Note the below provisions represent the Section 42A Report Writing Officer's recommended amendments to the provisions of the Proposed District Plan, in response to submissions (with <u>underline</u> used for new text and <u>strikethrough</u> for deleted text). Recommendations made throughout the Reporting Officer's right of reply are shown in red <u>underline</u> for new text and red <u>strikethrough</u> for deleted text.

# Appendix 1.4 – Officer's Recommended Amendments – LIZ (Urban) V1

### Overview

The district's Light Industrial zone complements the Heavy Industrial zone and facilitates a range of activities which contribute to the district's economic well being. The Light Industrial zone provides for a range of <a href="https://linear.com/light-1">light</a> industrial activities that <a href="https://linear.com/linear.co

Activities within this zone may include light manufacturing, contractor depots, automotive and marine repair, service industries, <u>trade suppliers</u><sup>4</sup> and some compatible commercial activities. <del>Unlike the Mixed Use zone, the Light Industrial zone is not required to focus on pedestrian access or amenity or provide public spaces. It may also serve as a buffer between the Heavy Industrial zone and General Residential or Mixed Use zones.</del>

Council has a responsibility under the RMA, the National Policy Statement on Urban Development and the RPS to ensure that there is sufficient business land available to meet the future demands of the district, <u>so</u><sup>6</sup> that development occurs in the right location and <del>that it</del> is appropriately serviced.

Objective	Objectives	
LIZ-O1	The Light Industrial zone is utilised for the efficient operation of light industrial activities and is managed to ensure its long-term protection, including from:  a. land fragmentation; b. land sterilisation; and c. reverse sensitivity effects.	
LIZ-O2	The Light Industrial zone accommodates a range of light industrial activities that:  a. efficiently use the physical resources of the zone;  b. include, but are not limited to, warehouse storage, automotive repairs, minor engineering and light manufacturing activities, product assembly. 10 are characterised largely by light manufacturing, contractor depots, automotive and marine repair and service industries;	

<sup>&</sup>lt;sup>1</sup> Consequential amendments

<sup>&</sup>lt;sup>2</sup> S509.005 consequential amendment

<sup>&</sup>lt;sup>3</sup> S432.003 and others - consequential amendments

<sup>&</sup>lt;sup>4</sup> Consequential amendments

<sup>&</sup>lt;sup>5</sup> S371.016 and others

<sup>&</sup>lt;sup>6</sup> Clause 16 amendment

<sup>&</sup>lt;sup>7</sup> Clause 16 amendment

<sup>&</sup>lt;sup>8</sup> S509.005 consequential amendment

<sup>&</sup>lt;sup>9</sup> S509.005 consequential amendment

<sup>&</sup>lt;sup>10</sup> S509.002

	<ul> <li>c. are not unreasonably constrained by surrounding activities, and</li> <li>d. avoid compromising the operation of future light<sup>11</sup> industrial activities within the zone.</li> </ul>
LIZ-O3	Enable land use and subdivision in the Light Industrial zone where there is adequacy and capacity of available or programmed development infrastructure to support it.
LIZ-O4	The adverse environmental effects generated by light industrial activities are managed, in particular at zone boundaries.
LIZ-O5	The Light Industrial zone accommodates provides for 12 a limited range of commercial activities which either support light industrial activities or are not anticipated in the Mixed Use zone.
Policies	
LIZ-P1	Enable development and operation of light <sup>13</sup> industrial activities in the Light Industrial zone.
LIZ-P2	Require all subdivision in the Light Industrial zone to provide the following reticulated wastewater, stormwater and potable water services and local electricity distribution network to the boundary of each lot (where available) and encourage all subdivision to provide the following reticulated services to the boundary of each lot:  a. telecommunications:  i. fibre where it is available; ii. copper where fibre is not available; iii. copper where the area is identified for future fibre deployment.   b. local electricity distribution network; and c. wastewater, potable water supply and stormwater where they are available.   15
LIZ-P3	Avoid the establishment of activities that do not support the function of the Light Industrial zone, including:  a. heavy industrial activities; offensive trade (excluding waste management facility); 16 b. residential activities (where they are not ancillary to a Light 17-Industrial activity); 18 c. community facilities; d. retirement villages; e. education facilities (excluding trades training); 19 and f. sport and recreation facilities.
LIZ-P4	Allow commercial activities in the Light Industrial zone that:  a. are complementary to and support light <sup>20</sup> industrial activities; or  b. require larger sites and may not accommodate amenity values anticipated in the Mixed Use zone.
LIZ-P5	Ensure that built form <u>and landscaping</u> is <del>of a scale and design that is<sup>21</sup></del> :  a. consistent with the amenity of the Light Industrial zone; and b. complementary to the character and amenity of adjoining zones.

<sup>11</sup> S509.005 consequential amendment 12 S371.017 13 S509.005 consequential amendment 14 Consequential amendments

<sup>15</sup> Consequential amendments
16 Consequential amendments
17 S509.005 consequential amendment
18 Consequential amendments

<sup>19</sup> S331.086 Consequential amendments 20 S509.005 consequential amendment

<sup>&</sup>lt;sup>21</sup> S509.003

# LIZ-P6

Consider the following matters where relevant when assessing and managing the effects of Manage land use and subdivision in the Light Industrial Zone: 22 to address the effects of the activity requiring resource consent, including (but not limited to) consideration of the following matters where relevant to the application:

- a. consistency with the scale, density, design and character of the light industrial environment and purpose of the zone;
- b. the location, scale and design of buildings or structures, outdoor storage areas, parking and internal roading;
- c. <u>opportunities for connectivity, within and between developments, public open space,</u> services and facilities;<sup>23</sup>
- d. for non-light<sup>24</sup> industrial activities:
  - i. scale and compatibility with light<sup>25</sup> industrial activities;
  - ii. potential reverse sensitivity effects on light 26 industrial activities.
- e. at zone interfaces:
  - i. any setbacks, fencing, screening or landscaping required to address potential conflicts;
  - ii. any adverse effects on the character and amenity of adjacent zones.
- f. the adequacy and capacity of available or programmed development infrastructure to accommodate the proposed activity; including:
  - i. opportunities for low impact design principles;
  - ii. management of three waters infrastructure and trade waste such as industrial by-products.
- g. managing natural hazards;
- h. the adequacy of roading infrastructure to service the proposed activity;
- i. any adverse effects on historic heritage and cultural values, natural features and landscapes or indigenous biodiversity; and
- j. any historical, spiritual, or cultural association held by tangata whenua, with regard to the matters set out in Policy TW-P6.

## **Rules**

#### Notes:

- 1. There may be other rules in Part 2 District-Wide Matters of the District Plan that apply to a proposed activity, in addition to the rules in this zone chapter. These District-Wide rules may be more stringent than the rules in this chapter. Ensure that relevant District-Wide Matters chapters are also referred to in addition to this chapter, to determine whether resource consent is required under other rules in the District Plan. Refer to the *how the plan works* chapter to determine the activity status of a proposed activity where resource consent is required under multiple rules.
- 2. This zone chapter does not contain rules relating to setback to waterbodies for building and structures or setbacks to waterbodies for earthworks and indigenous vegetation clearance. The Natural Character chapter contains rules for activities within wetlands, lakes and river margins. The Natural Character chapter should be referred to in addition to this zone chapter.

	New buildings or structures, <u>relocated buildings or structures</u> to existing buildings or structures	
Light Industrial	Activity status: Permitted	Activity status where compliance not achieved with <u>PER -2 or</u> PER-3:

<sup>&</sup>lt;sup>22</sup> Clause 16 corrections

<sup>&</sup>lt;sup>23</sup> S271.037 and others

<sup>&</sup>lt;sup>24</sup> Consequential amendments

<sup>&</sup>lt;sup>25</sup> Consequential amendments

<sup>&</sup>lt;sup>26</sup> Consequential amendments

<sup>&</sup>lt;sup>27</sup> S482.007

#### zone

#### Where:

#### PER-1

The building or structure on the site does not exceed a GBA of 450m<sup>2</sup>. <sup>28</sup>

The new building or structure, relocated buildings<sup>29</sup> or extension or alteration to an existing building or structure, will accommodate a permitted, restricted discretionary or discretionary activity.<sup>30</sup>

#### PER-2

Any ancillary activity (including residential activity) occupies no more than 15% of the GFA of the industrial building, and is located within or is attached to the same building as the industrial activity.

#### PER-32

The new building or structure, or extension or alteration to an existing building or structure that increases the existing building footprint, complies with standards:

LIZ-S1 Maximum height;

LIZ-S2 Height in relation to boundary;

LIZ-S3 Setback (excluding from MHWS or wetland, lake and river margins);

LIZ-S4 Setback from MHWS;31

LIZ-S5 Outdoor storage;

LIZ-S6 Landscaping and screening on road boundaries;

LIZ-S7 Landscaping for sites that adjoin any sites other than mixed use or industrial; and LIZ-S8 Coverage.; and

LIZ-SX Pedestrian frontages 32

#### PER-3

Extension or alteration to an existing building or structure that does not increase the building footprint, complies with standards:

LIZ-S1 Maximum height; and

LIZ-S2 Height in relation to boundary. 33

# **Restricted Discretionary**

# Matters of discretion are restricted to:

- a. the matters of discretion of any infringed standard;
- b. the extent of the necessity to locate the ancillary activity with the industrial activity;
- c. the extent to which the ancillary activity may result in trade distribution effects, or impact on the function of the Light Industrial zone; and
- d. the extent to which the ancillary activity adversely impacts on the transport network and road safety.

Activity status where compliance not achieved with PER-1 or PER-2: Discretionary

## LIZ-RX

# **Light**<sup>34</sup>-Industrial Activity

<sup>&</sup>lt;sup>28</sup> S360.012 and others

<sup>&</sup>lt;sup>29</sup> S482.007

<sup>&</sup>lt;sup>30</sup> S368.011

<sup>&</sup>lt;sup>31</sup> Consequential amendments

<sup>&</sup>lt;sup>32</sup> S368.011

<sup>33</sup> S509.004

<sup>&</sup>lt;sup>34</sup> S509.005 consequential amendment

Light Industrial zone		Activity status where compliance not achieved with PER-1: Restricted  Discretionary  Matters of discretion are restricted to:  a. the necessity to locate the ancillary activity in the Light Industrial Zone; b. whether the ancillary activity is more appropriate to be located in another zone; c. the extent to which the ancillary activity may result in trade distribution effects, or impact on the function of the Light Industrial zone; and d. the extent to which the ancillary activity adversely impacts on the roading network and road safety.  Activity status where compliance not achieved with PER-2: Non-complying
LIZ-R2	Trade supplier	
Light Industrial zone	Activity status: Permitted	Activity status where compliance not achieved: Not applicable
LIZ-R3	Emergency service facility	
Light Industrial zone	Activity status: Permitted	Activity status where compliance not achieved: Not applicable
LIZ-R4	Public toilet	
Light Industrial zone	Activity status: Permitted  Where:	Activity status where compliance not achieved with PER-1: Restricted discretionary
	PER-1 The building or structure complies with	Matters of discretion are restricted to:

 $<sup>^{35}</sup>$  S371.018 and others

	standards: LIZ-S1 Maximum height; LIZ-S2 Height in relation to boundary; LIZ-S3 Setback (excluding from MHWS or wetland, lake and river margins); LIZ-S4 Setback from MHWS; and LIZ-S8 Coverage.	a. the matters of discretion of any infringed standard.
LIZ-R5	Convenience stores, restaurants, cafés and ta	keaway food outlets
Light Industrial zone	Activity status: Permitted Where:	Activity status where compliance not achieved with PER-1: Discretionary
	<b>PER-1</b> The convenience store, restaurant, café or takeaway food outlet does not exceed a GFA of $2300\text{m}^2$ .36	
LIZ-R6	Conservation activity	
Light Industrial zone	Activity status: Permitted	Activity status where compliance not achieved: Not applicable
LIZ-RXX	<u>Trades training</u> 37	
Light Industrial zone	Activity status: Permitted	Activity status where compliance not achieved: Not applicable 38
LIZ-RXY	Waste management facility	
Light Industrial zone	Activity status: Permitted	Activity status where compliance not achieved: Not applicable 39
LIZ-R7	Commercial activity	
Light Industrial zone - Waipapa control area	Activity status: Permitted	Activity status where compliance not achieved: Not applicable
Light Industrial zone <u>excluding</u> <u>the</u> Waipapa	Activity status: Discretionary	Activity status where compliance not achieved: Not applicable

<sup>36</sup> S432.013 37 S331.086 38 S331.086 39 S360.008

control		
area <sup>40</sup>		
LIZ-RYY <sup>41</sup>	<u>Supermarkets</u>	
Light Industrial zone – Waipapa control area	Activity status: Permitted	Activity status where compliance not achieved: Not applicable
Light Industrial zone – excluding the Waipapa control area	Activity status: Discretionary	Activity status where compliance not achieved: Not applicable
LIZ-RXZ	Large format retail activity	
Light Industrial zone - Waipapa control area	Activity status: Permitted	Activity status where compliance not achieved: Not applicable
Light Industrial zone excluding the Waipapa control area	Activity status: Discretionary	Activity status where compliance not achieved: Not applicable 42
LIZ-R8	Sport and <u>active<sup>43</sup></u> recreation activity	
Light Industrial zone	Activity status: Discretionary	Activity status where compliance not achieved: Not applicable
LIZ-RY	Industrial activity (excluding offensive trade)	
Light Industrial zone	Activity status: Discretionary  Note: This rule does not apply to Light industrial activities assessed under LIZ-RX Light industrial activity <sup>44</sup>	Activity status where compliance not achieved: Not applicable 45

<sup>&</sup>lt;sup>40</sup> S432.015 <sup>41</sup> S363.030 <sup>42</sup> S432.015 <sup>43</sup> Clause 16 amendment <sup>44</sup> S509.005 consequential amendment <sup>45</sup> S371.018

LIZ-R9	Activities not otherwise listed in this chapter	
Light Industrial zone	Activity status: Discretionary	Activity status where compliance not achieved: Not applicable
LIZ-R10	Community facility	
Light Industrial zone	Activity status: Non-complying	Activity status where compliance not achieved: Not applicable
LIZ-R11	Residential activity	
Light Industrial zone	Activity status: Non-complying  Note: Applies to residential activities not provided for in LIZ-RX Light <sup>46</sup> industrial activity <sup>47</sup>	Activity status where compliance not achieved: Not applicable
LIZ-R12	Retirement village	
Light Industrial zone	Activity status: Non-complying	Activity status where compliance not achieved: Not applicable
LIZ-R13	Visitor accommodation	
Light Industrial zone	Activity status: Non-complying	Activity status where compliance not achieved: Not applicable
LIZ-R14	Cleanfill area or landfill, including managed fill	
Light Industrial zone	Activity status: Non-complying	Activity status where compliance not achieved: Not applicable
LIZ-R15	Offensive trade (excluding waste management	t facility) <sup>48</sup>
Light Industrial zone	Activity status: Non-complying	Activity status where compliance not achieved: Not applicable
LIZ-R16	Community corrections activity	
Light Industrial zone	PER-1  The number of people onsite does not exceed twelve. 50	Activity status where compliance not achieved: with PER-1: Discretionary Not applicable
LIZ-R17	Commercial composting	
Light	Activity status: Non-complying	Activity status where compliance not

<sup>46</sup> S509.005 consequential amendment
47 Consequential amendments
48 S360.008 consequential amendments
49 S432.026 and others

<sup>&</sup>lt;sup>50</sup> S158.016

Industrial zone		achieved: Not applicable
LIZ-R18	Primary production Farming	
Light Industrial zone	Activity status: Non-complying Permitted <sup>51</sup>	Activity status where compliance not achieved: Not applicable
LIZ-RZ	Mining and quarrying	
Light Industrial zone	Activity status: Non-complying 52	Activity status where compliance not achieved: Not applicable
LIZ-R19	Educational facility (excluding trades training	) <sup>53</sup>
Light Industrial zone	Activity status: Non-complying	Activity status where compliance not achieved: Not applicable
Standards		
LIZ-S1	Maximum height	
Light Industrial zone	The maximum height of a building or structure, or extension or alteration to an existing building or structure is 1216 <sup>54</sup> m above ground level, except that any fence or standalone wall along a side or rear boundary which adjoins a site zoned General Residential, Rural-Residential, Māori Purpose, Open Space, Natural Open Space, or Sport and Active Recreation does not exceed 2m in height.  This standard does not apply to:  i. solar and water heating components not exceeding 0.5m in height above the building envelope on any elevation; ii. Chimney structures not exceeding 1.2m in width and 1m in height above the building envelope on any elevation; or iii. lift overruns provided these do not exceed the height by more than 1m above the building envelope on any elevation.  NOTE: If a resource consent application is made for an infringement of LIZ-S1 and the proposed building or structure is:  a. greater than 40 metres in height and within 1,000 metres of the Waipapakauri transmitter at Spains Road, Awanui, Part Lot 4	Where the standard is not met, matters of discretion are restricted to:  a. the character and amenity of the surrounding area; b. dominance in relation to the road and adjoining sites; c. loss of privacy to adjoining sites, including potential loss in relation to vacant sites; d. shading and loss of access to sunlight to adjoining sites; e. landscaping; and f. natural hazard mitigation and site constraints.

<sup>51</sup> S432.025 52 S432.025 53 S331.086 54 S509.007

### DP 43276;

Then consultation will be required with Radio New Zealand to manage potential adverse electromagnetic coupling effects<sup>55</sup>

# LIZ-S2 Height in relation to boundary

# Light Industrial zone

Any building or structure, or extension or alteration to an existing building or structure, adjoining a site zoned General Residential, Rural-Residential, Māori Purpose, Open Space, Natural Open Space, or Sport and Active Recreation must be contained within a building envelope defined by recession planes measured inwards from the respective boundary:

- 1. 55 degrees at 2m above ground level at the northern boundary of the site.
- 2. 45 degrees at 2m above ground level at the eastern and western boundaries of the site.
- 3. 35 degrees at 2m above ground level at the southern boundary of the site.

# This standard does not apply to:

- i. solar and water heating components not exceeding 0.5m in height on any elevation;
- ii. Chimney structures not exceeding 1.2m in width and 1m in height on any elevation: or
- iii. lift overruns provided these do not exceed the height by more than 1m on any elevation.

# Where the standard is not met, matters of discretion are restricted to:

- a. loss of privacy to adjoining sites, including potential loss in relation to vacant sites;
- shading and loss of access to sunlight to adjoining sites, including buildings and outdoor areas; and
- c. natural hazard mitigation and site constraints.

# LIZ-S3 Setback (excluding from MHWS or wetland, lake and river margins)

# Light Industrial zone

The building or structure, or extension or alteration to an existing building or structure must be setback at least 3m from the boundary of any site zoned General Residential, Rural-Residential, Māori Purpose, Open Space, Natural Open Space, or Sport and Active Recreation or any KHR designation boundary. 56

# This standard does not apply to:

- i. solar and water heating components not exceeding 0.5m in height above the building envelope on any elevation;
- ii. fences or walls no more than 2m in height above ground level; or
- iii. uncovered decks no more than 1m above ground level.

# Where the standard is not met, matters of discretion are restricted to:

- a. the natural character of the coastal environment;
- b. screening, planting and landscaping on the site;
- c. the design and siting of the building or structure with respect to privacy and shading;
- d. natural hazard mitigation and site constraints;
- e. the effectiveness of the proposed method for controlling stormwater;
- f. the safety and efficiency of the

<sup>55</sup> S489.039

<sup>&</sup>lt;sup>56</sup> S416.057

LIZ-S5 Light Industrial zone	Where a site adjoins another site that is not zoned light industrial or heavy industrial Aany outdoor storage areas, except for the display of goods for retail sale, must be fully screened by a solid fence or wall of a minimum height of 1.8m so that it is not visible from adjoining sites and public land.  This standard does not apply to construction materials to be used on-site for a maximum	Where the standard is not met, matters of discretion are restricted to:  a. the streetscape and amenity of the surrounding area; b. the amenity of adjoining properties; c. screening, planting and
ZONC	alteration to an existing building or structure must be set back at least 26m from MHWS.	b. the natural character of the coastal environment; c. screening, planting and landscaping on the site; d. the design and siting of the building or structure with respect to dominance on adjoining public space; e. natural hazard mitigation and site constraints; f. the effectiveness of the proposed method for controlling stormwater; and g. the impact on existing and planned roads, public walkways, reserves and esplanades.
Light Industrial	Setback from MHWS <sup>58</sup> The building or structure, or extension or	Where the standard is not met,
		current or future roading network; and g. the impacts on existing and planned public walkways. h. The location and design of the building as it relates to the ability to safely use, access and maintain buildings without requiring access on, above or over the rail corridor. i. The safe and efficient operation of the rail network. 57

<sup>&</sup>lt;sup>57</sup> S416.063 <sup>58</sup> Clause 16 update <sup>59</sup> S134.003 and others <sup>60</sup> S336.027

#### e. the ability to mitigate any adverse visual effects of reduced, alternative or no screening through the use of alternative methods; and f. the design, layout and use of the site which may compensate for reduced, alternative or no screening. LIZ-S6 Landscaping and screening on road boundaries 1. Where a site adjoins a road boundary, at Where the standard is not met. Light Industrial least 50% of that road boundary not matters of discretion are restricted zone occupied by buildings-or-or driveways or to: pedestrian accessways shall be landscaped with plants or trees within a a. the character and amenity of the strip that is at least 2m in width. A streetscape and surrounding separate pedestrian accessway may be area: provided within this strip, and its width b. topographical, or other site shall not exceed 2m.61 constraints, or functional requirements<sup>63</sup> making 2. The landscaping shall reach a minimum compliance with this standard height of 1m within two years after planting. 62 be a minimum height of 1m at impractical; and installation and shall achieve a c. health and safety implications continuous screen of 1.8m in height and for pedestrians and the transport 1.5m in width within five years. network. LIZ-S7 Landscaping for sites that adjoin any sites other than mixed use or industrial Side Site<sup>64</sup> boundaries that adjoin any zone Light Where the standard is not met, Industrial other than Mixed Use, Light Industrial or Heavy matters of discretion are restricted zone Industrial zones must: 1. be fenced with a solid fence or wall of a minimum height of 1.8m; or a. the outlook, character, and 2. be landscaped with plants or trees of a amenity of adjoining sites in any minimum height of 1m at installation zone other than Mixed Use, which will achieve a continuous screen Light Industrial or Heavy of 1.8m in height and 1.5m in width Industrial zones; within five years; or b. the scale of the building and its 3. be screened with a combination of (1) distance from the boundary with and (2) above. any zone other than Mixed Use, Light Industrial or Heavy Industrial zones; c. the ability to mitigate any adverse visual effects of reduced, alternative or no screening through the use of alternative methods; and d. the design, layout and use of the site which may compensate for reduced, alternative or no

 $<sup>^{61}</sup>$  S360.013 and others

<sup>62</sup> S360.013 and others

<sup>63</sup> S336.028

<sup>64</sup> S368.096

		screening.
LIZ-S8	Coverage	3
Liz-S8 Light Industrial zone	1. At least 10% of the site area shall be planted in grass, vegetation or landscaped with permeable material; and 2. Where a connection to Council's reticulated stormwater system is not available then stormwater must be disposed of within the site.  An engineering / site suitability report is required to determine compliance with this standard <sup>65</sup> 3. The stormwater collection system is designed in accordance with Far North District Council Engineering Standards April 2022.	Where the standard is not met, matters of discretion are restricted to:  a. the character and amenity of the surrounding area; b. whether the activity is within an existing consented urban stormwater management plan or discharge consent; c. the extent to which building site coverage and impermeable surfaces contribute to total catchment impermeability and the provisions of any catchment or drainage plan for that catchment; d. the extent to which low impact design principles have been used to reduce site impermeability; e. natural hazard mitigation and site constraints; f. the effectiveness of the proposed method for controlling stormwater without adverse effects on adjoining waterbodies (including groundwater and aquifers) on adjoining or downstream properties. g. the extent to which existing grass, vegetation or landscaping provided on site can mitigate the adverse effects resulting from reduced, alternative or no permeable surface; and h. extent of potential adverse effects on cultural, spiritual,
		heritage and/or amenity values of any affected waterbodies.
LIZ-SX	Pedestrian frontages	
Light Industrial zone	For sites with pedestrian frontage identified on the planning maps:  1. At least 65% of the building frontage at	Where the standard is not met, matters of discretion are restricted to:

<sup>65</sup> S516.034 and others. Plan wide consistency66 S418 plan wide consistency

ground floor must be clear glazing; and
2. The principal public entrance to the building must be located on the front boundary. 67

- a. <u>the character and amenity of the streetscape; and</u>
- b. the ability to reuse and adapt the building for a variety of activities.

<sup>&</sup>lt;sup>67</sup> S368.011