation and maintenance of network utilities	Permitted
13.3.1.15	All network utilities that are not otherwise listed as a permitted, controlled, restricted discretionary or non-complying activity.	Discretionary
13.3.1.33	Construction of a new reservoir	Restricted Discretionary

Construction of a new water reservoir in all areas is a Restricted Discretionary under Rule 13.3.1.33.

Discretion is restricted to the following matters of control:

The degree, extent and effects of the non-compliance with the Permitted Activity Conditions

- Risks to public health and safety
- Design and external appearance
- Any effect on heritage and cultural values
- Visual effects
- Amenity effects, including noise, vibration, odour, dust, earthworks and lighting
- Cumulative effects
- Any potential interface with public use and enjoyment of the land and the operation of land uses in the vicinity
- Measures to mitigate the bulk and scale of the utility, including screening, colour and finish treatment, earth mounding and / or planting, viewing distances, the location of support structures
- The extent to which alternative locations, routes or other options have been appropriately considered.
- Rehabilitation of the site following any construction or future maintenance period
- The extent to which the affected persons / community has been consulted with
- Earthworks and erosion and sediment control
- Any adverse effects on an area of native vegetation
- Any positive effects to be derived from the activity
- Any constraints arising from technical and operational requirements of the network which may limit measures to avoid, remedy or mitigate environmental effects

- Noise and Vibration

Chapter 14C of the District Plan contains Noise rules and standards for activities in Lower Hutt. The Permitted Activity Conditions in 14C 2.1 (f) states that “All construction, demolition, and maintenance work shall comply with NZS 6803 "Measurement and Assessment of Noise from Construction, Maintenance and Demolition Work".” Compliance with this standard is discussed the AEE.

The District plan does not state or reference vibration criteria with respect to construction.

- Significant Natural Resources

Chapter 14E contains rules and standards for significant natural, cultural and archaeological resources in Hutt City. As shown in Table 2, resource consent would be required under Rule 14E 2.2(b) as a Restricted Discretionary Activity for site development within the boundaries for a significant natural resource.

Table 2: Relevant Natural Resources Rules

Rule	Activity	Status
14E 2.2(b)	Any activity or site development works identified on or within the boundaries of a significant natural resource	Restricted Discretionary

Discretion is Restricted to the following matters:

- 1) The extent to which the resources is to be modified, damaged or destroyed
- 2) The extent to which the proposal may compromise natural character, visual amenities and landscape values
- 3) The impact on the coastal environment
- 4) The recognition and protection of cultural significance
- 5) Extent and effects of the works.

- Earthworks

Earthwork for network utilities fall under the Network Utility rules of the District Pan.